

REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF SAN
ANTONIO HELD IN THE CITY
COUNCIL CHAMBER ON THURSDAY
JUNE 2ND, 1960, AT 8:30 A.M.

The meeting was called to order.

On this the 2nd day of June, 1960, the City Council of the City of San Antonio, Texas, convened in regular meeting, at the regular meeting place, with the following members present, to-wit:

- J. EDWIN KUYKENDALL, Mayor
- REUBEN O. DIETERT :
- DR. JOHN L. MCMAHON :
- DR. MAX E. JOHNSON :
- WAYNE C. SIMPSON : Councilmen
- JOE OLIVARES :
- THEO W. PINSON, JR. :
- DR. JOSE SAN MARTIN :
- CARLOS C. CADENA City Attorney
- J. FRANK GALLAGHER City Clerk

and with the following absent: Councilman Mike Passur, constituting a quorum at which time the following proceedings were had:

- - - - -

The Clerk read the following ordinance:

AN ORDINANCE 28, 522

RELATING TO THE AMENDMENT OF THE TRUST INDENTURE AND
SUPPLEMENTAL TRUST INDENTURES SECURING THE ELECTRIC
AND GAS REVENUE BONDS OF THE CITY.

* * * * *

Full text in Ordinance Book J.J. Page 324

City Attorney Carlos Cadena explained the proposed changes. He stated that the only substantial change to the ones submitted to the Trustee, for the bondholders was that in future bond issues the City Public Service Board not take depreciation on its properties which would be to the benefit of the City. He stated that this is the final approval of the proposed changes to the indenture which will be submitted to the bondholders. To a question by Dr. McMahon, the City Manager stated that the cost of getting the approval on the changes by the bondholders would be between \$200,000 and \$400,000 and that the City Public Service Board has indicated it will participate in the cost although this matter is strictly between the City and the bondholders.

Mrs. Marie C. Halpenny stated that she and Mr. David Halpenny had appeared before the Council a number of times and asked it to get a detailed audit report of expenditures of the City Public Service Board from the time it was purchased by the City to the pre-

June 2nd, 1960

sent time. She stated that she had been unsuccessful in getting this done. She then accused the Mayor and the City Council of being derilect in their duties in not having this information available to the public as set out in the indenture and state law. No one else asked to be heard. On motion of Dr. Johnson, seconded by Dr. San Martin, the Ordinance was passed and approved by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

Councilman Johnson made a motion that the City Manager be instructed to prepare a budget for the 1960-61 fiscal year based on a tax rate of \$1.82 per hundred valuation. The motion was seconded by Councilman Pinson. Council McMahon stated that he would vote for the motion, on the condition that the budget would adequately provide for the needs of the City and that it be subject to review, this having been expressed at the informal meeting held on June 1st. On roll call, the motion carried by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

Councilman Johnson introduced an ordinance and made a motion that it be passed. The motion was seconded by Councilman Olivares. The ordinance was read by the City Clerk.

The motion carrying with it the passage of the ordinance prevailed by the following vote: AYES: Dietert, McMahon, Johnson, Simpson, Olivares, Pinson, San Martin and Mayor Kuykendall; NAYS: None; ABSENT: Passur.

The Mayor announced that the ordinance had been passed. The ordinance as passed is as follows:

AN ORDINANCE 28, 523

CALLING AN ELECTION ON THE PROPOSITION OF THE ISSUANCE
OF \$9,000,000.00 IN STREET CONSTRUCTION AND IMPROVEMENT
BONDS.

* * * * *

Full text in Ordinance Book J.J. Page 328

Prior to the passage of the ordinance, the following persons addressed the Council re the election. Mr. James W. Francis, Chairman of the Highway Committee of the Chamber of Commerce stated he was appearing today in behalf of the Citizens of San Antonio and endorsed the proposed bond issue. He then introduced the following citizens who also pledged support of the bond issue: Datus Proper, Lloyd Denton, Major Gen. Lewis Muddell, Commanding Officer of the Air Material Command, Kelly Air Force Base; Ray Stanley, representing the Mexican Chamber of Commerce; Frank R. ~~W~~ASSO, representing the Lulacs; Billy Levine of Billy Mitchell Village; Howard Murphy, Holt Machinery Co.; Ray Killian, representing the San Antonio Transit System and Charles Dailey.

