

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL ON
WEDNESDAY, JULY 3, 1963; 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, DE LA GARZA, ROHLFS, KAUFMAN, COCKRELL, GATTI, PADILLA, PARKER and BREMER.

The invocation was given by Councilman Roland Bremer.

The minutes of the previous meeting were approved.

Mrs. Nonye Hill, chairman of a committee on women sponsoring the ringing of bells in San Antonio on July 4th was recognized.

Mrs. Hill thanked the Mayor and Council for their cooperation and help and invited the Council to attend the ceremony at the Alamo on July 4th at which the Mayor will read the Declaration of Independence and ring the Alamo bell at 12 noon.

Mr. Jim Gaines, Chairman of the Committee on Desegregation, read a detailed report which indicated overwhelming and practically universal support for voluntary desegregation of citizens and businessmen of San Antonio. He reported that voluntary desegregation had been achieved in 31 of 55 hotels, 62 of 83 motels, 319 of 475 restaurants and all bowling alleys and theatres.

In view of this response, he said it was the unanimous opinion of the Committee that desegregation legislation was not appropriate at this time.

The report is as follows:

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Report to City Council from City Council's Committee on Desegregation

On June 5th, 1963, you appointed this Committee on Desegregation to bring about the earliest possible desegregation of privately-owned but publicly-used facilities located in San Antonio. The Committee was also charged with making such recommendations as it deemed necessary respecting desegregation legislation and its enforcement in the event that voluntary methods did not achieve anticipated speedy accomplishment of the objective.

It is the unanimous opinion of your Committee that the consideration of desegregation legislation is not appropriate at this time, in view of the following detailed report which indicates the overwhelming and practically universal support for voluntary desegregation of the citizens and businessmen of San Antonio.

Since the Committee was charged with the responsibility of bringing about the earliest possible voluntary action, it necessarily had to limit its primary objectives to those areas of the greatest concern, namely, hotels, motels, restaurants, theatres, and bowling alleys. By confining our efforts to these fields, no inference was intended that these were the only fields in which discrimination is a problem. But, rather, we felt that community-wide accomplishment in these major areas would prompt voluntary action in other areas, and, if this was not stimulated, the Committee could take subsequent appropriate steps.

Further, in view of some allegations that the appointment of the Committee was a "delaying action", it voluntarily set tomorrow, July 4th, 1963, as its target date.

On June 20th, the carefully planned and implemented campaign began with the mailing of a letter and pledge form to every affected business listed in the San Antonio Telephone Directory. (711 were mailed, 55 returned "undeliverable" - net 656 active

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prospects.)

In less than two weeks the campaign has produced the following results:

	<u>Total Number</u>	<u>Desegregated</u>
Hotels	55	31
Motels	83	62
Restaurants	475	319
Bowling Alleys	14	14
Theatres	<u>29</u>	<u>29</u>
Total	656	455

As of last night, 143 restaurants, 18 motels and 24 hotels are still being contacted by voluntary civic workers. Only 3 motels and 13 drive-ins, cafes and restaurants have refused to voluntarily desegregate.

The Committee estimates that over 95% of all hotel rooms are now available on a desegregated basis; 90% of all motel rooms, and well over 90% of all meals are served in desegregated facilities. This splendid support of the voluntary method is testimony to the wisdom of the Council's course of action. Work continues full speed ahead in checking out those who have not been contacted.

There has been a most significant military development of tremendous importance to San Antonio and its economic dependence upon the military bases located here.

The first report of President Kennedy's "Committee on Equal Opportunity in the Armed Services" has been approved, and the President has referred it to Defense Secretary McNamara for implementation. The Secretary is to decide which of many recommendations contained therein should be put into effect within the next 30 days.

