

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, NOVEMBER 11, 1965, 8:30 A.M.

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The regular meeting of the City Council was called to order by the Presiding Officer, Mayor W. W. McAllister, with the following members present: McALLISTER, CALDERON, JONES, JAMES, COCKRELL, GATTI, TREVINO, PARKER and BREMER; ABSENT: None.

65-1135 The invocation was given by the Reverend Wilson Hill, Beitel Memorial Lutheran Church.

Minutes of the meeting of November 4, 1965, were approved.

The following ordinances were explained by members of the Administrative Staff and on motion made and duly seconded were each passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker and Bremer; NAYS: None; ABSENT: None.

65-1136 AN ORDINANCE 33,832

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF SEAGRAVE FIRE APPARATUS TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH ONE EIGHTY-FIVE FOOT AERIAL LADDER RESCUE TRUCK FOR A NET TOTAL OF \$42,570.00.

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65-1137 AN ORDINANCE 33,833

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF ALOE SCIENTIFIC DIVISION OF BRUNSWICK CORPORATION TO FURNISH THE CITY OF SAN ANTONIO PUBLIC HEALTH DEPARTMENT WITH LABORATORY EQUIPMENT FOR A NET TOTAL OF \$2,135.50.

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65-1138 AN ORDINANCE 33,834

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF M. JACKS FIRE AND SAFETY EQUIPMENT COMPANY TO FURNISH THE CITY OF SAN ANTONIO FIRE DEPARTMENT WITH SELF-CONTAINED BREATHING APPARATUS FOR A NET TOTAL OF \$1,397.40.

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65-1139 AN ORDINANCE 33,835

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF ART SIMON TO FURNISH THE CITY OF SAN ANTONIO, FIRE DEPARTMENT WITH 100 FIRE HELMETS FOR A NET TOTAL OF \$1,265.00.

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65-1140 AN ORDINANCE 33,836

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF AMERICAN ROOFING & METAL COMPANY FOR INSTALLATION OF CERTAIN ROOF REPAIRS AT LA VILLITA, CITY OF SAN ANTONIO FOR A NET TOTAL OF \$1,469.00.

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65-1141 AN ORDINANCE 33,837

ACCEPTING THE LOW BID OF MEADER CONSTRUCTION COMPANY, INC. FOR THE CONSTRUCTION OF COLORADO-BRAZOS PAVING PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR SAID WORK; APPROPRIATING THE SUM OF

65-1141 \$141,844.58 PAYABLE TO MEADER CONSTRUCTION COMPANY, INC. OUT OF STREET IMPROVEMENT BONDS NO. 479-10; APPROPRIATING THE SUM OF \$5,000.00 OUT OF THE SAME FUND TO BE USED AS A CONSTRUCTION CONTINGENCY ACCOUNT, AND THE SUM OF \$1,000.00 AS A MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT; AND AUTHORIZING A TRANSFER OF FUNDS.

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65-1142 AN ORDINANCE 33,838

AUTHORIZING A QUITCLAIM DEED TO FRANCIS J. COOPER OF AN UNUSED SEWER EASEMENT IN LOT 26, BLOCK B, NEW CITY BLOCK 8695.

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65-1143 AN ORDINANCE 33,839

ACCEPTING DEDICATION OF A SEWER EASEMENT IN NEW CITY BLOCK 12371 FROM THE EISENHAUER ROAD BAPTIST CHURCH AND AUTHORIZING A QUITCLAIM DEED TO SAID CHURCH OF A PORTION OF THE EXISTING EASEMENT.

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65-1144 AN ORDINANCE 33,840

APPROPRIATING \$6,100.00 OUT OF FIRE STATION BONDS NO. 489-04 FOR ACQUISITION OF PROPERTY IN CONNECTION WITH FIRE STATION NO. 20 PROJECT; APPROPRIATING \$1,080.00 OUT OF STREET IMPROVEMENT BONDS NO. 489-01 TO ACQUIRE PROPERTY FOR THE NACOGDOCHES ROAD PAVING PROJECT; ACCEPTING A PIPE LINE LICENSE PERTAINING TO THE OLMOS CREEK SANITARY SEWER LINE AND ACCEPTING A DEDICATION IN CONNECTION WITH THE NACOGDOCHES ROAD PAVING PROJECT.

