

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
THE CITY COUNCIL CHAMBER, CITY HALL,  
ON WEDNESDAY, MAY 30, 1962, AT  
8:30 A.M.

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The regular meeting of the City Council was called to order by the Presiding Officer, Mayor  
Walter W. McAllister, with the following members present:

McALLISTER

DE LA GARZA

ROHLFS

KAUFMAN

GATTI

PADILLA

BREMER

ABSENT: PARKER and GUNSTREAM

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The invocation was given by Reverend Robert Hunt, Pastor of Grace EUB Church.

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The minutes of the previous meeting were approved.

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The following ordinances were passed and approved by the following vote: AYES: McAllister,  
de la Garza, Rohlfs, Kaufman, Padilla and Bremer; NAYS: None; ABSENT: Gunstream, Gatti and  
Parker.

AN ORDINANCE 30,366

ACCEPTING THE BID OF CLEGG COMPANY TO FURNISH CITY CORPORATION COURT WITH  
CERTAIN CARD FILES AND TRANSFERRING \$3,239.00 FROM GRNERAL FUND 1-01 ACCOUNT  
NO. 09-04-15 TO POLICE HEADQUARTERS BUILDING BOND FUND 479-15 AND APPROPRIATING  
\$3,239.00 FROM SAID FUND FOR PAYMENT OF SAME.

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Full text in Ordinance Book MM, page 59

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AN ORDINANCE 30,367

APPROPRIATING \$3,600.00 OUT OF STREET RIGHT OF WAY PURCHASE BONDS, FUND #479-12  
PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY SUBJECT TO THE ORDER OF CHARLES W.  
DUKE AND LEON J. CHANDLER, GRAND LODGE OF THE ORDER OF THE SONS OF HERMANN AND  
O. E. CHESSHER, LIENHOLDERS, SAID AMOUNT BEING THE AWARD OF THE SPECIAL  
COMMISSIONERS IN CONDEMNATION CAUSE #1394 FOR THE PURCHASE OF 0.100 OF AN  
ACRE OF LAND OF LOOP 410.

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Full text in Ordinance Book MM, page 59

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AN ORDINANCE 30,368

CLOSING AND ABANDONING A PORTION OF AN ALLEY LOCATED BETWEEN LOTS 6 AND 7,  
NCB 8392, AND AUTHORIZING THE EXECUTION OF A QUITCLAIM OF SAID AREA TO CASA  
BLANCA LUMBER COMPANY IN CONSIDERATION OF THE PAYMENT OF \$87.50 TO THE CITY  
BY SAID COMPANY.

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Full text in Ordinance Book MM, page 60

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May 30, 1962

The following Ordinance was passed and approved by the following vote: AYES:McAllister, de la Garza, Rohlfs, Kaufman, Padilla and Bremer; NAYS: None; ABSTAINED: Gatti; ABSENT: Gunstream and Parker.

## AN ORDINANCE 30,369

CLOSING AND ABANDONING A PORTION OF FLOATING AIR DRIVE BETWEEN INTERSTATE HIGHWAY 35 AND THE MK&T RAILROAD, AND AUTHORIZING EXECUTION OF A QUITCLAIM OF SUCH AREA TO ALEX R. THOMAS, JR., AND WIFE LOUISE B. THOMAS IN CONSIDERATION OF PAYMENT BY SAID GRANTEEES TO THE CITY OF THE SUM OF \$3,040.00.

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Full text in Ordinance Book MM, page 60

The following ordinance was passed and approved by the following vote: AYES: McAllister, de la Garza, Rholfs, Kaufman, Gatti, Padilla and Bremer; NAYS: None; ABSENT: Gunstream and Parker.

## AN ORDINANCE 30,370

CLOSING AND ABANDONING A PORTION OF AN ALLEY IN NCB 2930, AND AUTHORIZING EXECUTION OF A QUITCLAIM OF SAID AREA TO RAINBO BAKING COMPANY IN CONSIDERATION OF THE PAYMENT OF THE SUM OF \$156.00 BY SAID COMPANY TO THE CITY.

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Full text in Ordinance Book MM , page 60

The Mayor announced that the San Antonio Health Department, in cooperation with Bexar County Medical Society, would stage an all-out drive on Thursday, May 31, 1962, to immunize every man, woman and child in San Antonio against Type I polio by using the Sabin oral vaccine, which is being offered free to every San Antonian.

Dr. J. C. Ellington, Director of Public Health, assisted by Dr. Nina Mae Sisley, kicked off the immunization drive by administering the oral vaccine to the Mayor and Councilmen, Administrative Staff and persons in the audience who wished to take the vaccine.