These recommendations are not confined solely to activities within the Armed Services, but deal as well with problems of civilian-military relationships. The report recommends:-

1. The appointment of Base Integration Officer to work in both "on base" and "off base" discrimination problems.
2. That "off limits" declarations be made for those civilian establishments refusing to desegregate.
3. Base closings - (the full text of the report's recommendations follows:)

"Should all other efforts fail, the Services must consider a curtailment or termination of activities at certain military installations near communities where discrimination is particularly prevalent. While compelling military considerations must prevail, it is often possible to conduct certain activities at any one of a number of locations. Where this is true, alternative communities' attitudes and practices should be carefully weighed. Such relocation of activities is particularly important at bases that play an important role in the training of new recruits, or officers, or in the orientation of representatives of foreign governments. The objective here should be preservation of morale, not the punishment of local communities which have a tradition of segregation."

There is little or nothing that can be said in the face of these stark facts. The particulars on "base closings" suggests that they could have been written with San Antonio in mind. The statement brings into perspective how importantly the President's Committee views desegregation in context with Lackland Air Force Base's Basic Training and Foreign Language School assignments.

In view of the progress that has been made in San Antonio, and now, the even greater focus upon the community from the military viewpoint, the Committee on Desegregation respectfully makes these recommendations to the City Council:

1. That a Committee on Desegregation be continued for the foreseeable future or until all aspects of the problem are eliminated.
2. That its responsibilities be broadened to include all types of discrimination because of race, color or ethnic origin, within the community.
3. That it specifically be charged with action in the area of employment practices. (The NAACP, in a letter from Harry V. Burns, its President, to me has strongly endorsed the inclusion of employment problems and volunteered the assistance of that organization and its files of job seeking applicants.)
4. That the Committee be enlarged to permit the functioning of sub-committees comprised of members who are qualified by business responsibility or training in specific problem areas.
5. That the enlarged Committee be chosen from the present Committee, the Inter-Racial Committee, business leaders engaged in affected lines of endeavor, additional Negro

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and Latin-American leaders, and others.

6. That such Committee be assisted by a staff member, plus clerical help as is needed, to be paid for by the City.

7. That the City Council solicit the support of the government of Bexar County in implementing a similar program in the area outside the City and that it seek the support of this movement from other municipalities in Bexar County.

The Committee on Desegregation expresses its grateful thanks to the hundreds of community leaders who are continuing to help in the solution of this problem - and, especially, thanks those who have made individual calls on businesses on their own time and at their own expense. The clergy have been extremely helpful.

The Committee also wishes to thank all newspapers, radio and television stations and other media for their outstanding and objective community service in their support of this endeavor.

And, as Chairman, I most sincerely express my humble thanks to every member of this Committee for his splendid contribution and unfailing support of the collective effort. To the community of San Antonio - my admiration and pride at being one of you.

Respectfully submitted,

/s/ James M. Gaines, Chairman
City Council's Committee on
Desegregation

Committee:

Valmo C. Bellinger	Jim Hasslocker	Mike Passur
Herbert Calderon, D. D. S.	Col. B. J. Horner	Bob A. Roth
Henry E. Catto, Jr.	Everett J. Jennings	Jose San Martin, O. D.
Conway C. Craig	Gilbert Lang	Edward C. Sullivan
Vernon Daniel	William A. Miller	J. E. Taylor, Jr.
Melvin A. Gayoso	Jack Morse	George W. Watson

Mayor McAllister on behalf of the City Council expressed appreciation for the magnificent leadership given the Committee by Mr. Gaines and the fine work accomplished by the Committee, and was happy that the citizens have been broadminded and willing to have this problem solved. He felt sure the Council will want to continue the Committee and asked that it continue the fine work it is doing.

Mr. Bill Sinkin, President of the San Antonio Fair, Inc., read the following letter concerning the site for the proposed Hemisfair.

San Antonio Fair, Inc.
San Antonio, Texas

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

Dear Mayor McAllister and City Council:

The Executive Committee has voted unanimously to accept the recommendations of the Site Selection Committee for the site of the Hemisfair. This area comprises approximately 150 acres and is part of the Urban Renewal Area #3. The boundaries are approximately as follows:

"Commerce east to Expressway using east right of way line as eastern boundary; thence south along expressway to the intersection at Victoria; thence west on Victoria to Labor, south on Labor to Lavaca; thence west on Lavaca on a line around Victoria Plaza to an intersection at Comargo; thence west to St. Mary's, north on St. Mary's to its intersection on Nueva, thence east on Nueva to Alamo, north on Alamo to intersection at Commerce St."

