

January 17, 1957

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE CITY COUNCIL CHAMBER, CITY HALL,
ON THURSDAY, JANUARY 17, 1957 AT 9:30 A.M.

PRESENT: FRIEDRICH, BAINES, CRUMRINE, WINTON, KUYKENDALL, OLIVARES, DANIELS, SAN MARTIN
ABSENT: PASSUR

Mayor J. Edwin Kuykendall presiding.

Invocation by Father Armand Matthews, St. Anthony Seminary

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

Mr. Frank Drought, Engineer, explained the survey report on the City's sewage disposal system, a copy of which had been given to each member.

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

AN ORDINANCE 24,233

ACCEPTING CERTAIN BIDS FOR THE PURCHASE AND REMOVAL OF BUILDINGS LOCATED ON CITY OWNED PROPERTY, AND MAKING AND MANIFESTING A BILL OF SALE TO SUCCESSFUL BIDDERS: EDWARD SLAVIN, PARCEL 1035-A; AND 1292; LUKIN GILLILAND, PARCEL 1053, 1239, 1288, 1299, 1303, 1315; G. W. BILLINGS, Parcel 1073; ARNO SCHORN, PARCEL 1259; ALFRED A. SANCHEZ, PARCEL 1283; WILLIAM MEUTH, PARCEL 1290; MRS. CLARENCE ELLEY, PARCEL 1293

(Full text in Ordinance Book DD page 451)

AN ORDINANCE 24,234

ACCEPTING A DEED FROM PAT FLOYD STANLEY AND WIFE, MARY E. STANLEY, CONVEYING TO THE CITY OF SAN ANTONIO LOT 12, BLOCK 138, NEW CITY BLOCK 8823, FOR U. S. HIGHWAY #87 N.W. EXPRESSWAY, AND APPROPRIATING THE SUM OF \$8500.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 451)

AN ORDINANCE 24,235

ACCEPTING A DEED FROM OSCAR S. BROWN, CONVEYING TO THE CITY OF SAN ANTONIO LOT 8, BLOCK 113, NEW CITY BLOCK 7089, FOR U. S. HIGHWAY #87 N.W. EXPRESSWAY, AND APPROPRIATING THE SUM OF \$8300.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 452)

AN ORDINANCE 24,236

ACCEPTING A DEED FROM CARL CLAYTON ARNOLD AND WIFE, THELMA ARNOLD, CONVEYING TO THE CITY OF SAN ANTONIO LOT 18, BLOCK 66, NEW CITY BLOCK 7161, FOR U. S. HIGHWAY #87 NW EXPRESSWAY AND APPROPRIATING THE SUM OF \$6700.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 452)

January 17, 1957

AN ORDINANCE 24,237

ACCEPTING A DEED FROM ERNEST C. TULLOS AND WIFE, VERNA A. TULLOS, CONVEYING TO THE CITY OF SAN ANTONIO LOT 19, BLOCK 90, NEW CITY BLOCK 7110, FOR U. S. HIGHWAY #87 N. W. EXPRESSWAY AND APPROPRIATING THE SUM OF \$9500.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 453)

AN ORDINANCE 24,238

ACCEPTING DEED FROM OSCAR J. HUNICK AND WIFE, AURORA Y. HUNICK CONVEYING TO THE CITY OF SAN ANTONIO LOT 7, BLOCK 113, NEW CITY BLOCK 7089 FOR U. S. HIGHWAY #87 N.W. EXPRESSWAY, AND APPROPRIATING THE SUM OF \$8600.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 453)

AN ORDINANCE 24,239

ACCEPTING A DEED FROM ANDREW E. MARBACH AND WIFE, PAULINE M. MARBACH, CONVEYING TO THE CITY OF SAN ANTONIO LOT 1, BLOCK 21, NEW CITY BLOCK 7155, FOR U. S. HIGHWAY #87 N.W. EXPRESSWAY, AND APPROPRIATING THE SUM OF \$8,000.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 453)

AN ORDINANCE 24,240

ACCEPTING A DEED FROM W. L. MERRITT AND WIFE, OPAL MERRITT CONVEYING TO THE CITY OF SAN ANTONIO LOT 20, BLOCK 90, NEW CITY BLOCK 7110 FOR U. S. HIGHWAY #87 N. W. EXPRESSWAY AND APPROPRIATING THE SUM OF \$9,000.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 453)

