

September 24th, 1959

REGULAR MEETING OF THE CITY  
COUNCIL OF THE CITY OF SAN  
ANTONIO HELD IN THE COUNCIL  
CHAMBER, CITY HALL, ON THURS-  
DAY, SEPTEMBER 24th, 1959,  
AT 8:30 A. M.

The meeting was called to order by Dr. Max E. Johnson, acting Mayor.  
PRESENT: DIETERT, McMAHON, JOHNSON, SIMPSON, OLIVARES, PINSON AND SAN  
MARTIN. ABSENT: KUYKENDALL AND PASSUR.

The invocation was given by Rev. Samuel L. Terry, minister of Madison  
Square Presbyterian Church.

On motion of Dr. San Martin, and seconded by Mr. Dietert, the minutes  
of the previous meeting were dispensed with.

Dr. Max E. Johnson was appointed to perform the duties of Mayor in  
the absence of the Mayor and Mayor Pro-Tem. The vote being as follows:  
AYES: Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin.  
NAYS: None ABSENT: Kuykendall and Passur.

The first matter taken up was the hearing on Case No. 1090, to rezone  
Lot 37, NCB 600 located at Omaha and South Olive Streets from "D" APART-  
MENT DISTRICT to "K" COMMERCIAL DISTRICT. The Planning Director briefed  
the Council on the change and stated the applicant had complied with  
requirements of the Planning Commission.

On motion of Mr. Dietert, seconded by Dr. San Martin the recommenda-  
tion of the Planning Commission to approve the rezoning was passed and  
approved by passage of the following ordinance by the following vote:  
AYES: Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin.  
NAYS: None ABSENT: Kuykendall and Passur.

AN ORDINANCE 27, 953

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. THE  
REZONING AND RECLASSIFICATION OF NEWLY PLATTED  
LOT 37, NCB 600, FROM "D" APARTMENT DISTRICT TO  
"K" COMMERCIAL DISTRICT.

(Full text of Ordinance in Ordinance Book II Page 467)

Next case heard was Case 1172 to rezone Lots 8 and 9, NCB 12180,  
located on the Austin Highway from "A" RESIDENCE DISTRICT to "H" LOCAL  
RETAIL. The Planning Director briefed the Council on the case and stated  
the property had been replatted. No one appeared in opposition. On motion  
of Dr. San Martin, seconded by Mr. Dietert, the recommendation of the  
Planning Commission was approved by passage of the following ordinance by  
the following vote:

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AYES: Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin.

NAYS: None ABSENT: Kuykendall and Passur.

AN ORDINANCE 27,954

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHED 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. THE REZONING AND RECLASSIFICATION OF LOTS 8 AND 9, NCB 12180, FROM "A" RESIDENCE DISTRICT TO "H" LOCAL RETAIL DISTRICT.

(Full text of ordinance in Ordinance Book II Page 467)

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Next heard was Case No. 1160 to rezone Tract A, NCB 13075 located at Burkedale and Blackwood from "A" RESIDENCE DISTRICT to "F" LOCAL RETAIL DISTRICT.

The Planning Director briefed the Council on the Case and stated the Planning Commission recommended the change. He explained a petition had been filed in opposition but that it had not been acknowledged or required by law. It was brought out that some of the signers of the petition had recently purchased the property and therefore did not have an opportunity to appear at the Planning Commission hearing, and that they may not have had knowledge of the proposed change.

Dr. McMahon stated he felt they were aware of the proposed change since they filed a protest and moved the recommendation of the Planning Commission be approved.

After discussion of the matter between the Council and Mr. Mel Hughes and Mr. John Peace, attorneys for the petitioner, Mr. Pinson offered a substitute motion "that in view of the new evidence submitted, that the case be referred back to the Planning Commission for further study". Seconded by Dr. San Martin the motion was substituted by the following vote: AYES: Dietert, Johnson, Simpson, Pinson and San Martin. NAYS: McMahon and Olivares. ABSENT: Kuykendall and Passur.