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65-1145 AN ORDINANCE 33,841

AUTHORIZING PAYMENT OF THE SUM OF \$600.00 PAYABLE TO FRANKIE MAY LUTHY GORLER AND ANGIE N. LUTHY, CO-EXECUTRICES OF THE ESTATE OF FRANK LUTHY, DECEASED.

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65-1146 AN ORDINANCE 33,842

APPROPRIATING \$12,435.00 OUT OF HIGHWAY 90 WEST EXPRESSWAY BONDS, FUND #479-16 PAYABLE TO STEWART TITLE COMPANY AS CONSIDERATION FOR A DEED FROM L. M. HOULIHAN, ET AL, FOR ACQUISITION OF 1.1382 ACRES OF LAND OUT OF TRACT 1, NEW CITY BLOCK 11313, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, WHICH 1.1382 ACRES OF LAND IS NEEDED AS RIGHT OF WAY FOR U. S. 90 WEST EXPRESSWAY.

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65-1147 AN ORDINANCE 33,843

APPROPRIATING \$1,300.00 OUT OF HIGHWAY 90 WEST EXPRESSWAY BONDS, FUND NO. 479-16 PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY SUBJECT TO THE ORDER OF GUADALUPE SALINAS GARZA, ET AL, AS THEIR INTERESTS MAY APPEAR, SAID AMOUNT BEING THE AWARD OF THE SPECIAL COMMISSIONERS IN CONDEMNATION CAUSE NO. C-385 FOR THE ACQUISITION OF 0.2721 OF ONE ACRE OF LAND OUT OF AND A PART OF LOT 4, BLOCK 33, NEW CITY BLOCK 8115, EDGEWOOD ADDITION, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AND CERTAIN DAMAGES TO THE REMAINDER OF THE PARCEL.

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65-1148

AN ORDINANCE 33,844

APPROPRIATING \$550.00 OUT OF HIGHWAY 90 WEST EXPRESSWAY BONDS, FUND NO. 479-16, PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY, SUBJECT TO THE ORDER OF JESUS S. YBANEZ, ET AL, AS THEIR INTERESTS MAY APPEAR, SAID AMOUNT BEING THE AWARD OF THE SPECIAL COMMISSIONERS IN CONDEMNATION CAUSE NO. C-388 FOR THE ACQUISITION OF 0.1462 OF ONE ACRE OF LAND OUT OF AND A PART OF LOT 5, BLOCK 33, NEW CITY BLOCK 8115, EDGEWOOD ADDITION, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND CERTAIN DAMAGES TO THE REMAINDER OF THE PARCEL.

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65-1149

AN ORDINANCE 33,845

APPROPRIATING \$350.00 OUT OF HIGHWAY 90 WEST EXPRESSWAY BONDS, FUND NO. 479-16, PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY SUBJECT TO THE ORDER OF JUAN H. LOPEZ, ET UX, AS THEIR INTERESTS MAY APPEAR, SAID AMOUNT BEING THE AWARD OF THE SPECIAL COMMISSIONERS IN CONDEMNATION CAUSE NO. C-387 FOR THE ACQUISITION OF 0.1120 OF ONE ACRE OF LAND OUT OF AND A PART OF LOTS 5 & 6, BLOCK 33, NEW CITY BLOCK 8115, EDGEWOOD ADDITION, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AND CERTAIN DAMAGES TO THE REMAINDER OF THE PARCEL.

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65-1150

AN ORDINANCE 33,846

APPROPRIATING \$7,500.00 OUT OF HIGHWAY 90 WEST EXPRESSWAY BONDS, FUND NO. 479-16, PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY SUBJECT TO THE ORDER OF JUAN H. LOPEZ, ET UX, AS THEIR INTERESTS MAY APPEAR, SAID AMOUNT BEING THE AWARD OF THE SPECIAL COMMISSIONERS IN CONDEMNATION CAUSE NO. C-387 FOR THE ACQUISITION OF 0.1120 OF ONE ACRE OF LAND OUT OF AND A PART OF LOTS 5 & 6, BLOCK 33, NEW CITY BLOCK 8115, EDGEWOOD ADDITION, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AND CERTAIN DAMAGES TO THE REMAINDER OF THE PARCEL.