AN ORDINANCE 24,241

ACCEPTING A DEED FROM EDWARD RAU AND WIFE, BERNICE RAU, CONVEYING TO THE CITY OF SAN ANTONIO LOT 9, BLOCK 22, NEW CITY BLOCK 7152, FOR U. S. HIGHWAY #87 N. W. EXPRESSWAY AND APPROPRIATING THE SUM OF \$8500.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 454)

AN ORDINANCE 24,242

ACCEPTING A DEED FROM WALTHER E. SCHULZ AND WIFE, LOUISE SCHULZ, CONVEYING TO THE CITY OF SAN ANTONIO LOT 7 & W. 1/2 OF LOT 8, BLOCK 98, NCB 7090, FOR U. S. HIGHWAY #87 NW EXPRESSWAY, AND APPROPRIATING THE SUM OF \$10,075.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 454)

AN ORDINANCE 24,243

ACCEPTING A DEED FROM W. H. PURGASON JOINED WITH HIS WIFE, DORA E. PURGASON, CONVEYING TO THE CITY OF SAN ANTONIO THE SOUTH 1/2 OF LOTS 11 AND 12, BLOCK 23, NEW CITY BLOCK 7151, AND APPROPRIATING THE SUM OF \$8500.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 455)

AN ORDINANCE 24,244

MAKING AND MANIFESTING A BILL OF SALE IN FAVOR OF GILBERT S. MARTINEZ AND RAMONA T. MARTINEZ, FOR A HOUSE LOCATED AT 1310 SACRAMENTO STREET SAN ANTONIO, TEXAS, ON PARCEL NO. 2118, EXPRESSWAY RIGHT OF WAY IN SAN ANTONIO, BEXAR COUNTY, TEXAS FOR THE SUM OF \$1989.50

(Full text in Ordinance Book DD page 455)

January 17, 1957

AN ORDINANCE 24,245

ACCEPTING A DEED FROM HENRY C. JOHNSON, CONVEYING TO THE CITY OF SAN ANTONIO S. 64.4' OF LOT 10, BLOCK 1, NCB 2306, FOR W. COMMERCE -BUENA VISTA ST. OVERPASS, AND APPROPRIATING THE SUM OF \$7250.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 455)

AN ORDINANCE 24,246

APPROPRIATING THE SUM OF \$31,500.00 FOR DEPOSIT WITH THE COUNTY CLERK OF BEXAR COUNTY, TEXAS AS THE AWARD IN CONDEMNATION CAUSE NO. 48,358, MARIA J. F. ESTRADA

(Full text in Ordinance Book DD page 456)

AN ORDINANCE 24,247

APPROPRIATING THE SUM OF \$49,750.00 FOR DEPOSIT WITH THE COUNTY CLERK OF BEXAR COUNTY, TEXAS AS THE AWARD IN CONDEMNATION CAUSE NO. 48532 FRED C. ANDERSON AND J. H. LEDLOW

(Full text in Ordinance Book DD page 456)

AN ORDINANCE 24,248

AUTHORIZING THE PAYMENT OF THE SUM OF \$4,800.00 FROM GENERAL FUND FOR DEPOSIT WITH THE COUNTY CLERK OF BEXAR COUNTY, TEXAS, AS THE AWARD IN CONDEMNATION CAUSE NO. 48,606 (FOR LEASEHOLD INTEREST) GENERAL FUND IS TO BE REIMBURSED BY FUNDS FROM FEDERAL GRANT FUND 475 AND BY BEXAR COUNTY, TEXAS (ED C. IVY)

(Full text in Ordinance Book DD page 456)

AN ORDINANCE 24,249

ACCEPTING A WARRANTY DEED FROM H. W. STAUTZENBERGER AND WIFE, BEATRICE STAUTZENBERGER, CONVEYING TO THE CITY OF SAN ANTONIO A PORTION OF LAND OUT OF LOTS 25, 26 AND 27, BLOCK 30, NEW CITY BLOCK 8111, FOR THE WOODLAWN LAKE DRAINAGE PROJECT (NO. 71), AND AUTHORIZING PAYMENT OF THE SUM OF \$260.00 FOR SAME