Both the Executive Committee and the Site Selection Committee felt that this would be the prime area for the Fair and this is our official request that the City use its total facilities to determine the availability of the site and to do whatever is necessary to help meet the time schedule that the Hemisfair has proposed.

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It is our hope that the area would be acquired and made available for fair construction by January 1, 1966 and that the Fair would be opened in the spring of 1968. We recognize the manifold problems involved in the acquisition of this site and we pledge our total support wherever it is needed to help meet this time schedule.

We appreciate the great enthusiasm and support that you have given this magnificent project. The total community acceptance that this Hemisfair has received can do nothing but insure its success.

Sincerely,

/s/ William Sinkin
President

Mayor McAllister assured Mr. Sinkin the Council was interested in the proposed Hemisfair and said the Council will study the procedure required and will take action without delay.

First zoning case heard was Case No. 1833, to rezone Lot 50, NCB 9645, located on the north side of Culebra Road, 401.0' east of Hillcrest Drive, from "A" Residence District to "F" Local Retail District. Hearing on this case was held on June 19th and final action was postponed to July 3rd, in order for the Council to make an inspection of the property.

Assistant Planning Director Burt Lawrence briefed the proposed change. No one asked to speak in opposition.

On motion of Mr. de la Garza, seconded by Mr. Padilla, the recommendation of the Zoning Commission to grant the change in zone was approved by passage of the following ordinance, the vote being as follows: AYES: de la Garza, Rohlf, Kaufman, Cockrell, Gatti, Padilla; NAYS: McAllister, Parker, Bremer; ABSENT: None.

AN ORDINANCE 31541

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 AS LOT 50, NCB 9645, FROM "A" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT.

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Full text in Ordinance Book NN, Page 293

Next heard was Case No. 1921 to rezone Lot 44, NCB 11175, located on the south side of S. E. Military Drive 533.57' east of the cut off to Mission Road, from "B" Residence District to "JJ" Commercial District.

The Assistant Planning Director briefed the proposed change which was recommended by the Zoning Commission. No one spoke in opposition.

On motion of Mr. Kaufman, seconded by Mr. Bremer, the recommendation of the Zoning Commission was approved by passage of the following ordinance, the vote being as follows: AYES: McAllister, de la Garza, Rohlf, Kaufman, Cockrell, Gatti, Padilla, Bremer; ABSENT: Parker
NAYS: None.

AN ORDINANCE 31,542

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 44, NCB 11175 FROM "B" RESIDENCE DISTRICT TO "JJ" COMMERCIAL DISTRICT.

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Next heard was Case No. 1928 to rezone Lot 23, Blk 2, NCB 13605, located on the west side of Pecan Valley Drive, 752' north of Burkedale Boulevard; and Lot 1, Blk 3, NCB 13606, located on the east side of Pecan Valley Drive, 100.00' north of Burkedale Boulevard, from "A" Residence District to "D" Apartment District.

The Assistant Planning Director briefed the proposed change. No one spoke in opposition.

On motion of Mrs. Rohlfs, seconded by Mr. de la Garza, the recommendation of the Zoning Commission to grant the change in zone was approved by passage of the following ordinance by the following vote: AYES: McAllister, de la Garza, Rohlfs, Kaufman, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: None.

AN ORDINANCE 31,543

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 23, BLK 2, NCB 13605, AND LOT 1, BLK 3, NCB 13606, FROM "A" RESIDENCE DISTRICT TO "D" APARTMENT DISTRICT.

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Full text in Ordinance Book NN, Page 294

Next heard was Case No. 1795, to rezone Lot 1, NCB 6204, located southeast of the intersection of East Woodlawn Avenue and Lindell Place, from "B" Residence District to "D" Apartment District.

The Assistant Planning Director briefed the proposed change which was recommended by the Zoning Commission. No one spoke in opposition.

