

December 4, 1958

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE CITY COUNCIL CHAMBER, CITY HALL,
ON THURSDAY, DECEMBER 4, 1958 AT 8:30 A.M.

PRESENT: KUYKENDALL, DIETERT, PASSUR, JOHNSON, SIMPSON, OLIVARES, PINSON, SAN MARTIN
ABSENT: MCMAHON

Mayor J. Edwin Kuykendall presiding.

Invocation by Dr. Max Johnson, City Councilman.

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

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

AN ORDINANCE 27,132

ACCEPTING THE ATTACHED LOW QUALIFIED BIDS OF EAGLE SIGNAL CORPORATION AND KAR-TROL SIGNAL COMPANY TO FURNISH THE CITY OF SAN ANTONIO TRAFFIC DIVISION WITH CERTAIN TRAFFIC SIGNAL CONTROLLERS FOR A TOTAL OF \$16,260.59

(Full text in Ordinance Book HH page 278)

AN ORDINANCE 27,133

AUTHORIZING THE DIRECTOR OF FINANCE TO SELL FIFTY FIVE AUTOMOBILES LOCATED AT THE POLICE DEPARTMENT, AND MAKING AND MANIFESTING A BILL OF SALE TO THE SUCCESSFUL BIDDER (DAN MARTIN, \$19,035.00)

(Full text in Ordinance Book HH page 277)

AN ORDINANCE 27,134

AUTHORIZING PAYMENT OF THE SUM OF \$14,500.00 OUT OF GENERAL FUND ACCOUNT No. 50-03-01 IN SETTLEMENT OF CAUSE NO. F-115,549, STYLED MARVIN E. BAKER, ET UX. VS. CITY OF SAN ANTONIO

(Full text in Ordinance Book HH page 279)

A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS FOR WIDENING AND RESURFACING OF WEST WOODLAWN AVENUE FROM RIPLEY TO MCCULLOUGH (BIDS TO BE OPENED DECEMBER 22, 1958)

AN ORDINANCE 27,135

ACCEPTING THE LOW BID OF H. B. ZACHRY COMPANY, IN THE AMOUNT OF \$83,470.69 FOR PARTICIPATION PAVING PROJECT NO. 16, TO-WIT: RECONSTRUCTION OF CROWNHILL BOULEVARD FROM NORTH NEW BRAUNFELS TO LOOP 13 AND NORTH NEW BRAUNFELS AVENUE FROM NACOGDOCHES ROAD TO CROWNHILL BOULEVARD; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR; AND APPROPRIATING FUNDS TO PAY FOR SAID WORK FROM NO. 479-11, PARTICIPATION PAVING BOND FUND, SERIES 1957)

(Full text in Ordinance Book HH page 279)

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AN ORDINANCE 27,136

MANIFESTING A CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND GULLATT, LODAL AND ASSOCIATES FOR ENGINEERING SERVICES ON CERTAIN STORM DRAINAGE IMPROVEMENTS

(Full text in Ordinance Book HH page 280)

AN ORDINANCE 27,137

ACCEPTING THE BID OF H. B. ZACHRY COMPANY IN THE AMOUNT OF \$52,832.50 FOR THE MARTINEZ CREEK SEWER RELOCATIONS PROJECT SR-10; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH SAID COMPANY; AND APPROPRIATING \$52,832.50 OUT OF NO. 479-14, SANITARY SEWER BOND FUND, PAYABLE TO SAID H. B. ZACHRY COMPANY

(Full text in Ordinance Book HH page 286)

AN ORDINANCE 27,138

APPROPRIATING \$1,310.72 OUT OF SANITARY SEWER BOND FUND NO. 479-14 (1957 SERIES) FOR THE REIMBURSEMENT OF GENERAL FUND ACCOUNT NO. 09-02-03, IN CONNECTION WITH SEWER BOND PROJECT S-22, (NORTH NEW BRAUNFELS AVENUE BETWEEN NACOGDOCHES ROAD AND CAMELIA)

(Full text in Ordinance Book HH page 286)

AN ORDINANCE 27,139

ABANDONING AND CLOSING A PORTION OF BASCUM BOULEVARD ADJACENT TO NEW CITY BLOCK 12615, AND AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED TO SAME TO OGDEN B. KLEIN AND WIFE, GLADYS NELL KLEIN, IN CONSIDERATION OF THE RELOCATION OF A PORTION OF BASCUM BOULEVARD

(Full text in Ordinance Book HH page 286)

A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS ON SANITARY SEWER RELOCATION PROJECT NO. ST-35B (BIDS TO BE OPENED DECEMBER 22, 1958)