(Full text in Ordinance Book DD page 457)

AN ORDINANCE 24,250

ACCEPTING AN EASEMENT FOR BIGFOOT STREET STORM DRAINAGE IN THE EAST 16.67 FEET OF LOT A-9 AND A PORTION OUT OF LOT A-8, NEW CITY BLOCK 2633, FROM ARTHUR J. CASAS AND WIFE, PORFIRIA N. CASAS TO THE CITY OF SAN ANTONIO AND AUTHORIZING PAYMENT OF THE SUM OF \$300.00 FOR SAME

(Full text in Ordinance Book DD page 458)

AN ORDINANCE 24,251

APPROPRIATING THE SUM OF \$4,950.00 FOR DEPOSIT WITH THE COUNTY CLERK OF BEXAR COUNTY, TEXAS AS THE AWARD IN CONDEMNATION CAUSE NO. 48,541, OTTO G. STRUVE

(Full text in Ordinance Book DD page 458)

AN ORDINANCE 24,252

AUTHORIZING AND DIRECTING THE CITY MANAGER TO DECLARE A FORFEITURE OF CASH DEPOSITS AND BONDS AND TO ORDER THE REMOVAL OF IMPROVEMENTS FROM EXPRESSWAY RIGHT OF WAY: KAY BREEN, PARCEL 919, 1557; A. W. TERRELL, PARCEL 970, 1038; S. W. MARTIN, PARCEL 1237, 1260, 1295, 969, 2075, 2511-2-3-4

(Full text in Ordinance Book DD page 458)

AN ORDINANCE 24,253 (SEE FOLLOWING PAGE)

AN ORDINANCE 24,253

ACCEPTING A DEED FROM I. VILLARREAL AND WIFE, JOSEFINA MORALES DE VILLARREAL, CONVEYING TO THE CITY OF SAN ANTONIO SO. 64.4' OF LOT 7, BLOCK 76 NCB 264, FOR W. COMMERCE-BUENA VISTA ST. OVERPASS, AND APPROPRIATING THE SUM OF \$10,500.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 459)

AN ORDINANCE 24,254

APPROPRIATING THE SUM OF \$41,750. FOR DEPOSIT WITH THE COUNTY CLERK OF BEXAR COUNTY, TEXAS AS THE AWARD IN CONDEMNATION CAUSE NO. 48,600 (JOE CENTENO)

(Full text in Ordinance Book DD page 460)

AN ORDINANCE 24,255

APPROPRIATING THE SUM OF \$21,950 FOR DEPOSIT WITH THE COUNTY CLERK OF BEXAR COUNTY, TEXAS AS THE AWARD IN CONDEMNATION CAUSE NO. 48,398 (CHURCH OF GOD)

(Full text in Ordinance Book DD page 460)

A RESOLUTION

CONFIRMING FINAL ACCEPTANCE OF THE CONSTRUCTION OF SANITARY SEWER EXTENSIONS IN AREA 5-1

A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE IMPROVEMENT OF HAMILTON AVENUE FROM CULEBRA ROAD TO DELGADO STREET

AN ORDINANCE 24,256

ACCEPTING THE LOW BID OF MCKENZIE CONSTRUCTION CO. IN THE AMOUNT OF \$153,025.10 FOR THE CONSTRUCTION OF STORM DRAINAGE PROJECT NO. 16

(Full text in Ordinance Book DD page 460)

AN ORDINANCE 24,257

ACCEPTING THE LOW BID OF G. W. DICKERSON AND SON, IN THE AMOUNT OF \$18,294.58 FOR THE CONSTRUCTION OF SANITARY SEWER EXTENSIONS IN AREA 12-4 LADY OF THE LAKE GARDENS

(Full text in Ordinance Book DD page 461)

A RESOLUTION

AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE RECONSTRUCTION OF HIAWATHA STREET

AN ORDINANCE 24,258

ACCEPTING THE LOW BID OF JOE RIVERO, JR., IN THE AMOUNT OF \$13,000.00 FOR THE CONSTRUCTION OF A MEZZANINE FLOOR ADDITION, NORTH WING, FIRST FLOOR CITY HALL; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR; AND APPROPRIATING FUNDS TO PAY FOR SAME