On motion of Mr. Gatti, seconded by Mr. Rohlfs, the recommendation of the Zoning Commission was approved by passage of the following ordinance by the following vote: AYES: McAllister, de la Garza, Rohlfs, Kaufman, Cockrell, Gatti, Padilla, Parker, and Bremer; NAYS: None; ABSENT: None.

AN ORDINANCE 31,544

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 REZONING OF CERTAIN PROPERTY DESCRIBED HEREIN AS LOT 1, NCB 6204, FROM "B" RESIDENCE DISTRICT TO "D" APARTMENT DISTRICT.

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Full text in Ordinance Book NN' Page 295

Next heard was Case No. 1934 to rezone Lot 16, NCB 7915 located northeast of the intersection of Division Avenue and I. H. 35 Expressway, from "B" Residence District to "F" Local Retail District.

The Assistant Planning Director briefed the proposed change which the Zoning Commission recommended be approved. Mr. Godron Davis, Attorney for the applicant, J. W. Austin, Jr. stated it was proposed to construct a filling station on the property. Because of its location at I. H. 35, and Division, it was difficult for the owner to live there and was no longer good residential property. He felt that the proper screening, which they were willing to provide, the proposed use would not be objectionable.

Major Joe Hrabach, 606 Division Avenue, objected to the rezoning because of the increased

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traffic problem. He said it was proposed by Mr. Austin to rezone the rest of the block on which there was a hearing this day before the Zoning Commission.

Mrs. Ester Alva, 607 Division objected to the change. She stated Mr. Austin had offered to buy her property which was not included in Case 1934. If this change was granted she felt that she would be left with a service station next to her property and she would not be able to sell her property.

Speaking in favor of the change were Mrs. Rebecca Vela, 623 Division and Mrs. Jesse Castorino, 619 Division, who stated they wanted to sell their property to Mr. Austin because of the traffic and they cannot sell their homes as residential property.

Mr. Gordon Davis explained that Mr. Austin had options to purchase all the property in the block facing Division Avenue and separate applications for rezoning were made on the suggestion of the Planning Department.

After further discussion, on motion of Mr. de la Garza, seconded by Mr. Bremer, the hearing on this case was continued until such time as the application for rezoning of Lots 7, 8 and 9, NCB 7915 is scheduled for hearing at which time the Council will consider the rezoning of the whole block. The motion carried by the following vote: AYES: McAllister, de la Garza, Rohlf, Kaufman, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: None.

Next heard was Case No. 1917 to rezone Lot 9, NCB 3594, located on the north side of Post Avenue, 438' east of Broadway, from "D" Apartment District to "F" Local Retail District.

The Assistant Planning Director briefed the proposed change which the Zoning Commission recommended be denied by the City Council.

Mrs. Minerva Prevuznak, 237 Post Avenue, stated she wanted the property rezoned in order to operate a flower shop out of her home. She said most of her business is by telephone and there would be no increase in traffic.

Speaking in favor of the change were Mrs. Larua Murofsky, 228 Post Avenue, Mrs. Cecil Mauldin, former operator of a nursing home on Post Avenue, and Mrs. Onita Stadler, 275 Post Avenue.

Objecting to the change was Mr. M. Gullede, corner of Post and Pine Street. He said Pine was a narrow street and there was already much traffic at Fort Sam Houston. He felt the change would depreciate property values and presented a petition signed by property owners in the 200 block of Post Avenue who are against the change in zone.

Also speaking against the change were Mrs. Layton Vann, 238 Post Avenue, and Mrs. Irene Thaggard, 280 Post Avenue.

After consideration of the case, on motion of Mr. Bremer, seconded by Mrs. Cockrell, the recommendation of the Zoning Commission to deny the change in zone was upheld. The motion carried by the following vote: AYES: McAllister, de la Garza, Rohlf, Kaufman, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: None; ABSENT: None.

Case No. 1922 was heard next to rezone Lots E. F. and G., NCB 12170, located between

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Austin Highway and Corrine Drive, 150' south of the intersection of these streets from "B" Residence District to "J" Commercial District.

The Assistant Planning Director briefed the proposed change which the Zoning Commission recommended be denied by the City Council.