The motion was then adopted as substituted by the following vote: AYES: Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin NAYS: None ABSENT: Kuykendall and Passur.

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Next heard was Case No. 1732 to rezone Lot 19, NCB 12592 formerly known as Lots 13 and 14, NCB 12592 and Lot 11, NCB 12593 formerly known as Lots 9 and 10 NCB 12593 located at South W. W. White

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Road and Lakewood from "A" RESIDENCE to "F" LOCAL RETAIL DISTRICT.

The Planning Director stated that this case had been continued from June 18, 1959, in order for the property to be replatted, which had now been accomplished. On motion of Dr. San Martin, seconded by Mr. Pinson, the rezoning was approved by the following vote:

AYES: Dietert, McMahon, Johnson, Simpson, Olivares, Pinson, and San Martin NAYS: None ABSENT: Kuykendall and Passur.

AN ORDINANCE 27,955

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. THE REZONING AND RECLASSIFICATION OF LOT 19, NCB 12592, (formerly known as Lots 13 and 14, NCB 12592) AND LOT 11, NCB 12593, (formerly known as Lots 9 and 10, NCB 12593) FROM "A" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT.

(Full text of ordinance in Ordinance Book II Page 468)

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The following ordinances and resolutions were passed and approved by the following vote: AYES: Dietert, McMahon, Johnson, Simpson, Olivares, Pinson and San Martin ABSENT: Kuykendall and Passur.

AN ORDINANCE 27,956

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF CAMPBELL STEEL COMPANY TO FURNISH THE CITY OF SAN ANTONIO DEPARTMENT OF PUBLIC WORKS WITH CERTAIN REINFORCING STEEL FOR A TOTAL OF \$1,628.04.

(Full text in Ordinance Book II Page 468)

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AN ORDINANCE 27, 957

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF HASKIN PUMP SERVICE TO PLUG DEEP WATER WELLS FOR THE CITY OF SAN ANTONIO WILLOW SPRINGS GOLF COURSE FOR A TOTAL OF \$2,020.00.

(Full text in Ordinance Book II Page 469)

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AN ORDINANCE 27, 958

REPEALING ORDINANCE NO. 27,644 AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A NEW CONTRACT WITH BEXAR COUNTY AND THE BEXAR COUNTY WELFARE BOARD TO PROVIDE A PROGRAM OF CARE AND PROTECTION FOR DEPENDENT AND NEGLECTED CHILDREN IN BEXAR COUNTY FOR A TERM ENDING DECEMBER 31, 1959.

(Full text in Ordinance Book II Page 469)

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## AN ORDINANCE 27,959

MAKING A MONTH TO MONTH LEASE CONTRACT WITH DORIS A. WHITAKER AND HUSBAND, MALCOLM WHITAKER, FOR A 22.24 ACRE TRACT OF LAND ON SEGUIN ROAD TO BE USED AS A CITY GARBAGE DUMP.

(Full text in Ordinance Book II Page 469 )

## AN ORDINANCE 27, 960

ACCEPTING THE LOW BID OF H. B. ZACHRY COMPANY IN THE AMOUNT OF \$317,534.20 FOR THE RECONSTRUCTION OF ZARZAMORA STREET FROM SOMERSET ROAD TO PAN AMERICAN HIGHWAY; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT; APPROPRIATING \$317,534.20 OUT OF 479-10 STREET IMPROVEMENT BOND FUND, 1957 SERIES, PAYABLE TO H. B. ZACHRY COMPANY IN CONNECTION THEREWITH; AND APPROPRIATING THE SUM OF \$10,000.00 OUT OF SAID SAME FUND AS THE CONSTRUCTION CONTINGENCY ACCOUNT.

