

July 28, 1955

REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF SAN ANTONIO HELD IN THE
COUNCIL CHAMBER OF THE CITY HALL ON
THURSDAY, JULY 28, 1955 AT 9:00 A.M.

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

ABSENT: OLIVARES

Mayor J. Edwin Kuykendall presiding.

Invocation by Reverend Sam L. Fore, St. Andrews Methodist Church.

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

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

AN ORDINANCE 21,517

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF MR. AND MRS. W. E. BIBB AT 1422
WILTSHIRE

(Full text in Ordinance Book BB page 294)

AN ORDINANCE 21,518

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF MR. AND MRS. TOM J. SHERIDAN
AT 605 MORNINGSIDE

(Full text in Ordinance Book BB page 294)

AN ORDINANCE 21,519

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF THE TEXAS COMPANY AT 2315 HARRY
WURZBACH HWY

(Full text in Ordinance Book BB page 295)

AN ORDINANCE 21,520

ACCEPTING THE BID OF AMERICAN WASTE PAPER SALVAGE
COMPANY IN THE SUM OF \$25,750.00 FOR SALVAGE RIGHTS
AT CITY DUMPS AND AUTHORIZING AND DIRECTING THE CITY
MANAGER TO EXECUTE CONTRACT SUBMITTED HEREWITH

(Full text in Ordinance Book BB page 295)

AN ORDINANCE 21,521

GRANTING THE PETITION OF THE WEST AVENUE CHURCH OF
THE NAZARENE FOR EXEMPTION FROM CITY TAXES ON PROPERTY
LOCATED IN NCB 9758

(Full text in Ordinance Book BB page 295)

AN ORDINANCE 21,522

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

(Full text in Ordinance Book BB page 297)

AN ORDINANCE 21,523

AMENDING AN ORDINANCE PASSED AND APPROVED MARCH 24, 1955 IN SO FAR BUT ONLY IN SO FAR AS SAID ORDINANCE PERTAINS TO THE CONDEMNATION OF CERTAIN PROPERTY OWNED AND CLAIMED BY JENNE P. SNYDER AND OTHERS, FOR PUBLIC USE, TO WIT, FLOOD CONTROL AND DRAINAGE

(Full text in Ordinance Book BB page 297)

AN ORDINANCE 21,524

AMENDING AND SUPPLEMENTING ORDINANCE NUMBER 21,417 PASSED AND APPROVED JUNE 23, 1955, BY WHICH A DEED FROM OSCAR ULLRICH AND LUCILLE KOLLMAN BRAGG CONVEYING TO THE CITY OF SAN ANTONIO THE WEST 25 FEET OF LOTS 11 AND 23, BLOCK 3, NCB 10257, AND AUTHORIZING THE PAYMENT OF \$400.00 FOR SAME, BY AUTHORIZING THE DIRECTOR OF FINANCE TO PAY TO ALAMO TITLE COMPANY THE ADDITIONAL SUM OF \$75.00

(Full text in Ordinance Book BB page 298)

AN ORDINANCE 21,525

AUTHORIZING THE DIRECTOR OF FINANCE TO PAY TO HAGY SWIMMING POOLS THE SUM OF \$22.00 OUT OF 1-01, 1954 GENERAL FUND, UNPLEGDED ACCOUNT NUMBER 55-01-01, SETTLEMENTS AND REFUNDS, THIS PAYMENT BEING A REFUND OF A PERMIT FEE IMPROPERLY CHARGED AND COLLECTED FROM PAYEE HEREIN

(Full text in Ordinance Book BB page 299)

AN ORDINANCE 21,526

MANIFESTING A DEED TO ROEGELEIN PROVISION COMPANY OF A CLOSED AND ABANDONED PORTION OF THE ALLEY IN NEW CITY BLOCK 2812; AND OF THE CLOSED AND ABANDONED PORTION OF MEDIO STREET; AND OF THE CLOSED AND ABANDONED PORTION OF SALTILLO STREET FROM SOUTH BRAZOS STREET EAST TO THE SOUTHWEST BOUNDARY LINE OF THE FLOOD CONTROL RIGHT OF WAY AND THE NORTHWEST BOUNDARY LINE OF THE MISSOURI PACIFIC RAILROAD RIGHT OF WAY; AND OF THE CLOSED AND ABANDONED PORTION OF SOUTH COLORADO STREET LYING BETWEEN THE EAST LINE OF LOT 12 IN NEW CITY BLOCK 2812 AND THE WEST LINE OF THE FLOOD CONTROL RIGHT OF WAY