Mr. John Dittman, representing the applicant, Frank Zarsky, reviewed the present zoning in the area. He stated it was planned to construct a miniature golf course on Lot G, which is adjacent to "J" Zoning. He stated that the property has been used in the past for "J" uses on a non-conforming basis and felt "J" was the best zoning for this property.

Objecting to the change to "J" Commercial was Mr. Ted Balter, owner of a trailer court across the street on Corrine Drive. He stated he and other property owners in the area were not opposed to "F" Local Retail zone.

After consideration of the proposed change, on motion of Mr. Rohlf, seconded by Mr. de la Garza, Case No. 1922 was referred back to the Zoning Commission for study and consideration of "F" zone for this property. The motion carried by the following vote: AYES: McAllister, de la Garza, Rohlf, Kaufman, Cockrell, Gatti, Parker and Bremer; NAYS: None; ABSTAINED: Padilla; ABSENT: None.

Next taken up was Case No. 1939 to rezone Lot 36, NCB 12698, located northwest of the intersection of Jane Ellen Drive and Cupples Road, from "B" Residence District to "F" Local Retail District.

The Assistant Planning Director explained that the Zoning Commission recommended that this change be denied. He said the applicant's attorney, Mr. Luis R. Garcia, had requested in writing that this case be withdrawn as the applicant did not wish to proceed with the appeal. The request was granted by the City Council.

Last Zoning Case heard was Case No. 1862, to rezone Lots 1 and 2, NCB 6701, located northwest of the intersection of Mary Louise Drive and San Antonio Avenue, from "A" Residence District to "D" Apartment District.

The Assistant Planning Director briefed the proposed change which the Zoning Commission recommended be denied by the Council.

Mr. Jay Sam Levy, attorney for the applicant, Mr. M. L. Feingold, stated it was proposed to construct a 21 unit apartment project on the property. He said adequate off-street parking will be provided. A 6' fence will protect the property to the west on Mary Louise. He commented the property has been vacant for 30 years and is not suitable for residential use. He felt it was a reasonable use of the property and neighbors would not be damaged.

Mr. Robert Calloway, Architect, explained the proposed site plan, parking and traffic flow.

Speaking against the change were Mr. H. E. Roos, 218 Mary Louise Drive, Mrs. C. Stanley Banks, 320 Mary Louise Drive, Mrs. Velma Awalt, 228 Mary Louise Drive, Mr. John McClain, 245 Mary Louise Drive, Mr. Stanley Banks, Jr., representing Mr. M. B. Killian, 250 Mary Louise Drive, Mr. Ed Halbadier, representing Mr. Geo. Strand, 211 Mary Louise Drive.

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After consideration, on motion of Mr. Gatti, seconded by Mr. Rohlf, the recommendation of the Zoning Commission to deny the rezoning was upheld. The motion carried by the following vote: AYES: McAllister, de la Garza, Rohlf, Cockrell, Gatti, Padilla, Parker and Bremer; NAYS: Kaufman; ABSENT: None.

Mr. Bard Logan, Commander of Jonathan Wainwright Post No. 402 of the American Legion, spoke to the Council regarding sale of Communist-made goods in San Antonio and what he called the "pro-communist attitude" of the federal government on the matter. He read a resolution passed by Jonathan Wainwright Post No. 402 concerning the sale of communist-made goods and asked that an ordinance be passed assessing a special license in the amount of \$25.00 on all businesses, wholesale or retail that offer for sale such goods.

Councilman Gatti took exception to Mr. Logan's comments that the federal government was "pro-communistic" and called it a disgrace for a citizen to make such a statement.

Mr. Logan stated he was only speaking from the record.

Also speaking in favor of the ordinance was Mr. Elton Cude, Adjutant of the Jonathan Wainwright Post No. 402, Mr. Adolph Machotka, and Mrs. Harry W. Case.

The request was taken under consideration.

The City Council approved July 10th as the date for a public hearing on the proposed motel at International Airport.

A public hearing was also set for July 24th on the request of the Housing Authority for additional public housing units for the elderly and handicapped.

There being no further business, the meeting adjourned.

A P P R O V E D:



M A Y O R

A T T E S T:



City Clerk