June 2nd, 1960

Mrs. James B. Graves, President of the San Antonio Conservation Society, stated the society has always opposed the taking of any part of Brackenridge Park. She asked the Council to delay the election until the exact route is determined. City Manager Andrews replied that it is necessary that they have funds available for these projects before the State Highway Department will hold hearings on the routes and before the detailed engineering could be made. He concluded by stating this will complete the expressway program, and give San Antonio the finest network of highways in the Country. Dr. Johnson stated the bonds call for no increase in the tax rate to service them. He then moved adoption of the ordinance. Seconded by Mr. Olivares, the ordinance was passed and approved by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

Dr. Johnson then moved that the Council go on record that the City will set aside \$450,000 annually from monies received from the City Public Service Board to take care of servicing the bonds. Secoeded by Dr. San Martin, the motion carried bythe following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

The following resolution was read by the City Clerk:

A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON A STREET OVERLAY PROGRAM FOR 1960.

* * * *

Mr. Sam Granata, Public Works Director, stated this program called for overlaying 600 blocks of streets or 52 miles with hot-mix - hot laid asphalt, this work to be done on major arteries at a cost of \$500,000. He also explained how the overlay work is performed. On motion of Mr. Dietert, seconded by Mr. Simpson the resolution was passed and approved by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

The following ordinances were passed and approved by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

AN ORDINANCE 28, 524

APPROPRIATING \$225,000.00 FROM UNAPPROPRIATED SURPLUS OF THE GENERAL FUND AND TRANSFERRING SAID AMOUNT TO SPECIAL PROJECT 09-04-11, SIDEWALK CONSTRUCTION 1959-1960, OF THE GENERAL FUND: AND AUTHORIZING THE HIRING OF 77 ADDITIONAL PERSONNEL TO PROVIDE THE LABOR FORCE FOR THE CONSTRUCTION OF SIDEWALKS.

* * * * *

Full text in Ordinance Book J.J. Page

June 2nd, 1960

AN ORDINANCE 28, 525

APPROPRIATING \$14,750.00 OUT OF JAIL AND POLICE HEADQUARTERS SITES, POLICE HEADQUARTERS BUILDING BONDS, FUND 479-15, FOR FEE SIMPLE TITLE TO LOT 2 AND A PORTION OF LOT 3, NCB 293, IN CONNECTION WITH THE CITY LAND ACQUISITION PROGRAM.

* * * * *

Full text in Ordinance Book J.J. Page

First zoning case heard was Case No. 1088 to rezone Lot 2, NCB 10235 from "B" Residence District to "D" Apartment District and Lot 1, NCB 12035 from "B" Residence District to "LL" Manufacturing District. Subject property is located on the south side of East Commerce approximately 400' west of Spriggdale. The Planning Director explained it was the recommendation of the Planning Commission to grant the change. No one appeared in opposition. On motion of Dr. San Martin, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote; AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

AN ORDINANCE 28, 526

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 2, NCB 10235 AND LOT 1, NCB 10235.

* * * * *

Full text in Ordinance Book J.J. Page

Next heard was Case No. 1229 to rezone Lots 11 thru 18. NCB 12489 and Lots 33 thru 35, NCB 7263, located on the east side of Blanco, bounded on the north by south property line of Lot 2, on the south by Olmos and on the east by drainage alley from "B" Residence, "F" Local Retail District and "J" Commercial Districts to "JJ" Commercial District. The Planning Director briefed the Council on the case. No one appeared in opposition. On motion of Dr. Johnson, seconded by Mr. Pinson the recommendation of the Planning Commission to grant the change was approved by passage of the following ordinance by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

AN ORDINANCE 28, 527

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 11 thru 18, NCB 12489 AND LOTS 33 - 35, NCB 7263.