(Full text in Ordinance Book BB page 299)

AN ORDINANCE 21,527

ACCEPTING THE LOW BIDS OF COKESBURY BOOK STORE AND H. R. HUNTTING COMPANY TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH CERTAIN BOOKS FOR A TOTAL OF \$3,095.13

(Full text in Ordinance Book BB page 301)

AN ORDINANCE 21,528

DECLARING A PUBLIC NECESSITY FOR THE ACQUISITION OF CERTAIN PRIVATELY OWNED REAL PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF SAN ANTONIO FOR PUBLIC PURPOSES, TO-WIT; TO PROVIDE RIGHTS-OF-WAY FOR FREEWAYS TO BE CONSTRUCTED FROM PRUITT AVENUE SOUTH AND SOUTHWESTERLY TO LOOP 13 HIGHWAY AND INCLUDING THE MCLEARY STREET CONNECTION FROM NOGALITOS STREET TO SOUTH FLORES STREET, IN ACCORDANCE WITH A CONTRACT BY AND BETWEEN THE CITY OF SAN ANTONIO AND THE TEXAS HIGHWAY DEPARTMENT, AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO CONCLUSION CONDEMNATION PROCEEDINGS FOR SO MUCH THEREOF AS CANNOT BE ACQUIRED BY PURCHASE

(Full text in Ordinance Book BB page 302)

AN ORDINANCE 21,529

ACCEPTING A DEED FROM JOSEPH J. BARSHOP CONVEYING TO THE CITY OF SAN ANTONIO THE EAST 80.4 FEET MORE OR LESS OF LOT 2, BLOCK 2 (KNOWN AS LOT A-12) NEW CITY BLOCK 317, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND APPROPRIATING THE SUM OF \$16,000 TO PAY FOR SAME

(Full text in Ordinance Book BB page 303)

July 28, 1955

AN ORDINANCE 21,530

ACCEPTING A DEED FROM JUAN LIMON, SR., CONVEYING TO THE CITY OF SAN ANTONIO THE SOUTH PART OF LOT EIGHT (8) ALSO KNOWN AS LOT "H" BLOCK 6, NEW CITY BLOCK 313, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND APPROPRIATING THE SUM OF \$12,000 TO PAY FOR SAME

(Full text in Ordinance Book BB page 303)

AN ORDINANCE 21,531

ACCEPTING A DEED FROM VICTORIA VILLANUEVA CRISTAN, ET AL, CONVEYING TO THE CITY OF SAN ANTONIO THE EAST 73.8 FEET OF LOT A-9 AND THE EAST 73.8 FEET OF THE NORTH 1.99 FEET OF LOT A-8, NCB 313 SAN ANTONIO, BEXAR COUNTY, TEXAS AND APPROPRIATING THE SUM OF \$6,800.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 304)

AN ORDINANCE 21,532

ACCEPTING A DEED FROM JUAN REYES CONVEYING TO THE CITY OF SAN ANTONIO A TRACT OF LAND OUT OF THE NORTHWEST CORNER OF LOT A-15, NEW CITY BLOCK 312 AND APPROPRIATING THE SUM OF \$150.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 304)

AN ORDINANCE 21,533

ACCEPTING A DEED FROM SARAH L. ASHLEY, A WIDOW, CONVEYING TO THE CITY OF SAN ANTONIO A TRACT OF LAND OUT OF NEW CITY BLOCK 312, CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS AND DESCRIBED BY METES AND BOUNDS BELOW AND APPROPRIATING THE SUM OF \$22,500. TO PAY FOR SAME

(Full text in Ordinance Book BB page 305)

AN ORDINANCE 21,534

ACCEPTING A DEED FROM HARRY EPSTEIN AND SIDNEY EPSTEIN CONVEYING TO THE CITY OF SAN ANTONIO THE WEST 160 FEET OF LOT 16, BLOCK 11, NCB 312 THE WEST 160 FEET OF LOTS 18 AND 19, BLOCK 11, NCB 312 AND APPROPRIATING THE SUM OF \$15,000 TO PAY FOR SAME

(Full text in Ordinance Book BB page 305)