(Full text in Ordinance Book DD page 461)

AN ORDINANCE 24,259

ACCEPTING THE PROPOSAL OF FRANK T. DROUGHT, CONSULTING ENGINEER, FOR PROFESSIONAL ENGINEERING SERVICES TO BE RENDERED IN CONNECTION WITH IMPROVEMENTS TO WOODLAWN SWIMMING POOL; AUTHORIZING THE PAYMENT THEREFOR; AND ESTABLISHING A CONTINGENCY FUND IN AN AMOUNT EQUAL TO 2.5% OF THE CONTRACT PRICE

(Full text in Ordinance Book DD page 461)

AN ORDINANCE 24,260 (See Following Page)

January 17, 1957

AN ORDINANCE 24,260

AMENDING CHAPTER 60, SECTION 47, PARAGRAPH 11 OF THE SAN ANTONIO CITY CODE ENTITLED "MAXIMUM SPEED LIMITS OTHER THAN THIRTY MILES PER HOUR" AS AMENDED, BY DESIGNATING AND ADDING THERETO CERTAIN PORTIONS OF GOLIAD ROAD

(Full text in Ordinance Book DD page 462)

At this time proceedings were interrupted in order to open bids for the sale of \$20,000,000 Electric and Gas System Revenue Bonds which was set for 10:00 A.M. The following bids were opened and read by the Clerk: Dittmar & Company, Inc. for account of Halsey, Stuart & Co., Inc. and the First Boston Corporation and Associates for a net interest cost to final maturity of \$11,333,832.50, being an effective interest rate of 3.35632%; Dewar, Robertson & Pancoast for account of Eastman Dillon, Union Securities & Co. and associates for a net interest cost to final maturity of \$11,385,805.00 being an effective interest rate of 3.372%; Rauscher, Pierce & Co., Inc. for account of Drexel & Co. and Associates for a net interest cost to final maturity of \$11,643,085.00 being an effective interest rate of 3.448049. The Mayor announced that it appeared that the bid of Dittmar & Co., Inc. for account of Halsey, Stuart & Co. and The First Boston Corporation and Associates was low bidder and that the tabulation would be rechecked and ordinance drawn accepting the best bid, same to be adopted before the end of the meeting.

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

AN ORDINANCE 24,261

APPOINTING MEMBERS OF THE HOUSING BOARD OF APPEALS (MARLIN CHERRY, RUSH FIELDEN, JR., DEVERNE KITTLES, J. H. POSEY, ANDRES HERNANDEZ)

(Full text in Ordinance Book DD page 462)

AN ORDINANCE 24,262

GRANTING THE REQUEST OF THE AMERICAN CAN COMPANY TO INSTALL A 1745 GALLON CAPACITY ABOVE GROUND PROPANE STORAGE TANK, ETC., AND ITS PLANT AT RIVERSIDE DRIVE AND STRATFORD COURT SUBJECT TO THE APPROVAL AND PERMISSION OF THE LIQUIFIED PETROLEUM DIVISION OF THE TEXAS RAILROAD COMMISSION AND SUBJECT TO COMPLYING WITH THE REQUIREMENTS OF THE FIRE CHIEF

(Full text in Ordinance Book DD page 463)

AN ORDINANCE 24,263

CHANGING THE NAMES OF CERTAIN STREETS LOCATED WITHIN THE CITY LIMITS OF THE CITY OF SAN ANTONIO

(Full text in Ordinance Book DD page 463)

AN ORDINANCE 24,264

AMENDING SECTION 23-13 OF THE CITY CODE OF THE CITY OF SAN ANTONIO BY DELETING THEREFROM THE WORD "CONTIGUOUS".