The following ordinances were passed and approved by the following vote: AYES: McAllister, de la Garza, R hlf s, Kaufman, Gatti, Padilla, and Bremer; NAYS: None; ABSENT: Gunstream and Parker.

## AN ORDINANCE 30,371

APPROPRIATING THE SUM OF \$69,075.00 OUT OF CERTAIN FUNDS FOR ACQUISITION OF RIGHT OF WAY FOR KELLY ACCESS ROAD PROJECT, GUADALUPE STREET GRADE SEPARATION PROJECT, STORM DRAINAGE PROJECT #43 AND STORM DRAINAGE PROJECT #39.

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Full text in Ordinance Book MM, page 61

## AN ORDINANCE 30,372

AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED TO TWO PORTIONS OF A 15 FOOT DRAINAGE EASEMENT TO MILTON SIDNEY GOLDSTEIN AND WIFE, GERALDINE MAE GOLDSTEIN.

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Full text in Ordinance Book MM, page 62

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## AN ORDINANCE 30,373

CLOSING AND ABANDONING A PORTION OF WEST PARK AVENUE BETWEEN SAN PEDRO CREEK AND A TRACT OF LAND WHICH WAS AT ONE TIME DUFFIELD STREET AND CONFIRMING SAID CLOSED PORTION AS PART OF THE PROPERTY OF THE SAN ANTONIO TRANSIT SYSTEM; AND ACCEPTING THE DEDICATION OF A SANITARY SEWER EASEMENT AND STORM DRAINAGE EASEMENT BY THE TRANSIT SYSTEM.

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Full text in Ordinance Book MM , page 62

## AN ORDINANCE 30,374

AUTHORIZING EXECUTION OF A LEASE TO THE UNITED STATES OF AMERICA OF SPACE IN THE TERMINAL BUILDING AT SAN ANTONIO INTERNATIONAL AIRPORT AT AN ANNUAL RENTAL OF \$2,906.75.

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Full text in Ordinance Book MM , page 63

## AN ORDINANCE 30,375

AUTHORIZING THE CITY MANAGER TO EXECUTE A DEED TO THE CITY PUBLIC SERVICE BOARD FOR THE SALE OF CERTAIN PREMISES NOW OCCUPIED BY CITY FIRE STATION ON HILDEBRAND AVENUE, IN CONSIDERATION FOR THE PAYMENT OF \$27,700.00.

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Full text in Ordinance Book MM, page 65

## AN ORDINANCE 30,376

AMENDING ORDINANCE NO. 29713 TO CORRECT THE EFFECTIVE PERIOD OF A CONTRACT WITH ALVARADO BROTHERS GARAGE TO FURNISH THE CITY OF SAN ANTONIO WITH WECKER SERVICE.

\* \* \* \* \*

Full text in Ordinance Book MM , page 65

The Clerk read an ordinance amending Section 12-100 of the City Code to permit No. 12 nonmetallic sheathed cable on all residential wiring up to and including \_\_\_apartment units under one roof. (The number of Units to be determined.)

City Manager Jack Shelley explained that a request had been received from Martin and Jaffee, Inc., to amend the ordinance. He also had received a letter from the City's Electrical Examining and Supervising Board asking additional time to study the matter and would make a report on the question by June 12th.

Mr. Lon Travis, representing Jaffe and Martin, Inc., spoke in favor of the change as did Mr. Fred Clarke, Electrical Contractor.

After discussion of the matter, action on the ordinance was postponed to June 6th and the City Manager was instructed to ask the Board to expedite its report.

City Manager Shelley stated notice of a hearing on Main Plaza improvements had been given and interested parties were present to speak on the matter.

Parks Director Bob Frazer and Traffic Engineer Stewart Fischer presented the City's plan for installation of a Dancing Waters Fountain donated by San Antonio Savings Association at a cost of \$32,000.00 and \$28,000.00 to be spent by the City for construction of walks,

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lighting and landscaping on Main Plaza. To accomplish this it would require elimination of nine parking meter spaces, some to be relocated for a net loss of five meter spaces. Also to be relocated is the space used by two stand-by Transit System buses, which did not pose any problem.

Mr. Milton Brenner, President of Solo Serve Company, in a lengthy statement opposed the plan, questioning whether this was a proper use of public property and funds and whether it was in the public interest to remove these parking meters. He proposed that the City should provide adequate parking for its public facilities instead of the proposed plan.

Also speaking against the plan was Mr. Tony Cruz, Shoe Shine Parlor Operator on Houston Street.