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65-1151

AN ORDINANCE 33,847

APPROPRIATING \$36,500.00 OUT OF HIGHWAY 90 WEST EXPRESSWAY BONDS, FUND NO. 479-16 PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY SUBJECT TO THE ORDER OF ANNIE L. SCHIEFELBEIN, A WIDOW, ET AL, AS THEIR INTERESTS MAY APPEAR, SAID AMOUNT BEING THE AWARD OF THE SPECIAL COMMISSIONERS IN CONDEMNATION CAUSE NO. C-375 FOR THE ACQUISITION OF 4.3873 ACRES OF LAND IN NEW CITY BLOCK 8671 IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, SAME BEING OUT OF AND A PART OF TRACT ONE OF THE THORN SUBDIVISION OUT OF OLD CITY LOT 1, 2, 3, & 4, RANGE 5, DISTRICT 6 OF THE ORIGINAL CITY GRANT AND CERTAIN DAMAGES TO THE REMAINDER OF THE PARCEL.

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The following ordinances were explained by members of the Administrative Staff, and on motion made and duly seconded were passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Trevino, Parker and Bremer; NAYS: None; ABSENT: Gatti.

65-1152

AN ORDINANCE 33,848

AUTHORIZING THE TAX ASSESSOR AND COLLECTOR TO COLLECT AND ADJUST CERTAIN ASSESSMENTS APPEARING ON THE CITY TAX ROLLS IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE TAX ERROR BOARD OF REVIEW.

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65-1153

AN ORDINANCE 33,849

AUTHORIZING THE CITY MANAGER TO JOIN IN THE EXECUTION OF SEVERAL QUITCLAIM DEEDS TO VARIOUS INDIVIDUALS WHO HAVE OFFERED TO PURCHASE SPECIFIC LOTS AS DESCRIBED IN SAID DEEDS, SAID PROPERTIES HAVING BEEN ACQUIRED BY THE EDGEWOOD INDEPENDENT SCHOOL DISTRICT AT A PRIOR SHERIFF'S SALE AND AUCTIONED AT A PUBLIC SALE DATED SEPTEMBER 21, 1965.

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65-1154

AN ORDINANCE 33,850

RESCINDING SUBSECTIONS a, d AND f OF SECTION 1, ORDINANCE NO. 32221 PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO ON THE 9TH DAY OF APRIL, 1964, AND DIRECTING THAT THE MONIES APPROPRIATED THEREBY BE RETURNED TO THE FUND FROM WHICH APPROPRIATED.

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65-1155

AN ORDINANCE 33,851

AUTHORIZING A ONE-YEAR EXTENSION OF A CONTRACT BETWEEN THE CITY AND GILBERT M. DENMAN, JR., FOR USE OF A PORTION OF THE BEAUTIFIED SECTION OF THE SAN ANTONIO RIVER AREA IN CONJUNCTION WITH A RESTAURANT OPERATION.

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65-1156

AN ORDINANCE 33,852

AUTHORIZING A ONE-YEAR EXTENSION OF A CONTRACT BETWEEN THE CITY AND BURTON LOUIE, D/B/A LUNG JEU RESTAURANT, FOR USE OF A PORTION OF THE SAN ANTONIO RIVER AREA AS AN OUTDOOR DINING ROOM.

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65-1157

AN ORDINANCE 33,853

AUTHORIZING EXECUTION OF A CONTRACT WITH ROBERTS, ALLEN & HELMKE, ARCHITECTS, WHEREBY SAID FIRM IS TO FURNISH PROFESSIONAL SERVICES IN CONNECTION WITH THE CONSTRUCTION OF A TERMINAL SATELLITE AND APPURTENANCES THERETO AT INTERNATIONAL AIRPORT.

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65-1158

AN ORDINANCE 33,854

AMENDING THE EXISTING CONTRACT WITH LODAL & ASSOCIATES, INC. TO INCLUDE ADDITIONAL ENGINEERING SERVICES REQUIRED IN CONNECTION WITH THE 1966 FEDERAL AVIATION AGENCY PROGRAM.