AN ORDINANCE 21,535

AN ORDINANCE PROVIDING FOR THE RE-CONSTRUCTION AND MAINTENANCE OF THE PORTION OF U. S. HIGHWAY NO. 281 IN THE CITY OF SAN ANTONIO HEREINABOVE REFERRED TO AS "THE STREET PROJECT" AND AUTHORIZING THE CITY MANAGER TO EXECUTE AND THE CITY SECRETARY TO AFFIX THE CORPORATE SEAL AND ATTEST THE SAME, A CERTAIN CONTRACT BETWEEN THE CITY AND THE STATE OF TEXAS PROVIDING FOR THE INSTALLATION, RE-CONSTRUCTION, MAINTENANCE, EXISTENCE AND USE OF THE SAID STREET PROJECT; FOR THE INDEMNIFICATION OF THE STATE OF TEXAS, BY THE CITY, AGAINST ALL DAMAGES TO ADJOINING, ABUTTING AND OTHER PROPERTY, AND FOR EXPENSES IN CONNECTION WITH ANY CLAIM OR SUIT THEREOF; AND DECLARING AN EMERGENCY AND PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE FROM AND AFTER ITS PASSAGE

(Full text in Ordinance Book BB page 306)

Mr. Gonzalez reached the meeting just before the roll was called on the following ordinance: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

AN ORDINANCE 21,536

DESIGNATING HEREINAFTER NAMED ADMINISTRATIVE OFFICERS TO PERFORM DUTIES OF THE CITY MANAGER'S OFFICE IN CASE OF ABSENCE OR DISABILITY OF CITY MANAGER AND DECLARING AN EMERGENCY

(Full text in Ordinance Book BB page 307)

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

AN ORDINANCE 21,537

RECOMMENDED BY THE CITY MANAGER AUTHORIZING PAYMENT OF \$575.61 FROM 1955 EXPRESSWAY AND STREET IMPROVEMENT BOND FUND FOR SUPPLIES AND SALARIES FOR NEGOTIATORS IN ACQUIRING PROPERTY FOR EXPRESSWAY RIGHT-OF-WAY

(Full text in Ordinance Book BB page 307)

AN ORDINANCE 21,538

MAKING A LEASE BETWEEN THE CITY OF SAN ANTONIO AND EDWARD SHARP SALES, INC.

(Full text in Ordinance Book BB page 308)

AN ORDINANCE 21,539

ACCEPTING THE PROPOSAL AND OFFER OF ALLISON B. PEERY ARCHITECT AND EMMIT R. TUGGLE, ASSOCIATE, TO PREPARE AND SUBMIT PLANS AND SPECIFICATIONS FOR CONSTRUCTION OF SAN ANTONIO FIRE STATION NUMBER 29 AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT SUBMITTED HEREWITH

(Full text in Ordinance Book BB page 309)

AN ORDINANCE 21,540

CREATING AN ADDITIONAL POSITION CLASSIFICATION IN THE EMPLOYMENT OF THE CITY OF SAN ANTONIO AND PARTICULARLY IN THE DEPARTMENT OF PUBLIC WORKS AND ESTABLISHING THE SALARY RANGE FOR SUCH POSITION AT \$255.00 TO \$320.00 PER MONTH

(Full text in Ordinance Book BB page 309)

AN ORDINANCE 21,541

AUTHORIZING PAYMENT OF \$542.50 FROM 1955 EXPRESSWAY AND STREET IMPROVEMENT BOND FUND FOR SALARIES NEGOTIATORS ETC., IN ACQUIRING PROPERTY FOR EXPRESSWAY RIGHT-OF-WAY

(Full text in Ordinance Book BB page 309)

A RESOLUTION

GRANTING ANNUAL LEAVE TO ALBERT U. TREVINO, JUDGE, CORPORATION COURT

(Full text in Ordinance Book BB page 310)

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 City Manager for his recommendation or action.

- 7-15-55 Petition of Mrs. Wilson J. Robichaux, et al, regarding the condition of Terrace and Nopal Streets and weeds in vacant lots.
- 7-18-55 Petition of J. P. Straton, et al, requesting street maintenance and correction of drainage conditions in the twenty one hundred block of Drexel Avenue.
- 7-20-55 Petition of Mr. Ben Katz offering to purchase Lots 3 and 4, NCB 2086 and the parkway in front of said lots, located on Culebra Road.
- 7-21-55 Petition of Mr. Ben Katz offering to purchase portions of Lots A14, A15, and A17, NCB 113 for the consideration of \$1,000.00

Yours very truly,

J. Frank Gallagher
City Clerk

July 28, 1955

A hearing was next called on a proposal to amend the zoning ordinance to provide for the establishment of Child Day Nurseries in D and E Apartment Districts.