(Full text in Ordinance Book II Page 471)

## A RESOLUTION

REJECTING ALL BIDS RECEIVED AND OPENED ON AUGUST 25, 1959, FOR RECONSTRUCTION OF NEBRASKA STREET FROM ROSARY STREET TO TERRELL STREET, AND AUTHORIZING THE CITY CLERK TO RE-ADVERTISE FOR BIDS ON SAID PROJECT.

(Full text in Ordinance Book II Page 470)

## AN ORDINANCE 27, 961

APPROPRIATING \$1,600.00 OUT OF STORM DRAINAGE BOND FUND NO. 479-13, 1957 SERIES, PAYABLE TO BEXAR METROPOLITAN WATER DISTRICT IN CONNECTION WITH STORM DRAINAGE PROJECT A-73.

(Full text in Ordinance Book II Page 471)

## AN ORDINANCE 27, 962

APPROPRIATING AN ADDITIONAL \$638.40 OUT OF STORM DRAINAGE BOND FUND NO. 479-13, 1957 SERIES, PAYABLE TO W. R. RAINEY, CONTRACTOR, FOR THE CONSTRUCTION OF STORM DRAINAGE PROJECT NO. 74-SC.

(Full Text in Ordinance Book II Page 472 )

## AN ORDINANCE 27, 963

TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE THE CITY LIMITS OF THE PETITION OF LEONARD W. BOEHME AND WIFE, ALINE I. BOEHME BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, AT 401 BALCONES HEIGHTS ROAD.

(Full Text in Ordinance Book II Page 472 )

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AN ORDINANCE 27, 964

GRANTING PERMISSION TO ALEX THOMAS & WIFE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS. AT 605 CANTERBURY HILL..

(Full Text in Ordinance Book II Page 473 )

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AN ORDINANCE 27, 965

AMENDING SECTION 60-75 OF THE CITY CODE, "STREETS WHERE PARKING PROHIBITED AT CERTAIN PERIODS" BY THE INCLUSION OF A CERTAIN PORTION OF DIVISION AVENUE.

(Full Text in Ordinance Book II Page 473 )

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A RESOLUTION

ACCEPTING THE DEDICATION OF CERTAIN EASEMENTS TO THE CITY OF SAN ANTONIO, W. B. HIGDON, NCB 10737; REALTY IMPROVEMENT CO., INC., NCB 10310; TEXAS HOMES IMP. INC., NCB 10310. (Full Text in Ordinance Book II Page 474 )

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AN ORDINANCE 27, 966

APPROPRIATING CERTAIN SUMS IN CONNECTION WITH LAND ACQUISITION BY CONDEMNATION PROCEEDINGS. \$500.00 TO JOE PASSANT, J. C. RUSSELL & P. A. MARX, NCB 9718; \$5000.00 TO OSCAR ANDERSON, NCB 8676; \$650.00 TO JOHNNY G. RODRIQUEZ; et. al.; \$307.30 TO S. L. EVERHART, NCB 9483. (Full text Ordinance Book II Pg. 474)

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AN ORDINANCE 27, 967

APPROPRIATING THE SUM OF \$1,300.00 TO BE PAID TO ALAMO TITLE COMPANY, AS ESCROW AGENT FOR GRANTORS, HARRY NONKEN AND WIFE, LORETTA NONKEN OF BEXAR COUNTY, TEXAS, FOR AN EASEMENT TO THE CITY OF SAN ANTONIO AND AUTHORIZING THE CITY MANAGER TO ACCEPT SAID EASEMENT TO BE USED IN THE CONSTRUCTION OF STORM DRAINAGE PROJECT NO. 72-72X.

(Full Text in Ordinance Book II Page 475 )

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AN ORDINANCE 27, 968

APPROPRIATING THE SUM OF \$1,034.50 OUT OF INTERNATIONAL AIRPORT BOND AND CONSTRUCTION FUND #803-02, FEDERAL AIRPORT AID PROJECT #9-41-080-5709 FOR EXPENSES INCURRED IN CONNECTION WITH THE ACQUISITION OF CERTAIN PROPERTIES FOR AIRPORT EXPANSION PROJECT BY CONDEMNATION PROCEEDINGS.