* * * * *

Full text in Ordinance Book J.J. Page

June 2nd, 1960

Next heard was Case No. 1274 to rezone Lot 29, NCB 7650 located on the east side of Riverside Drive approximately 375' south of White Avenue from "B" Residence District to "JJ" Commercial District. The Planning Director briefed the change. No one appeared in opposition. On motion of Dr. San Martin, seconded by Dr. Johnson, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote; AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

AN ORDINANCE 28, 528

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 29, NCB 7650.

* * * * *

Full text in Ordinance Book J.J. Page

Case No. 1280 to rezone Lot 76, Blk. 1, NCB 11261, located at the N.W. corner of Pitluk Avenue and Somerset Road from "B" Residence District to "F" Local Retail District. The Planning Director explained the change. No one appeared in opposition to the change. On motion of Dr. McMahon, seconded by Mr. Dietert the recommendation of the Planning Commission to grant the change was approved by the following vote; AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

AN ORDINANCE 28, 529

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 76, BLOCK 1, NCB 11261

* * * * *

Full text in Ordinance Book J.J. Page

Next heard was Case No. 1287 to rezone Lots 5 and 8, NCB 10930 from "B" Residence District to "F" Local Retail District and Lots 6 and 7, NCB 10930 from "B" Residence District to "D" Apartment. Subject Property is bounded on the west by U. S. Highway 181, on the east by East Pyron Avenue, and on the south by S. E. Military Drive. The Planning Director explained the proposed change. No one spoke in opposition. On motion of Dr. San Martin, seconded by Mr. Olivares, the recommendation of the Planning Commission to grant the change was approved by passage of the following ordinance by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

June 2nd, 1960

AN ORDINANCE 28, 530

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOTS 5 & 8, NCB 10930 AND LOTS 6 & 7, NCB 10930.

* * * * *

Full text in Ordinance Book J.J. Page

Next case heard was Case No. 1289 to rezone Lot 7, NCB 10060, located on the NE corner of Aribe and Jackson-Keller Road from "B" Residence District to "E" Office District. The Planning Director explained the change. Mr. Alfred Rohde representing the applicant stated a two story apartment building with approximately 33 units was proposed for this location, and adequate parking facilities have been provided for. He said "E" Office District was asked in order to permit various office uses at a later date. Mr. Cooper, part owner of the property, stated this project would provide a buffer zone between the existing "A" Residence District and "J" Commercial Zoning. Mr. Frank Norwood of 116 Aribe Drive, objected to the change because they proposed too many apartments on this property; would create more traffic and noise, was against "E" Office District as it decreases the value of the residential district. After consideration of the matter, on motion of Dr. San Martin, seconded by Mr. Dietert the recommendation of the Planning Commission to grant the change was approved by passage of the following ordinance by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

AN ORDINANCE 28, 531

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 7, NCB 10060 FROM "B" RESIDENCE DISTRICT TO "E" OFFICE DISTRICT.

* * * * *

Full text in Ordinance Book J.J. Page

Next heard was Case 1294 to rezone Lot 20, NCB 10594 from "B" Residence District to "E" Office Office District, Lot 19, NCB 10594 from "B" Residence District to "F" Local Retail District and Lot 18, NCB 10594 from "B" Residence District to "JJ" Commercial District. Subject property is bounded by Dietrich, North W. W. White Road and by Springfield Road. The Planning Director briefed the change. No one appeared in opposition to the change. On motion of Dr. Johnson, seconded by Dr. San Martin, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

June 2nd, 1960

AN ORDINANCE 28, 532

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 20, NCB 10594 FROM "B" RESIDENCE DISTRICT TO "E" OFFICE DISTRICT, LOT 19, NCB 10594 FROM "B" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT AND LOT 18, FROM "B" RESIDENCE DISTRICT TO "JJ" COMMERCIAL DISTRICT.