Mr. Martin, the Planning Director, explained to the council the reason for the ordinance and gave the opinion of the Planning Commission that the ordinance should be passed.

No one appeared to be heard and the council approved the recommendation of the Planning Commission by the passage of the following ordinance. The vote was as follows: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

AN ORDINANCE 21,541-A

AMENDING SECTION 5 OF THE ZONING ORDINANCE OF THE CITY OF SAN ANTONIO IN ORDER TO PROVIDE FOR THE ESTABLISHMENT OF CHILD DAY NURSERIES IN THE D AND E APARTMENT DISTRICTS, PROVIDED SUCH INSTITUTIONS ARE LIMITED TO TWENTY (20) CHILDREN

(Full text in Ordinance Book BB page 310)

Zoning Case #500 to rezone Lot 22, NCB 11880 from Temporary "A" Res. to "F" Local Retail. Mrs. Hazel Franz, Attorney, appeared to ask the council to override the recommendation of the Planning Commission and grant this change in spite of the unfavorable recommendation. Mr. Martin illustrated by maps the entire locale of the desired change and explained why the Planning Commission frowns on the proposal. No one else appearing to be heard, a motion of Mr. Crumrine, seconded by Friedrich, the recommendation of the Planning Commission was approved and the rezoning change denied.

Zoning Case #507 was next called up for hearing. The petition being to change the zoning of Lots 15 thru 20, Block 6, NCB 8673 from "B" RESIDENTIAL to "H" Local Retail. The Planning Commission recommended the change be allowed to "F" Local Retail instead. No one appeared to be heard. Mr. Martin explained why the Planning Commission did not approve the "H" change but the "F" instead. On motion of Mr. Friedrich, seconded by Crumrine, the following ordinance approving the recommendation of the Planning Commission was approved by the following vote: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

AN ORDINANCE 21,542

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. 507, LOTS 15 THRU 20, BLOCK 6, N.C.B. 8673, FROM "B" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book BB page 310)

Zoning Case #509 to rezone Lot C, NCB 11690, from Temp. "A" Res. to "L" Mfg. was next called up. No one appeared to be heard. Mr. Martin explained the position and recommendation of the Planning Commission. On motion of Mr. Crumrine, seconded by Mr. Friedrich, the recommendation of the Planning Commission to rezone was approved by the passage of the following ordinance: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

AN ORDINANCE 21,543

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. 509, TO RE-ZONE LOT C, NCB 11690, FROM "A" TEMPORARY RESIDENCE DISTRICT TO "L" MANUFACTURING DISTRICT

(Full text in Ordinance Book BB page 311)

Zoning Case #510 to rezone property in NCB 1567 facing "J" Street and Twohig Street from "C" Residence to "J" Commercial was next called. No one appeared to be heard and on motion of Mr. Friedrich, seconded by Mr. Baines, the recommendation of the Planning Commission was approved and the following ordinance was passed by the following vote: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Gonzalez; NAYS, none, ABSENT, Daniels, having left the meeting prior to this hearing, and Olivares.

AN ORDINANCE 21,544

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. 510, TO REZONE LOTS 11, 12, AND 13, BLOCK 9, NCB 1567, BOUNDED BY CLARK ON THE WEST, BY TWOHIG ON THE EAST, BY ESSEX STREET ON THE NORTH, AND BY WESTFALL ON THE SOUTH, FROM "C" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book BB page 311)

Zoning Case #516 to rezone Tract 5, NCB 12192 at Loop 13 and Old Seguin Road from "A" Temporary to "MM" Second Mfg. was next called up. NO one else appearing to be heard, Mr. Martin explained the action of the Planning Commission and reasons for recommendation. On motion of Mr. Crumrine, seconded by Mr. Winton, the recommendation of the Planning Commission was approved by the passage of the following ordinance by the following vote: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Gonzalez; NAYS, none; ABSENT, Olivares, and Daniels.

AN ORDINANCE 21,545

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. 516, TO REZONE TRACT 5, N.C.B. 12192, FROM "A" TEMPORARY RESIDENCE DISTRICT TO "MM" SECOND MANUFACTURING DISTRICT

(Full text in Ordinance Book BB page 312)

July 28, 1955

Zoning Case #518 to rezone Lots 4 and 5, Block 5, New City Block 10940 from "A" Residential to "F" Local Retail was next called for hearing. No one appeared to be heard. Mr. Martin explained the nature of proposed development. On motion of Mr. Friedrich, seconded by Baines, the recommendation of the Planning Commission was approved and the following ordinance passed: AYES, Friedrich, Baines, Passur, Crumrine, Wintbn, Kuykendall, Gonzalez; NAYS, none; ABSENT, Olivares, Daniels.