A RESOLUTION

CONFIRMING FINAL ACCEPTANCE OF THE CONSTRUCTION OF SAN ANTONIO SEWAGE PLANT IMPROVEMENTS, SECTION VI, BY CAGE BROTHERS, CONTRACTOR, AT A COST OF \$790,700.00

AN ORDINANCE 27,140

APPROPRIATING CERTAIN FUNDS IN CONNECTION WITH THE CITY LAND ACQUISITION PROGRAM (\$8,100 TO COMMERCIAL ABSTRACT & TITLE CO. AS ESCROW FOR WAYNE CORNELL, ET UX; \$2,000 TO GUARANTY ABSTRACT & TITLE CO., AS ESCROW FOR MCKINLEY APARTMENTS, INC.; \$3,000 TO GUARANTY ABSTRACT AND TITLE CO., AS ESCROW AGENT FOR MCKINLEY SHOPPING VILLAGE, INC.)

(Full text in Ordinance Book HH page 286)

AN ORDINANCE 27,141

APPROPRIATING THE SUM OF \$44,700.00 IN CONNECTION WITH LAND ACQUISITION THROUGH CONDEMNATION PROCEEDINGS (PAYABLE TO FRED HUNTRESS, SUBJECT TO THE ORDER OF WALDEN ELLWOOD SHELTON)

(Full text in Ordinance Book HH page 288)

AN ORDINANCE 27,142

AMENDING SECTION 44-71 OF THE CITY CODE TO INCLUDE APPROVED PLASTIC FOR CONSTRUCTION OF AUTHORIZED ROOF FLASHINGS

(Full text in Ordinance Book HH page 288)

AN ORDINANCE 27,143

AUTHORIZING THE CITY MANAGER TO QUITCLAIM A CERTAIN EASEMENT BACK TO THE MISSOURI-KANSAS-TEXAS RAILWAY COMPANY OF TEXAS, IN EXCHANGE FOR SAID RAILWAY'S GRANTING OF A NEW EASEMENT TO THE TEXAS HIGHWAY DEPARTMENT

(Full text in Ordinance Book HH page 288)

AN ORDINANCE 27,144

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH THE GLOBE INDEMNITY COMPANY FOR COMPREHENSIVE GLASS INSURANCE FOR THE INTERNATIONAL AIRPORT, STINSON MUNICIPAL AIRPORT AND LA VILLITA, FOR THE PERIOD OF DECEMBER 10, 1958 TO DECEMBER 9, 1959, and AUTHORIZING THE PAYMENT OF INSURANCE PREMIUMS OF \$669.36 TO L. C. BEERY COMPANY, AGENT FOR GLOBE INDEMNITY COMPANY

(Full text in Ordinance Book HH page 289)

AN ORDINANCE 27,145

TRANSFERRING THE SUM OF FIVE THOUSAND DOLLARS (\$5,000.00) FROM THE CONTINGENCY ACCOUNT 70-01-01, OF THE GENERAL FUND, TO THE PUBLIC UTILITIES ACCOUNT 06-07-01 OF THE GENERAL FUND

(Full text in Ordinance Book HH page 280)

A RESOLUTION

CHANGING THE DATE OF THE MEETINGS OF THE CITY COUNCIL REGULARLY SCHEDULED FOR DECEMBER 25, 1958 AND JANUARY 1, 1959 TO DECEMBER 23, 1958 AND DECEMBER 30, 1958

AN ORDINANCE 27,146

AMENDING CHAPTER 60, SECTION 47 OF THE CITY CODE BY ADDING THERETO SECTION 60-47.12; DESIGNATING SAID SECTION 60-47.12 AS "MINIMUM SPEED LIMITS"; MAKING THE MINIMUM SPEED LIMIT 40 M.P.H. FOR U.S. 81 EXPRESSWAY BETWEEN THE ST. MARY'S STREET UNDERCROSSING AND THE THEO AVENUE OVERCROSSING; AND DECLARING AN EMERGENCY

(Full text in Ordinance Book HH page 289)

AN ORDINANCE 27,147

AMENDING ORDINANCE NO. 27,018, PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO ON OCTOBER 16, 1958 WHICH GRANTED THE FIESTA SAN JACINTO ASSOCIATION A LICENSE TO USE CERTAIN STREETS AND PLAZAS DURING THE PERIOD BEGINNING APRIL 19, 1959 AND ENDING APRIL 25, 1959

(Full text in Ordinance Book HH page 290)

AN ORDINANCE 27,148

AUTHORIZING THE PAYMENT OF \$485.00 OUT OF THE GENERAL FUND, ACCOUNT NO. 50-03-01, TO THE SAN ANTONIO LITTLE THEATRE FOR RENTALS COLLECTED BY THE CITY FOR SAN PEDRO PLAYHOUSE AFTER OCTOBER 31, 1958