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65-1159

AN ORDINANCE 33,855

MANIFESTING A CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND LODAL & ASSOCIATES, INC. FOR PROFESSIONAL SERVICES ON CERTAIN AIRPORT IMPROVEMENTS.

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The following ordinance was explained by Mr. Emmitt R. Tuggle, Architect, on this project and recommended to the City Council the low bid of William Matera be accepted. On motion of Mr. Bremer, seconded by Mr. Jones, the ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker and Bremer; NAYS: None; ABSENT: None.

65-1160

AN ORDINANCE 33,856

ACCEPTING THE LOW BID OF WILLIAM MATERA, CONTRACTOR, FOR THE CONSTRUCTION OF THE SOUTHEAST BRANCH LIBRARY; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR; APPROPRIATING THE SUM OF \$106,511.00 OUT OF LIBRARIES IMPROVEMENT BOND FUND NO. 489-06 PAYABLE TO WILLIAM MATERA; APPROPRIATING \$1,000.00 OUT OF THE SAME FUND AS A CONSTRUCTION CONTINGENCY ACCOUNT AND \$595.77 PAYABLE TO EMMIT R. TUGGLE, ARCHITECT, FOR PROFESSIONAL SERVICES.

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The following ordinance was explained by Mr. Mike Sexton, Public Library Director, and on motion of Mr. Jones, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino and Bremer; NAYS: None; ABSENT: Parker.

65-1161

AN ORDINANCE 33,857

APPROPRIATING \$1,335.00 OUT OF LIBRARIES IMPROVEMENT BOND FUND NO. 489-06 AS REIMBURSEMENT TO THE GENERAL FUND FOR PRIOR EXPENDITURES; ALSO AUTHORIZING A CLOSING OF SPECIAL PROJECT ACCOUNT 15-01-01, SOUTHEAST BRANCH LIBRARY, AND TRANSFERRING THE BALANCE THEREOF TO PUBLIC IMPROVEMENTS ACCOUNT 30-01-01.

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The following ordinance was read by the City Clerk:

65-1162

AN ORDINANCE 33,858

ADDING CHAPTER 10A TO THE CITY CODE, ADOPTING A COMMERCIAL BUSINESS AND INDUSTRIAL CONDITION AND USE CODE; PRESCRIBING MINIMUM STANDARDS FOR USE AND MAINTENANCE OF COMMERCIAL BUSINESS AND INDUSTRIAL PREMISES; DEFINING TERMS; STATING ITS APPLICATION; SPECIFYING RESPONSIBILITIES OF OWNERS AND OPERATORS OF SUCH PREMISES TO REMOVE HAZARDS AND NUISANCES THEREFROM; TO MAINTAIN SUCH PREMISES FREE OF HAZARDS AND NUISANCES AND IN SUCH MANNER AS TO PREVENT DETERIORATION THEREOF; PRESCRIBING PROCEDURES FOR THE ENFORCEMENT OF CHAPTER 10A; PROVIDING FOR NOTICES TO OWNERS AND OPERATORS AND FOR HEARINGS; PROVIDING FOR APPEALS AND HEARINGS BY THE HOUSING ADVISORY AND APPEALS BOARD; PROVIDING FOR THE GRANT OF VARIANCES BY SAID BOARD; PROVIDING THAT ANY VIOLATIONS HEREOF SHALL BE PUNISHABLE BY A FINE NOT TO EXCEED \$200; AND CONTAINING A SEVERABILITY PROVISION.

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Mr. George Vann, Director of Housing and Inspections, stated this ordinance sets up maintenance standards for commercial buildings similar to the minimum housing code which applies to residential structures only. He added that it sets up various standards and all provisions refer to the Building Code, Plumbing Code and Electrical Code, when major alterations have to be done to a building. Mainly, however, it applies to provisions for maintenance such as painting, cleaning up refuse and garbage, and items of this type. He concluded by saying that he was prepared to enforce the ordinance which becomes effective 60 days after adoption.