(Full text in Ordinance Book DD page 463)

A RESOLUTION

GIVING NOTICE OF A PUBLIC HEARING OF A PROPOSED AMENDMENT TO THE ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS, ETC., PASSED AND APPROVED ON NOVEMBER 3, 1938, BY CHANGING THE CLASSIFICATION DESCRIBED HEREIN: CASE NO. 769, 780, 784, 786, 789; HEARING TO BE FEBRUARY 7, 1957

AN ORDINANCE 24,265

ACCEPTING THE LOW BID OF MCELWRATH BROS., IN THE AMOUNT OF \$32,844.68 FOR PARTICIPATION PAVING PROJECT #11, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR; AND APPROPRIATING FUNDS TO PAY FOR SAME

(Full text in Ordinance Book DD page 464)

AN ORDINANCE 24,266

REVISING AND ESTABLISHING ELECTION PRECINCTS FOR THE CITY OF SAN ANTONIO AFTER JANUARY 1, 1957

(Full text in Ordinance Book DD page 464)

AN ORDINANCE 24,267

APPOINTING MEMBERS TO THE ADVISORY COMMITTEE ON RIGHT-OF-WAY PURCHASES; WILLIAM M. COWAN AND JOHN FLANNERY

(Full text in Ordinance Book DD page 465)

AN ORDINANCE 24,268

APPOINTING SEVEN MEMBERS OF THE ELECTRICAL EXAMINING AND SUPERVISING BOARD: ROY E. SIVLEY, TOM HALSEY, FRED LOTH, T. J. RENEBERG, ROY GRIFFIN, H. T. PITTS, SR., J. E. RYAN

(Full text in Ordinance Book DD page 465)

AN ORDINANCE 24,269

AUTHORIZING PUBLICATION OF AN ANNUAL PROGRESS REPORT; ACCEPTING PROPOSALS OF THE SAN ANTONIO LIGHT AND THE EXPRESS PUBLISHING COMPANY FOR THE PRINTING AND DISTRIBUTION OF SUCH REPORT AND AUTHORIZING PAYMENT THEREFOR

(Full text in Ordinance Book DD page 466)

AN ORDINANCE 24,270

MAKING AND MANIFESTING A BILL OF SALE IN FAVOR OF ELTON C. KRUEGER AND WIFE, ESTELLA M. KRUEGER, FOR A HOUSE LOCATED AT 322 CROWNHILL SAN ANTONIO, TEXAS, ON PARCEL NO. 2591 IN SAN ANTONIO, BEXAR COUNTY, TEXAS FOR THE SUM OF \$100.00

(Full text in Ordinance Book DD page 466)

AN ORDINANCE 24,271

ACCEPTING A DEED FROM PETE SANDOVAL AND WIFE, HELENA S. SANDOVAL, CONVEYING TO THE CITY OF SAN ANTONIO THE SOUTH 64.4 FEET OF LOTS 8 AND 9, BLOCK 1, NEW CITY BLOCK 2306, AND APPROPRIATING THE SUM OF \$16,000.00 TO PAY FOR SAME

(Full text in Ordinance Book DD page 466)

AN ORDINANCE 24,272

APPOINTING DR. LAWRENCE M. SHEFTS TO THE CITY COUNTY TUBERCULOSIS CONTROL BOARD

(Full text in Ordinance Book DD page 467)

January 17, 1957

AN ORDINANCE 24,273

ACCEPTING THE BID OF DORR-OLIVER CO. FOR ITEMS 1 AND 2 IN THE AMOUNT OF \$37,323.00; THE BID OF SAN ANTONIO MACHINE & SUPPLY CO. FOR ITEMS 3 AND 6 IN THE AMOUNT OF \$35,637.00; THE BID OF TEX-VIT SUPPLY, MINERAL WELLS, FOR ITEM 4 IN THE AMOUNT OF \$5900.00; AND THE BID OF ALLIS-CHALMERS MANUFACTURING CO. FOR ITEM 5 IN THE AMOUNT OF \$5,867.00; AND APPROPRIATING THE TOTAL SUM OF \$84,727.00 OUT OF NO. 479-02, SANITARY SEWER IMPROVEMENT BOND FUNDS, SERIES 1956, PAYABLE TO EACH SUCCESSFUL BIDDER AS RECOMMENDED ABOVE, IN CONNECTION WITH SEWAGE PLANT IMPROVEMENTS, SECTION VI

(Full text in Ordinance Book DD page 467)

The following ordinance was introduced in written form by Mr. Daniels and was read in full. The ordinance was discussed, after which, pursuant to motion made by Mr. Daniels and seconded by Mr. Baines, Section 4 of the ordinance, being the emergency section, was submitted to a separate vote of the Council, and was adopted by the vote of not less than six members, to-wit:

AYES: J. Edwin Kuykendall, Mayor
George E. Friedrich, Member
Roy Baines, Members
Elmer R. Crumrine, Member
Ralph H. Winton, Member
Joe Olivares, Member
JOHN A. Daniels, Member
Jose San Martin, Member

NAY: None

It was then moved by Mr. Daniels and seconded by Mr. Baines that the ordinance be adopted as a whole, which motion was carried by the following vote:

AYE: J. Edwin Kuykendall, Mayor
George E. Friedrich, Member
Roy Baines, Member
Elmer R. Crumrine, Member
Ralph H. Winton, Member
Joe Olivares, Member
John A. Daniels, Member
Jose San Martin, Member

NAY: None

The ordinance was thereupon signed by the Mayor, attested by the City Clerk endorsed by the City Attorney, and declared to be effective. The ordinance is as follows:

AN ORDINANCE 24,274

AN ORDINANCE FURTHER AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$20,000,000 SAN ANTONIO ELECTRIC AND GAS SYSTEMS REVENUE IMPROVEMENT BONDS, SERIES 1957, PAYABLE ONLY OUT OF REVENUES OF THE CITY ELECTRIC SYSTEM AND GAS SYSTEM PROPERTIES FOR THE PURPOSE OF EXTENDING AND IMPROVING THE ELECTRIC AND GAS SYSTEMS OF THE CITY, PROVIDING FOR A SECOND SUPPLEMENTAL INDENTURE COVERING AND MORTGAGING THE ELECTRIC SYSTEM AND GAS SYSTEM PROPERTIES OF THE CITY AND THE REVENUES THEREFROM TO SECURE SAID IMPROVEMENT BONDS ON A PARITY WITH THE PRESENTLY OUTSTANDING REFUNDING BONDS AND IMPROVEMENT BONDS AND IMPROVEMENT BONDS WHICH MAY BE HEREAFTER ISSUED, ALL IN ACCORDANCE WITH THE LAWS OF THE STATE OF TEXAS AND PROVISIONS OF ARTICLE VII OF THE TRUST INDENTURE DATED FEBRUARY 1, 1951 BETWEEN THE CITY AND HARRIS TRUST AND SAVINGS BANK AND F. O. MANN, TRUSTEES"

(Full text in Ordinance Book DD page 468)

The following ordinance was introduced in written form by Dr. Jose San Martin, Member, and was read in full. Pursuant to motion made by Dr. Jose San Martin, Member, and seconded by John A. Daniels, member, Section 4 of the ordinance, the emergency clause, was submitted to a vote of the Council and was adopted by the vote of not less than six members, to-wit:

AYES: J. Edwin Kuykendall, Mayor
George E. Friedrich, Member
Roy Baines, Member
Elmer R. Crumrine, Member
Ralph H. Winton, Member
Joe Olivares, Member
John A. Daniels, Member
Jose San Martin, Member

NAYS: None

It was then moved by Dr. Jose San Martin, Member, and seconded by John A. Daniels, Member, that the ordinance be adopted as a whole, which motion was carried by the following vote:

AYES: J. Edwin Kuykendall, Mayor
George E. Friedrich, Member
Roy Baines, Member
Elmer R. Crumrine, Member
Ralph H. Winton, Member
Joe Olivares, Member
John A. Daniels, Member
Jose San Martin, Member

NAYS: None

The ordinance was thereupon signed by the Mayor, attested by the City Clerk, endorsed by the City Attorney, and declared to be effective. The ordinance is as follows:

AN ORDINANCE 24,275

ACCEPTING THE BEST AND MOST FAVORABLE BID FOR THE PURCHASE OF \$20,000,000 PRINCIPAL AMOUNT CITY OF SAN ANTONIO ELECTRIC AND GAS SYSTEMS REVENUE IMPROVEMENT BONDS, SERIES 1957

(Full text in Ordinance Book DD page 469)

At this time a public hearing was had on proposed amendment to the City Zoning Ordinance to authorize non-commercial parking districts. The Planning Director explained the recommendation of the Planning Commission to approve the amendment. He then read the proposed changes. Mr. Gordon Davis, representing a client in favor of the change, stated he had worked with the Planning staff in drafting the ordinance and felt that it was a legal one, as similar ones had been tested in other cities. No one appeared in opposition. On motion of Mr. Baines, seconded by Mr. Crumrine, the recommendation of the Planning Commission, to approve the change authorizing non-commercial parking districts, was approved by passage of the following ordinance by the following vote: AYES, Friedrich, Baines, Crumrine, Winton, Kuykendall, Olivares, Daniels, San Martin; NAYS, None; ABSENT, Passur.