(Full text in Ordinance Book HH page 291)

December 4, 1958

AN ORDINANCE 27,149

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH SANTEX HANGARS, INC. FOR THE LEASE OF CERTAIN PREMISES AT SAN ANTONIO INTERNATIONAL AIRPORT FOR HANGAR PURPOSES

(Full text in Ordinance Book HH page ²⁷² 292)

AN ORDINANCE 27,150

APPOINTING DR. PEDRO R. MINIEL TO THE ADVISORY COMMITTEE FOR THE DEPARTMENT OF PUBLIC HEALTH

(Full text in Ordinance Book HH page ²⁹⁵ 295)

A RESOLUTION

CLOSING GALAN STREET BETWEEN MAIN PLAZA AND MILITARY PLAZA ON DECEMBER 11 AND 12, 1958

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 forwarded to the department concerned for any necessary action.

12-1-58 Petition of Rudy Garcia, et al, asking for relief from lack of sidewalks and badly drained streets, was referred to the Director of Public Works,

Yours very truly,

J. FRANK GALLAGHER
City Clerk

Zoning Case No. 1017 to rezone Lot 9, NCB 10949 at Clark Avenue near Dauchy Road from "B" Residence to "JJ" COMMERCIAL DISTRICT was called up for hearing. The Planning Director briefed the Council on the application. No one appeared to be heard. On motion of Mr. Passur seconded by Mr. Dietert, the Council approved the recommendation of the Planning Commission by adoption of the following ordinance; the vote being as follows: AYES, Kuykendall, Dietert, Passur, Johnson, Simpson, Olivares, Pinson, San Martin; NAYS, None; ABSENT, McMahon.

AN ORDINANCE 27,151

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. 1017, TO REZONE LOT 9, NCB 10949, FROM "B" RESIDENCE DISTRICT TO "JJ" COMMERCIAL DISTRICT

(Full text in Ordinance Book HH page ²⁹⁵ 295)

Zoning Case No. 976 to rezone Lot 8, NCB 12894 from Temporary "A" Residence to "F" Local Retail District was called up. No one appeared for hearing. After briefing by the Planning Director, the Council approved the recommendation of the Planning Commission to rezone by adoption of the following ordinance; the vote being as follows: AYES, Kuykendall, Dietert, Passur, Johnson, Simpson, Olivares, Pinson, San Martin. NAYS, None; ABSENT, McMahon.

AN ORDINANCE 27,152

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. 976, TO REZONE LOT 8, NCB 12894, FROM "A" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book HH page 295)

At this time a delegation lead by Mr. Richard M. Cassillas appeared before the Council with a request for passage of an ordinance which would effect what the delegation calls Fair Employment Practice in the City. Mr. Cassillas made a lengthy address and cited statistics and data. He appeared as the leader of a group from the American G.I. Forum.

Mr. Albert Pena, representing the Catholic Council of Spanish Speaking citizens followed and endorsed the recommendations made by Mr. Cassillas. He was followed by G. J. Sutton who gave some data indicating the certain businesses and individuals discriminate in employment against certain groups.

Father Erwin Juraschek then followed with remarks endorsing some form of legislation to correct the evil.

On motion of Dr. San Martin, seconded by Mr. Passur, the Council voted unanimously to take the proposed ordinance and the subject under advisement and consideration.

Dr. San Martin then introduced the following resolution which was unanimously approved:

RESOLUTION

WHEREAS, the City Council of the City of San Antonio has learned with deep sorrow of the demise of Miss Mary Ellen Lucey of this city; and

WHEREAS, this devoted sister of Most Reverend Robert E. Lucey, Archbishop of the Archdiocese of San Antonio, has been an inspiring aid to the Reverend Archbishop in his great work in this community; and

WHEREAS, the passing of Miss Mary Ellen Lucey will leave a space in the Archdiocese which none other can fill; NOW, THEREFORE:

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

That this Council and its individual members express deep and lasting sympathy to his Excellency, Archbishop Lucey, and members of his family in their irreparable loss which this entire community keenly feels.

PASSED AND APPROVED this 4th day of December A. D. 1958.

ATTEST:
J. Frank Gallagher, City Clerk

J. Edwin Kuykendall
Mayor

The Clerk read the following letter:

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

Gentlemen:

Please accept my resignation as Judge of the Corporation
Court effective December 1, 1958.

Respectfully submitted,

/s/ Harold L. Hall

On motion of Dr. San Martin, seconded by Mr. Passur, the resignation
was accepted with deep regret.

There being no further business, the meeting adjourned.

APPROVED:

Mike Passur
MAYOR *Pro Tem*

ATTEST:
Frank Ballough
City Clerk