On motion of Mr. Jones, seconded by Mrs. Cockrell, the ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino and Bremer; NAYS: None; ABSENT: Parker.

65-1163 The following ordinances were explained by members of the Administrative Staff and on motion made and duly seconded were passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino and Bremer; NAYS: None; ABSENT: Parker.

65-1163

AN ORDINANCE 33,859

APPROPRIATING A TOTAL OF \$17,735.70 OUT OF VARIOUS BOND FUNDS TO REIMBURSE THE GENERAL FUND FOR EXPENSES INCURRED IN CONNECTION WITH THE RECENT SALE OF \$15,000,000 GENERAL OBLIGATION BONDS.

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65-1164

AN ORDINANCE 33,860

AUTHORIZING THE TRANSFER OF \$6,054.34 FROM OPERATING CONTINGENCY ACCOUNT 70-01-01 TO NON-DEPARTMENTAL ACCOUNT 50-21-01 AND AUTHORIZING PAYMENT THEREFROM TO THE SAN ANTONIO AMBULANCE, INC. FOR PAYMENT OF EXCESS INSURANCE PREMIUMS IN ACCORDANCE WITH CONTRACT APPROVED BY ORDINANCE NO. 32081 DATED JANUARY 30, 1964.

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The following ordinances and resolution were explained by members of the Administrative Staff and on motion made and duly seconded were each passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker and Bremer; NAYS: None; ABSENT: None.

65-1165

AN ORDINANCE 33,861

ESTABLISHING ONE CLERK TYPIST II POSITION IN THE CRIME DETECTION SECTION OF THE POLICE DEPARTMENT; AMENDING THE CURRENT BUDGET TO REFLECT SUCH POSITION AND DECLARING AN EMERGENCY.

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65-1166

AN ORDINANCE 33,862

AUTHORIZING PURCHASE OF CERTAIN PROPERTY IN NEW CITY BLOCK 13419 FROM THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO AT A TOTAL COST OF \$47,675.00 AND AUTHORIZING PAYMENT OF THE SAME OUT OF THE GENERAL FUND; ALSO APPROVING EXECUTION OF A REDEVELOPMENT AGREEMENT PERTAINING TO SAID PROPERTY.

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65-1167

A RESOLUTION

CHANGING THE DATE OF THE MEETING OF THE CITY COUNCIL REGULARLY SCHEDULED FOR THURSDAY, NOVEMBER 25, 1965, TO WEDNESDAY, NOVEMBER 24, 1965.

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The Mayor recognized Councilman S. H. James.

Councilman James made the following statement: "I would like to introduce an ordinance for consideration of the Council in the area of Civil Rights. (Mr. James read the caption of the ordinance.) This ordinance covers the total area of public accommodation in our community - hotels, motels, restaurants, theatres and museums, public conveyances - all of the area of public accommodations. This ordinance also ratifies and re-establishes the Community Relations Commission as the agency to receive all of the alleged violations of this ordinance, and to hear the complaints involved, and in the instances when the solution of the matter is not satisfactory, then the matter should be taken to the Corporation Court, conviction of which will bring a \$25 fine and the maximum of \$200. While we are all aware of the fine job the Community Relations Commission has done in this area, this ordinance serves to give further format and structure to their work. This ordinance represents the fruition and creative concern of many people in our community.

I would like to thank personally the Legal Staff for its conferences,

its understanding, their unstintingly giving of their time, interest and talents. I think that on this Veterans Day it will be most appropriate that we pass this Civil Rights Ordinance. I think it will be welcomed by all the people of good will in this community. So if the Clerk will read the caption, I would like to move its adoption."

The Clerk read the caption as follows:

65-1168

AN ORDINANCE 33,863

RATIFYING AND RE-ESTABLISHING COMMUNITY RELATIONS COMMISSION AND MAKING IT UNLAWFUL TO DISCRIMINATE AGAINST ANY PERSON IN PLACES OF PUBLIC ACCOMMODATION BECAUSE OF RACE, COLOR OR RELIGION AND MAKING VIOLATIONS A MISDEMEANOR PUNISHABLE BY A FINE OF NOT LESS THAN \$25.00 NOR TO EXCEED \$200.00.