(Full Text in Ordinance Book II Page 476 )

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AN ORDINANCE 27, 969

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT WITH SOUTHWEST AIRCRAFT SUPPLY, INC., FOR THE USE OF CERTAIN PREMISES AT SAN ANTONIO INTERNATIONAL AIRPORT.

(Full Text in Ordinance Book II Page 477)

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AN ORDINANCE 27, 970

AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE EXISTING LEASE BETWEEN THE CITY AND LLOYD M. BROWN, DOING BUSINESS AS BROWN FLYING SERVICE, FOR THE LEASE OF ADDITIONAL SPACE AT INTERNATIONAL AIRPORT.

(Full Text in Ordinance Book I.I. Page 480 )

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A RESOLUTION

AUTHORIZING THE CITY CLERK TO RELEASE BONDS, CASH DEPOSITS AND TRUST AGREEMENTS FILED BY SUBDIVIDERS UPON COMPLETION OF THE REQUIRED IMPROVEMENTS.

(Full Text in Ordinance Book I.I. Page 481)

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AN ORDINANCE 27,971

APPROVING THE ESTABLISHMENT OF AN EMBALMING OR DEAD ROOM BY BETTY JEAN CARMACK AND JOE E. CARMACK AT 2350 AUSTIN HIGHWAY.

(Full Text in Ordinance Book I.I. Page 482 )

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A RESOLUTION

ACCEPTING THE GIFT OF VALUABLE ANTIQUES, FOR DISPLAY IN THE OLD SPANISH GOVERNORS PALACE, FROM MR. AND MRS. JOHN MacAULEY KEENE OF SAN ANTONIO, TEXAS.

(Full Text in Ordinance Book I.I. Page 482)

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AN ORDINANCE 27, 972

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH ARTHUR F. THOME, DOING BUSINESS AS SKYLINE CATERER, FOR THE LEASE OF CERTAIN PREMISES AT INTERNATIONAL AIRPORT.

(Full Text in Ordinance Book I.I. Page 482 )

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AN ORDINANCE 27, 973

ACCEPTING THE PROPOSAL OF FRANK T. DROUGHT, ENGINEER, FOR SURVEY SERVICES IN CONNECTION WITH THE CLEAR ZONE AT THE NORTHWEST END OF RUNWAY 12-30 AND THE ESTABLISHMENT OF A MIDDLE MARKER AT SAN ANTONIO INTERNATIONAL AIRPORT; AND APPROPRIATING \$150.00 OUT OF INTERNATIONAL AIRPORT BOND AND CONSTRUCTION FUND, NO. 803-04.

(Full Text in Ordinance Book I.I. Page 486)

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AN ORDINANCE 27, 974

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH LEIGHT FISHER & ASSOCIATES, AIRPORT CONSULTANT, FOR SERVICES TO BE SUPPLIED IN CONNECTION WITH THE AIRPORT EXPANSION PROJECT.

(Full Text in Ordinance Book I.I. Page 487 )

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A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS FOR PLUGGING OF FIFTEEN (15) WATER WELLS ON PROPERTY AT SAN ANTONIO INTERNATIONAL AIRPORT.

(Full Text In Ordinance Book I.I. Page 489)

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AN ORDINANCE 27, 975

ACCEPTING THE LOW BID OF MEADER CORPORATION IN THE AMOUNT OF \$69,962.25 FOR THE RECONSTRUCTION OF DONALDSON AVENUE FROM WILSON AVENUE TO ST. CLOUD ROAD; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT; APPROPRIATING \$69,962.25 OUT OF 479-01, STREET IMPROVEMENT BOND FUND, 1956 SERIES, AND APPROPRIATING \$3,500.00 OUT OF SAID FUND AS A CONSTRUCTION CONTINGENCY FOR SAID PROJECT.