January 17, 1957

AN ORDINANCE 24,276

AMENDING THE CITY ZONING ORDINANCE TO
AUTHORIZING NON-COMMERCIAL PARKING DISTRICTS~~BE IT ORDAINED B~~

(Full text in Ordinance Book DD page

470

Next item heard was Zoning Case 759 to rezone from "B" RESIDENCE DISTRICT to "F" LOCAL RETAIL DISTRICT as follows: Proposition A: All of NCB 7003, except the S. 150' parallel to Castroville Road; Proposition B: All of NCB 7002 bounded by LeRoux, 23rd Street, Matthews and 24th Street; PROPOSITION C: All of NCB 6948, bounded by Matthews, 23rd, El Paso and 24th Street; PROPOSITION D: Matthews Street between NCB 6948 and NCB 7002, and LeRoux Street between NCB 7002 and NCB 7003. The Planning Director explained that the Planning Commission recommended denial of the change because it would interject Commercial use into a residential area, that a drive-in theatre is not compatible with use in adjoining residential district and would create traffic congestion and traffic hazards. That in Proposition D, the Planning Commission denied request for closing of the streets which applicant had to acquire before they could be rezoned. The said closing of residential streets for private use in most every case is denied.

Mr. Paul Casseb, representing George Santikos and Beatrice Johnson, showed the Council maps describing surrounding property at the time application was filed. He stated that the propositions as proposed ~~were~~ not correct as it included property for which they had not asked to be rezoned and that the history of that property would be detrimental to his case. He asked that the matter be referred back to the Planning Commission in order to amend his petition. He stated at time of original application the map showed the property as "F" Local Retail District but that since then it had been rezoned back to residential. He also said that he had filed two applications, one covering property in question and one for closing of the streets. He stated the streets should be closed first before the action on zoning is taken.

After further discussion, Mr. Baines stated he was ready to act on the question of the closing of the streets but not to act for or against the rezoning. Dr. San Martin then moved that the matter be referred back to the Planning Commission. The motion was seconded by Mr. Winton. The Mayor asked for discussion.

Mr. Bernard Ladon, Attorney for opponents, agreed with Mr. Martin that there was no need for referring it back as the record shows there attitude in the matter. He stated he represented all the property owners adjacent to the property in question; also, Dr. Wren of Our Lady of the Lake and Mrs. Matthews, Manager of a Housing Authority unit close by. He asked that a full hearing be given the matter so that it could be resolved.

Mr. Baines then moved that Dr. San Martin's motion to refer the case back to the Planning Commission be tabled, seconded by Mr. Crumrine, the motion carried by following vote: AYES, Fredrich, Baines, Crumrine, Kuykendall, Olivares, Daniels; NAYS, Winton and San Martin; ABSENT, Passur.

Mr. Baines then moved that the recommendation of the Planning Commission not to close the streets be upheld. The motion was seconded by Mr. Fredrich. After discussion Mr. Winton moved to table Mr. Baines' motion. Seconded by Dr. San Martin, the motion failed by the following vote: AYES, Winton, Daniels, San Martin; NAYS, Fredrich, Baines, Crumrine, Kuykendall, Olivares; ABSENT, Passur.

The Mayor then called for the vote on Mr. Baines' motion not to close the streets. On roll call the motion carried by the following vote: AYES, Friedrich, Baines, Crumrine, Winton, Kuykendall, Olivares, Daniels, San Martin; NAYS, None; ABSENT, Passur. Mr. Winton then stated the vote showed he was not in favor of closing the streets. Dr. San Martin stated his attitude in the matter was procedure.

Mr. Winton then moved that Case 759 be referred back to the Planning Commission for reconsideration; seconded by Mr. Baines, the motion carried by the following vote: AYES, Friedrich, Baines, Crumrine, Winton, Kuykendall, Olivares, Daniels, San Martin; NAYS, None; ABSENT, Passur.