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On motion of Mr. James, seconded by Mr. Trevino, the ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker and Bremer; NAYS: None; ABSENT: None.

65-1169 Mr. Trevino read the following resolution of respect, and moved its adoption. Seconded by Mr. Gatti, it was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker and Bremer; NAYS: None; ABSENT: None.

A RESOLUTION

OF RESPECT

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WHEREAS, the City of San Antonio lost an esteemed and valuable citizen on November 4, 1965, when death brought to a close the active life of Mr. E. G. Luna, and

WHEREAS, Mr. Luna was very active in civic affairs of this community and gave unstintingly of his time and talents in the tasks he undertook, and

WHEREAS, among other assignments, he served for four years as a Member of the Board of Trustees of the San Antonio Public Library and at the time of his death was Chairman of the Bexar County Hospital District Board of Trustees,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

1. To the members of the family is extended the sincere sympathy of the members of this City Council, and the citizens generally, in the irreparable loss suffered in the passing of Mr. E. G. Luna.
2. BE IT FURTHER RESOLVED, that this Resolution be spread upon the minutes of the Council meeting and a copy thereof sent to the bereaved family in recognition of Mr. Luna's respected place in this community.
3. PASSED AND APPROVED this 11th day of November, 1965.

/s/ W, W, McAllister
Mayor

Attest: /s/ J. H. Inselmann
City Clerk

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The Clerk read the following ordinance:

65-1170

AN ORDINANCE 33,864

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF TRACT "A" 3.299 SQUARE MILES AND TRACT "B" .7633 SQUARE MILES BY THE CITY OF SAN ANTONIO; AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING AND DECLARING AN EMERGENCY.

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City Manager Shelley stated that this annexation was an area adjacent to Kelly Air Force Base, and Planning Director Steve Taylor and a representative of the Legal Staff has been in contact with representatives of Kelly Air Force Base. The problem is one of noise factors and noise zones in the activity area of Kelly Air Force Base.

Mr. Taylor described the three zones. The first zone, or outer zone, being the one with the least noise factor; the second where the problem is more crucial and noise is louder; and the third, or inner zone, is where the critical problem occurs. Most of the noise is from Kelly Air Force Base itself.

City Manager Shelley said that this property, in the opinion of Kelly Air Force Base, needs to be protected from residential growth in this area due to its activity, type of planes we have today, and will have in the future. He added it will be a planning matter and a zoning matter of control in this area. He said Kelley does not object to commercial and business or industry in the area. He concluded by pointing out that there are very few residences in these two areas under consideration.

After discussion, on motion of Dr. Calderon, seconded by Dr. Parker, the ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker and Bremer; NAYS: None; ABSENT: None.

65-1171 City Manager Shelley informed the Council that in connection with the authorization given to proceed with the matter of repair of sidewalks in the downtown section, in reviewing the Code of record, the procedure set out sets a 30 day enforcement limitation which is not practical. He stated he was offering an amendment to Chapter 35 of the Code, which would give 5 or 6 months to complete the work. This would allow the downtown merchants who are now entering their busy period, to complete their work sometime before Easter.

The City Clerk then read the following ordinance:

65-1171

AN ORDINANCE 33,865

AMENDING CHAPTER 35, ART. II OF THE CITY CODE RELATING TO PROCEDURES FOR REQUIRING REPAIR OR RECONSTRUCTION OF SIDEWALKS; AND PROVIDING THAT ANY VIOLATION THEREOF AS AMENDED HEREBY SHALL BE PUNISHED BY A FINE OF NOT MORE THAN \$200.00.

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On motion of Dr. Parker, seconded by Mr. Bremer, it was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker and Bremer; NAYS: None; ABSENT: None.

65-1172 The Clerk read the following ordinance for the second and final time:

65-1172

AN ORDINANCE 33,752

PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO, TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF 19.991 ACRES OF LAND, WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO. (Harmony Hills, Unit 4-C, containing 19.991 acres of land.)

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Planning Director Steve Taylor described the area to be annexed, which action was taken at the request of the owner of the property.

On motion of Mr. Jones, seconded by Mr. Bremer, the ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker and Bremer; NAYS: None; ABSENT: None.