* * * * *

Full text in Ordinance Book J.J. Page

Next heard was Case 1304 to rezone Lot 14, NCB 10644, located on the NW corner of Leonidas & S. W. W. White Road from "A" Residence District to "F" Local Retail District. The Director of Planning explained the change. No one spoke in opposition to the change. On motion of Dr. San Martin, seconded by Mr. Simpson, the recommendation of the Planning Commission was approved by passage of the following ordinance by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin, NAYS: None; ABSENT: Passur.

AN ORDINANCE 28, 533

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 14, NCB 10644 FROM "A" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT.

* * * * *

Full text in Ordinance Book J.J. Page

Last zoning Case heard was Case No. 1306 to rezone Lot 25, NCB 10658, located on the west side of W. W. White Road, approximately 71.24' south of Leonidas Drive from "A" Residence District to "F" Local Retail District. The Plan Director explained the change. No one appeared in opposition. On motion of Mr. Dietert, seconded by Mr. Pinson the recommendation of the Planning Commission to grant the change was approved by passage of the following ordinance by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin; NAYS: None; ABSENT: Passur.

AN ORDINANCE 28, 534

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 25, NCB 10658, FROM "A" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT.

* * * * *

Full text in Ordinance Book J.J. Page

June 2nd, 1960

Mr. M. L. Troutz, 427 Drury Lane addressed the Council and expressed himself as being against the sewer service charge. He stated he had a petition with 900 names protesting the charge.

Dr. San Martin made the following statement:

Mr. Mayor, After four years and 2 weeks as a member of the City Council I want to express my appreciation to you and members of the Council I have served with and Mr. Andrews and the people of San Antonio who elected me twice for the opportunity I have had to serve the people of the Community. It was a fine experience to me, and if at any time I can be of service please call on me. I am glad Mr. George de la Garza has been selected to replace me. I know him and ^{he} is well qualified. Because I must choose between serving and personal health, I ask that the Council accept my resignation as Councilman.

Mayor Kuykendall expressed regret on behalf of the Council. He said Dr. San Martin was the type of Councilman they all wanted to be.

He is a dedicated man in his work. He had not taken in consideration only one part of the City but all of the City and would be missed by all. As he had been a great help and inspiration in serving on the Council.

Dr. Johnson stated he had asked Dr. San Martin to stay on but understood that for health reasons he had taken this action. He then moved that the resignation be accepted at this time.

Mr. Olivares, stated he regreted to second the motion but would do so. The motion carrying with it the passage of the following resolution prevailed by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Pinson and Olivares; NAYS: None; ABSENT: Passur; ABSTAINING: San Martin.

A RESOLUTION

ACCEPTING THE RESIGNATION OF DR. JOSE SAN
MARTIN AS COUNCILMAN FOR THE CITY OF SAN
ANTONIO.

* * * *

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:-

1. The resignation of Dr. Jose San Martin as Councilman for the City of San Antonio is hereby accepted.
2. PASSED AND APPROVED this 2nd day of June, 1960.

J. EDWIN KUYKENDALL, MAYOR

ATTEST: J. Frank Gallagher

City Clerk

The following ordinance was read by the Clerk:

AN ORDINANCE 28, 535

APPOINTING GEORGE DE LA GARZA,
AS A MEMBER OF THE CITY COUNCIL.

* * * * *

Full text in OrdinanceBook J.J. Page

- - -
On motion of Mr. Pinson, seconded by Dr. Johnson the ordinance was passed and approved by the following vote: AYES: Kuykendall, Dietert, McMahon, Johnson, Simpson, Olivares and Pinson; NAYS: None; ABSENT: Passur.

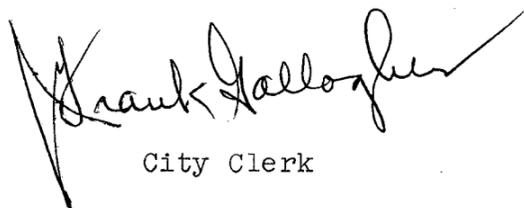
- - -
The City Clerk then administered the oath of office to Mr. George de la Garza.

- - -
There being no further business the meeting adjourned.

A P P R O V E D:


M A Y O R

ATTEST:


City Clerk