Speaking in favor of plan to improve Main Plaza was Mr. James Shand, President of the Downtowners Association, an organization of leading downtown property owners and merchants. He read the following letter and petition:

March 21, 1962

City Council  
City of San Antonio  
San Antonio, Texas

Gentlemen:

The offer of the San Antonio Savings Association to install a dancing waters foundation and to further landscape Main Plaza should be welcomed by the City. This installation would be a major San Antonio attraction and an outstanding step toward beautification of our central area.

The Downtown Association encourages the City Council to expedite final planning and execution of this magnificent project.

Sincerely,

DOWNTOWN ASSOCIATION

by: /s/ James Shand  
PRESIDENT

March 15, 1962

City Council  
City of San Antonio

Gentlemen:

We the undersigned merchants, business men, and property owners in and around Main Plaza have viewed the proposed plans for the installation of a Dancing Waters Foundation and the further landscaping of Main Plaza.

We understand that the circle street at the north end of Main Plaza would be closed to automobile traffic and parking. This area being curbed and filled in to provide planting areas and pedestrian walkways between Soledad and Main Avenue as well as into the Plaza.

We urge the City Council to proceed immediately with final plans and execution of this project.

/s/ Thurman Barrett, Jr.	201 S. Main
/s/ Ernest C. Toler	108 Main Plaza
/s/ E. J. Tiner	110 Main Plaza
/s/ T. C. Frost	Frost National Bank
Morris Adelman Sons /s/	501 W. Commerce
Ted Sinclair /s/	109½ W. Main Avenue
/s/ H. Hyman	415 W. Commerce
/s/ Abe Spector	409 W. Commerce
/s/ Tony A. Karam	110 Soledad
/s/ M. L. Ferguson	112 Dwyer Ave.
/s/ Mr. Scharnhorst	330 W. Commerce
/s/ Ernest McAshan	111 Soledad
/s/ Louis Kaufman	100 S. Flores

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/s/ Mr. Berns	100 Soledad
/s/ Morris Kallison	124 S. Flores St.
/s/ Walter N. Corrigan	122 Main Plaza (Sommers Drug Company)

Also endorsing the plan was Mr. Morris Siegel, Vice President of the Downtowners, who felt it would be one of the finest attractions in the City and would be a boon to the business district.

Mr. Morris Kallison strongly endorsed the plan and urged the Council to approve it. He also urged the Council to create a huge public parking lot consisting of six blocks in the Urban Renewal Project Area I, which he felt could be purchased at a reasonable price from the Urban Renewal Agency.

After discussion of the matter, on motion of Mr. de la Garza, seconded by Mr. Kaufman, the following ordinance was passed and approved by the following vote: AYES: de la Garza, Rohlfis, Kaufman, Gatti, Padilla, and Bremer; NAYS: None; ABSENT: Gunstream and Parker; ABSTAINED: McAllister.

## AN ORDINANCE 30,377

TRANSFERRING \$28,000.00 FROM GENERAL FUND ACCOUNT NO. 09-04-15 TO GENERAL FUND ACCOUNT NO. 11-06-01 FOR THE PURPOSE OF CONSTRUCTING WALKS, LIGHTING AND LANDSCAPING ON MAIN PLAZA.

\* \* \* \* \*

Full text in Ordinance Book MM, page 56

Next taken up was consideration of final action on Zoning Case No. 1608, postponed from May 16th, to rezone Lot 6, NCB 12785, located between Cambray Drive and Cheddar Drive from "A" Residence to "D" Apartment District.

City Manager Jack Shelley stated that no basic agreement had been reached by attorneys for the two sides. He read restrictions submitted by Mr. Robert Strickland, Attorney for the applicant, Mr. Edgar Von Scheele, which would restrict the use of the property to a recreation center and swimming pool to be operated by a non-profit organization. Other restrictions provided for a curfew of 10:30 P.M. and prohibition of the use of alcoholic beverages on the property.

Mr. Robert Strickland confirmed that the deed restrictions had been signed by Mr. Von Scheele and would be placed on record at the Court House immediately if the property is rezoned to "D" Apartment District.

Mr. Roger Lightsey, attorney for the group opposing the change, went over the cost of operation of the center and feared that it would not be economically feasible to operate and the adjacent property owners would suffer. He asked that property be allowed to remain "A" Residence District.

After consideration of the matter, on motion of Mr. Padilla, seconded by Mr. de la Garza, <sup>was</sup> the recommendation of the Zoning Commission was overruled, and the property/rezoned to "D" Apartment District by passage of the following ordinance, the vote being as follows: AYES: McAllister, de la Garza, Rohlfis, Kaufman, Gatti, Padilla and Bremer; NAYS: None; ABSENT: Gunstream and Parker.