The following ordinance was read for the first time by the City Clerk:

65-1173

AN ORDINANCE 33,866

PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO, TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF 113.855 ACRES OF LAND, WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO. (Sungate Subdivision, containing 113.855 acres of land.)

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Planning Director Steve Taylor described the area to be annexed which is located on the east side of Perrin Beitel Road, approximately 1/4 mile north of Loop 410, and stated the action was being taken at the request of the owners of the property.

No one asked to speak on the matter.

On motion of Dr. Parker, seconded by Mr. Gatti, the ordinance was passed and approved for publication only, by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Gatti, Trevino, Parker and Bremer; NAYS: None; ABSENT: None.

65-1174 Mayor McAllister opened the scheduled public hearing on the proposed annexation of Ticonderoga Colony, Colonies North Subdivision, containing 66.064 acres of land.

Planning Director Steve Taylor explained the proposed annexation which action was being taken at the request of the subdivider and owners of the property.

No one asked to be heard, and the hearing was declared closed. The Mayor announced the first reading of the annexation ordinance would be held on December 2, 1965.

65-1175 City Manager Shelley informed the Council the City has been picking up garbage in the downtown area in the evening and night, and this continues to be a problem. He presented pictures of certain locations showing garbage and trash stacked on the sidewalks in the early evening, and stated there is a need for control in this area. The major merchants have night maintenance and present no particular problem. The smaller merchants do not have night maintenance. He stated he wanted to come to the Council with a program setting up designated areas where smaller concerns may, in the early evening, dump their debris into larger containers, with the larger concerns putting their garbage out at a later time.

The Council concurred in this course of action, and the City Manager

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was asked to make a recommendation on this program.

65-1176 City Manager Shelley brought up the problem of work done by Utilities, and the need to obtain their cooperation in order to keep traffic moving in the downtown area. He felt serious consideration should be given to doing more of the work at night, except for emergencies.

He stated the matter will be discussed further with the public utilities before bringing it to the Council for action, as he felt conditions in the downtown section warrants some program to keep traffic moving.

65-1176 Mayor Pro-Tem Gatti brought to the attention of the City Council that San Antonio will have more construction in the next two years than in its history. He felt there should be developed some method to control construction in the downtown area and other parts of the city. He asked if it might be advisable to establish a Board to review all the plans and specifications that are being proposed to help set up the priorities, so that when HemisFair opens all the streets will not be under construction and blocked.

Mayor McAllister stated it might be well to have an informal conference with HemisFair officials, organized labor and the Associated General Contractors, for an exchange of ideas as there was no question but that a source of information should be available.

65-1177 Mayor McAllister recognized Sergeant Landry, escort for the Outstanding Soldiers of the Quarter for Fourth Army. Sergeant Landry then introduced Sergeant 1/Class Robert S. Vandiver and Specialist 1/Class Robert G. Sullivan, recipients of the honor and guests of General Colglazier.

The Mayor commended them for their achievement, and presented each with a proclamation making them Alcalde of La Villita.

65-1135 City Manager Shelley introduced his son, Steven Shelley and the son of Assistant City Manager Harner, Steven Harner, who were attending the Council meeting.

65-1168 The Mayor recognized Dr. P. S. Wilkenson, President of the San Antonio Ministers Union.

Dr. Wilkinson congratulated the Council for its action on the Civil Rights Ordinance. He stated this continues the work of Abraham Lincoln, honors the work of President Kennedy and furthered by President Johnson, and felt history has been made in San Antonio today.

65-1178 Mr. Remigio Valdez, spokesman for the Westside Civic Action Council, again brought to the attention of the Council the need for a railroad crossing signal at Ceralvo Street and the Southern Pacific Railroad Right-of-Way. He stated a woman was killed on Monday night from injuries received in a car-train collision. He stated that a year ago the City notified them that this matter was under consideration by the Railroad. He said an official of the Southern Pacific Railroad is going to try to meet with his group to discuss the matter and asked the Council's help in making this crossing safe.

Miss R. Pompo, a resident near the crossing, testified there is much traffic activity, both vehicular and pedestrian, and there should be a traffic control at this railroad crossing.