AN ORDINANCE 21,546

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. 518, TO REZONE LOTS 4 AND 5, BLOCK 5, N.C.B. 10940 FROM "A" TEMPORARY RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book BB page 312)

Zoning Case #521 to rezone Lots 18 and 19, Block 1, NCB 11254 on S.W. Military Highway from Temporary "A" to "JJ" Commercial was next called. No one appeared to be heard. Mr. Martin explained the reasons for the change. On motion of Mr. Friedrich, seconded by Baines, the following ordinance approving the recommendation of the Planning Commission was adopted as follows: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall; NAYS, none; Absent, Olivares, Daniels, Gonzalez; Mr. Gonzalez having left the meeting prior to this hearing.

AN ORDINANCE 21,547

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. 521, TO RE-ZONE LOTS 18 AND 19, BLOCK 1, NCB 11254 FROM "A" TEMPORARY RESIDENCE TO "JJ" COMMERCIAL DISTRICT

(Full text in Ordinance Book BB page 313)

Zoning Case #523 to rezone Lots 31 thru 41, NCB 6619 on Sabinas Street from "F" Local Retail to "J" Commercial was next called up. No one appeared to be heard. After explanation of proposed change by Mr. Martin, Mr. Friedrich moved approval of the recommendation of the Planning Commission and adoption of the ordinance as follows: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall; NAYS, none; ABSENT, Olivares, Daniels, Gonzalez.

AN ORDINANCE 21,548

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. 523, TO REZONE LOTS 31 THRU 41, NCB 6619, FROM "F" LOCAL RETAIL DISTRICT TO "JJ" COMMERCIAL DISTRICT

(Full text in Ordinance Book BB page 313)

Zoning Case #524 to rezone W. 609.1 ft. of Lots 2 and 3, NCB 6075 from "B" RES. to "F" LOCAL RETAIL on Ada Street was next called. After the nature of the change was explained and no one appeared to be heard, Mr. Friedrich, seconded by Baines, moved that the recommendation of the Planning Commission be approved and the following ordinance be adopted: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall; NAYS, none; ABSENT, Olivares, Daniels, Gonzalez;

AN ORDINANCE 21,549

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. 524, TO REZONE WEST 609.1 FEET OF LOTS 2 AND 3, NCB 6075 FROM "B" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book BB page 314)

The Mayor called upon citizens in the chamber to be heard and Mrs. Shirley, representing the "legitimate Massage Parlors" addressed the council on the subject of the regulatory ordinance which was passed by the council a few weeks ago. She asked for certain changes in the law and promised strict compliance.

Mr. Park Street, Attorney, appeared to plead with the council to permit Mr. Frank Gersdorf to move a frame structure in the inner fire zone. He was asked to submit his appeal in writing to the City Manager.

Mr. W. N. Cowen then appeared and asked the council for a law exempting homesteads from tax exemption up to \$3000.00 of value.

On motion of Mr. Winton, seconded by Mr. Passur, the meeting adjourned.

APPROVED:

John Kuykendall
MAYOR

ATTEST:

Karl Gallogher
City Clerk

ADDENDUM

After adjournment of the council, the members repaired to the office of the City Manager and discussed informally the proposed indenture of the Water Board in the event that refinancing is effected. After discussion and debate, the following conclusions were reached. The consensus reached in three matters was:

- 1. A Board of five members would function. The Board would consist of the Mayor

July 28, 1955

of the City of San Antonio and four members to be appointed by the City Council. The terms of the four members would be of five year duration. The terms of members appointed at the inception of the Board would be staggered as follows: One each for one, three, five and seven years. Members would be eligible for re-appointment for one additional five year term only.

2. On the matter of free water or services to the city, the indenture would provide that water be furnished without charge for all Governmental and Proprietary purposes of the city with the exception of the use by the City Public Service Board.

3. In lieu of taxes:

It was decided that the city should, after examination of the annual audit report, arrive at a charge in lieu of taxes based on the gross receipts of the Water Board of not less than 1% nor more than 5% of gross income. This charge to be made on the basis of the Water Board's fiscal year and payments to be made quarterly.