## AN ORDINANCE 30,378

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

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OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 6, NCB 12785, FROM "A" RESIDENCE DISTRICT TO "D" APARTMENT DISTRICT.

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Full text in Ordinance Book MM, page 60

Mayor McAllister read a report from the City Manager on a citizens petition protesting the closing of Fire Station No. 15, in which it was stated a meeting had been held with petitioners at which the City's fire protection plan for the area was satisfactorily explained to them by Fire Chief Rogers.

Mayor McAllister read the following letter:

May 29, 1962

Honorable Walter W. McAllister  
Mayor of the City of San Antonio,  
and Members of the City Council  
San Antonio, Texas

Gentlemen:

I hereby tender my resignation as City Clerk of the City of San Antonio, effective June 15th, 1962.

After fifteen years in this position, where my association with Council members has always been cordial, I reluctantly take this step which is motivated by personal considerations.

It has been a privilege and a pleasure to serve with the present Mayor, Council Members and Administrative Staff for the past year and if, after leaving, I can be helpful at any time, I shall be subject to call.

Sincerely,

/s/ J. Frank Gallagher,  
J. FRANK GALLAGHER,  
City Clerk

The Mayor stated Mr. Gallagher had rendered fine service to the City of San Antonio and would be a distinct loss to the City. Although he was reluctant to do so, he felt he would have to respect Mr. Gallagher's wishes.

On motion of Mr. Kaufman, seconded by Mr. Bremer, a resolution was ordered drawn accepting Mr. Gallagher's resignation with regret and commending him for his service to the City.

City Manager Jack Shelley reported that the request of the Kiwanis Club for permission to operate a Mule Train in Brackenridge Park was still under consideration.

Mr. Terrell Bartlett, Senior Partner in the firm of Terrell Bartlett Engineers, read a prepared statement regarding Storm Sewer Project No. 57, for which his firm had been employed to prepare plans which had been accepted by the City. He claimed the City then prepared an alternate set of plans for this project which he considered inadequate and to which he filed seventeen objections to the City's design for the project. (complete statement and objections are filed with the original minutes of this meeting).

Mr. William E. Remy, Attorney for Mr. Bartlett, stated the matter boiled down was (1) Whether Engineering for projects of this nature should be done by the City or private enterprise, as has been done in the past; (2) and, was the City willing to put into effect an in-

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adequate drainage system which Mr. Bartlett felt would be a detriment to the public.

Since the Administrative Staff had not been given an opportunity to study the objections Mr. Bartlett was informed that the Staff would make a study of the matter and a reply to the exceptions prepared, and Mr. Bartlett would be informed of what the Councils' thinking on the matter is.

In line with the suggestion made today, the City Manager was instructed to meet with the Traffic and Planning Departments, and the Transit System and prepare necessary data concerning the possibility of acquiring land from the Urban Renewal Agency for a municipal parking facility.

Councilman Claus Rohlfis informed the Council that San Antonio is being considered as one of 17 cities in which surveys will be made by the Presidents Committee on Juvenile Delinquency and Youth Crime to determine ways to solve the juvenile delinquency problem. He asked the Council to underwrite \$5,200.00 for San Antonio's share of the expense for the first year of the program.

After discussion, Mr. Bremer moved that the City Council go on record as supporting this program in the amount of \$5,200.00. Seconded by Mr. Gatti, the motion carried by the following vote: AYES: McAllister, de la Garza, Rohlfis, Kaufman, Gatti, Padilla and Bremer; NAYS: None; ABSENT: Gunstream and Parker.

The Clerk read the following letter:

May 30, 1962

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

Gentlemen:

The following petitions were received and forwarded to the proper departments for any indicated action:

5-23-62 Petition from Dr. Guy C. Randall, 9110 Oak Ledge Dr., asking for a permit to erect an 8-foot fence on the rear line of his property which he described as Blk b, Lot 1, Forest Oaks Subdivision.

5-24-62 Petition signed by L. B. Connell, requesting the City to vacate a portion of West Gramercy Place.

5-25-62 Petition signed by Al Guevera Plumbing Company, Inc., asking for a permit to erect a fence higher than six feet at 2906 Blanco Road.

/s/ J. Frank Gallagher  
City Clerk

There being no further business, the meeting adjourned.

A P P R O V E D:

*McAllister*  
MAYOR

A T T E S T:

*A. H. Schulmann*  
City Clerk