Mr. Ramsey, a representative of the Southern Pacific Railroad stated he understood a survey has been made and it is estimated that a control at the Brady Street crossing would cost \$10,000 and at Ceralvo Street, \$13,000 which is the crux of the matter. He said the Railroad, in the spirit of

cooperation, wanted to work with Mr. Valdez, and are ready to meet with his group. He confirmed that the question was one of money, it being customary in matters of this kind that civic groups participate in the cost, which is the policy of the State of Texas.

City Manager Shelley reported that the policy of the State of Texas has nothing to do with the policy of the City of San Antonio.

Mayor McAllister stated a year is too long for action to be taken in this matter and did not feel it is the responsibility of the civic group to deal with Southern Pacific Officials. He then asked the City Manager to follow this matter up and meet with the Railroad officials.

65-1179 Mr. C. Modrigal, President of the Barbers Association and head of a large delegation of barbers present, asked the City Council to consider passing an ordinance regulating the sanitary operation of barber shops in the City of San Antonio, and requiring that they close on Sundays and Mondays, and further that shops close at 7:00 PM on other days.

Mr. Charles E. Williams, representing a barbers organization on the East-side, also asked the Council to consider passage of such an ordinance.

After discussion, the Mayor informed the delegation the matter would be considered, and if this became an extended proposition, it might be well that the group have a conference with the City Attorney. In addition he would be willing to appoint one or two members of the Council as a Committee to sit in and be informed, and then report to the Council what their conclusions would be.

65-1179 After the delegation of barbers had left the Council meeting, Mr. Charles Parr, representing another group of barbers, presented a petition signed by citizens on the Southside, requesting the City Council that barber shops be allowed to operate according to the needs of its customers and to the discretion of its owners and operators.

65-1180 Mr. Ruben Rodriguez, boxing promoter, asked the Council to reconsider its recent policy of "no smoking" in the Municipal Auditorium, which he understands was for the protection of the new floor. He asked that the policy be amended to prohibit smoking only in the area where the new floor is installed, and allow it in other areas where the floor is concrete.

The Mayor thanked Mr. Rodriguez, and the matter was taken under consideration.

65-1180 Councilman Bremer, in connection with the above, reported that Mayor Welch of Houston, ordered two glasses of ice water and was told they would cost \$1.25. They brought the ice but no water. He asked if the Council would consider this matter along with Mr. Rodriguez's request.

City Manager Shelley stated he would check the matter with the concessionaire and report to the Council.

65-1180 Mr. Bremer then suggested the City should consider the hiring of a manager for the sound system at the Auditorium. He felt the system will do the job, but they do not have anyone to operate it.

65-1181 Mr. Peter Torres, attorney, protested the driver's license checks conducted by the Police Department. He stated in the last few weeks he has been stopped 7 times. He said his protest is based on constitutional premise and that the practice is a nuisance and illegal.

City Manager Shelley reported that if the Police Department did not think this practice was legal they would not be doing it, which is a part of Operation Common Sense, a program to try to reduce traffic fatalities in San Antonio.

The Clerk read the following letter:

November 11, 1965

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

Gentlemen and Madam:

The following petition was received and forwarded to the City Manager for investigation and report to the City Council.

65-1182 11-4-65 Petition of William E. Wallace, concerning the relocation of Riebe Funeral Home and making application of a permit to install an electrical service under the alley in New City Block 820, to serve the parking lot lights.

Sincerely,

/s/ J. H. Inselmann
City Clerk

The following report on petitions was made:

65-1183 Petition of Mrs. Beatrice Bowen, 5210 Efron Street, requesting the City to extend Efron Street which is presently a dead end street or provide a "turn around" for vehicular traffic.

Our investigation reveals that Efron is a short street that dead ends into a creek. To extend it would require construction of a bridge and purchase of right-of-way. To provide a "turn around" would also require purchase of right-of-way. From a traffic standpoint, neither of these expenditures can be justified.

We, therefore, recommend denial of this petition.

There being no further business to come before the Council, the meeting adjourned.

A P P R O V E D :


MAYOR

ATTEST: 
City Clerk

NOV 11 1965