The Clerk read the following ordinance:

AN ORDINANCE

AMENDING ORDINANCE NO. 22079, WHEREIN THE WATER WORK BOARD OF TRUSTEES WAS AUTHORIZED TO DRILL FOUR WELLS IN FRANKLIN FIELD (OLMOS PARK) TO GRANT ADDITIONAL AUTHORIZATION TO CONSTRUCT A PRIMARY PUMP STATION AND APPURTENANCES AND TO INSTALL SUBSURFACE MAINS WITHIN SAID FRANKLIN FIELD

Mr. Frank Drought, representing the San Antonio River Authority, stated that the Corps of Engineers had set up the schedule of operation of Olmos Dam, which was agreed to by the City Council, and that the schedule was based on maximum capacity of the Basin. He said the River Authority was not in opposition to the Water Board but would like for the matter to be presented to the Corps of Engineers so that they could be satisfied with the plan to build the pumping station. He said Federal Aid in their program could be affected. Mr. Thompson, General Manager of the Water Board, said all they were asking was the right to construct the plant and would be glad to take the matter up with Corps of Engineers.

Mr. Joe Kenny, representing Shearer Hills Association, stated that they in Shearer Hills have considered the shortage of water, however, they also did not want this public park area abandoned for this plant. He said a bond issue was approved for purchase of property for this purpose and the Water Board should find other suitable property. He asked that the matter be held up.

Mr. Charles Duke, representing Frank Robertson, stated they had plans for twenty or thirty homes on property adjacent to this proposed site. He said, also, that he thought negotiations for purchase of land, from Mr. Robertson, for this plant, were still open. He said they opposed any action now as they would like to study the ordinance to know if they will actually oppose this action.

H. B. Zizman, Planning Consultant for Conservation Society, stated he was not opposing the proposal as he did not know anything about it. He said he spoke as to the proposed procedure of abandoning property and quoted the Charter requirements. He said State Law and the Charter provides protection against improper use of public property; that such matters should be brought before the public for study and that they had the Planning Commission to study these matters. He concluded by stating that any encroachment on public or park land should be considered with care. Mr. Winton then moved that action be delayed until next Thursday, seconded by Mr. Baines, the motion carried by the following vote: AYES, Baines, Crumrine, Winton, Kuykendall, Olivares, Daniels, San Martin; NAYS, None; ABSENT, Friedrich, Passur.

Mr. Marlin Cherry then addressed the council and said the Water Board had been criticized for not taking action in water problems. He told about the water situation in Dallas and asked some action be taken in the near future.

At this time Jess Poston of the University of Notre Dame Alumni Club Decency Committee addressed the council and spoke against the showing of the motion picture "Baby Doll" now showing at the Majestic Theatre. He read reviews of the picture in various magazines, all of which denounced the film. He said the religious faiths opposed and condemned the film. He asked the council to take action in the matter under Section 67-9 of the City Code as he believed this film was covered by this ordinance. The City Attorney was asked to comment and he stated that in his opinion it did not apply. That for immediate action it would take a restraining order for the court to stop the showing and then before an injunction was issued the matter would in all probability be moot. Rev. S. H. James, representing Protestants, stated that the film was filled with racialism and condemned it.

Rev. Armand Matthews of St. Anthony Jr. Seminary spoke against it as being trash and sloth in the worst manner, was immoral, and asked the council to publicly ban the film. After discussion as to advisability of the council banning the film and not having any ordinance to take action on which would make the ban ineffective, it was suggested that action might be taken to prevent showing of such films in the future. Mr. Winton moved that the whole matter be referred to the City Manager and administrative staff to make a study of an ordinance whereby a Board of Censorship be set up to delete scenes and with power to ban scenes or pictures; Mr. Baines seconded the motion. Mr. Daniels also suggested the possibility of a license set-up to be able to ban a film through the license. Mr. Winton incorporated this in his motion. The motion carried by the following vote: AYES, Baines, Crumrine, Winton, Kuykendall, Olivares, Daniels; NAYS, None; ABSENT, Friedrich, Passur, San Martin.

There being no further business, the meeting adjourned.

APPROVED:

Julian Kuykendall
MAYOR

ATTEST:

Paul Hallock
City Clerk