(Full Text in Ordinance Book I.I. Page 490 )

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AN ORDINANCE 27, 976

ACCEPTING THE LOW BID OF COLGLAZIER CONSTRUCTION COMPANY IN THE AMOUNT OF \$13,697.50 FOR THE CONSTRUCTION OF PARTICIPATION PAVING PROJECT NO. 31-C; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AND APPROPRIATING \$13,697.50 OUT OF FUND NO. 479-11, PARTICIPATION PAVING BOND FUND, IN CONNECTION THEREWITH.

(Full Text in Ordinance Book I.I. Page 490)

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AN ORDINANCE 27, 977

AUTHORIZING THE CITY DEPARTMENTS TO REPRODUCE CITY DOCUMENTS FOR PRIVATE AGENCIES OR INDIVIDUALS AND ESTABLISHING CHARGES THEREFOR.

(Full Text in Ordinance Book I.I. Page 491)

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AN ORDINANCE 27, 978

AMENDING SECTION 60-75 OF THE CITY CODE, "STREETS WHERE PARKING PROHIBITED AT CERTAIN PERIODS" BY THE INCLUSION OF A CERTAIN PORTION OF GRAYSON STREET.

(Full Text in Ordinance Book I.I. Page 491 )

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## AN ORDINANCE 27, 979

ACCEPTING AN EASEMENT DEDICATION FROM MARY ELIZABETH ARMBRUST IN CONNECTION WITH THE CITY'S LAND ACQUISITION PROGRAM,

(Full Text in Ordinance Book I.I. Page 492 )

## AN ORDINANCE 27, 980

APPROPRIATING CERTAIN SUMS OF MONEY IN CONNECTION WITH THE CITY LAND ACQUISITION THROUGH CONDEMNATION PROCEEDINGS, \$250.00 TO R. B. McKEE et. al. FOR NCB 9718 AND \$250.00 TO H. L. TAYLOR et. al. FOR NCB 9717.  
(Full Text in Ordinance Book I.I. Page 492 )

Mr. Jack B. Hewgley, 1435 Commercial protested to the manner in which the West Commercial drainage Canal bridge located one block from the Expressway is being built. He asked that the City ask the State Highway Department to build this bridge in the same manner as they had done similar bridges.

Mr. James E. Johnson asked if the Health Department had made a decision with regards to its screening requirements for restaurants. He was told that the matter would be ready for presentation to the City Council next week.

Mr. Ben Goodman complained again of the roosters crowing in the early morning hours at Stutts Poultry House in the 1700 block of North Main Avenue. He was told the City had checked the matter out and found no violation of City ordinances. He was told he could file a nuisance complaint in Corporation Court.

Mr. L. E. Fite representing merchants in the Jefferson Village Shopping center stated he had written a letter asking the City to delay the contract for reconstruction of Donaldson Avenue until after the Thanksgiving and Christmas Holidays. He was told that the matter had been considered by the Council when it awarded the contract (Item No. 26 on today's agenda) to Meador Construction Company and felt that this project had already been delayed several times. He was told that it was felt that the portion of Donaldson Avenue adjacent to Jefferson Village would be open to the public during the Christmas Holidays.

Assistant City Manager Jack Shelley presented the request of the First Church of Christ Scientist to close an alley running East to West in NCB 437. He said the appraised value had been set at \$4656.00. The Council requested that an ordinance be prepared for its consideration.

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Assistant City Manager Jack Shelley stated that Mrs. Ellen Quillin, Manager of the Witte Museum had requested that the Witte Museum be closed on Mondays. He explained it used to close on this day but opened to help the Junior League which brought students to the Museum, who has now discontinued this activity. He was told it would be agreeable to the Council.

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There being no further business the meeting adjourned.

APPROVED:

*Julian Keyser*  
MAYOR

ATTEST:

*Frank Gallogher*  
City Clerk