

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
THE COUNCIL CHAMBER, CITY HALL, ON
THURSDAY, MAY 13, 1965, 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, JONES, CALDERON, JAMES, COCKRELL, TREVINO and BREMER; ABSENT: GATTI and PARKER.

65-445 The invocation was given by Reverend Frederick Haman, Jr., Faith Evangelical Lutheran Church.

Minutes of the meeting of May 6, 1965, were approved.

The following ordinances were explained by members of the Administrative Staff, and on motion made and duly seconded were each passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Trevino and Bremer; NAYS: None; ABSENT: Gatti and Parker.

65-446 AN ORDINANCE 33,262

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF HADDOX MANUFACTURING COMPANY TO FURNISH THE CITY OF SAN ANTONIO, DEPARTMENT OF PUBLIC WORKS WITH ONE SHEEPSFOOT ROLLER FOR A NET TOTAL OF \$1,560.00.

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65-447 AN ORDINANCE 33,263

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF GIRARD MACHINERY & SUPPLY TO FURNISH THE CITY OF SAN ANTONIO, DEPARTMENT OF PUBLIC WORKS WITH TWO STREET SWEEPERS FOR A TOTAL OF \$26,694.00.

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65-448 AN ORDINANCE 33,264

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF O. R. MITCHELL CHRYSLER TO FURNISH THE CITY OF SAN ANTONIO, FIRE DEPARTMENT WITH CERTAIN MOTOR VEHICLES FOR A NET TOTAL OF \$16,098.00 AND AUTHORIZING THE TRANSFER OF CERTAIN FUNDS.

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65-449 AN ORDINANCE 33,265

ACCEPTING THE ATTACHED LOW QUALIFIED BID OF LES FERGUSON COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO WITH CERTAIN RECORD OF ARREST FORMS FOR A NET TOTAL OF \$1,332.75.

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65-450 AN ORDINANCE 33,266

AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO ISSUE A CHANGE ORDER (FORM PW-15) TO TEZEL & COTTER AIR CONDITIONING COMPANY TO REPLACE AND INSTALL COMPRESSOR UNIT IN CONNECTION WITH THE EXISTING CITY HALL AIR CONDITIONING CONTRACT AND AUTHORIZING PAYMENT OF \$2,920.00 TO COVER SUCH CHANGE ORDER.

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65-451

AN ORDINANCE 33,267

AUTHORIZING THE TRANSFER OF \$38,000.00 FROM THE GENERAL FUND TO LIBRARIES IMPROVEMENT BONDS AND APPROPRIATING THE SAME FOR ACQUISITION OF CERTAIN PROPERTY IN NEW CITY BLOCK 146; APPROPRIATING \$12,635.00 OUT OF THE UNAPPROPRIATED SURPLUS OF INTERNATIONAL AIRPORT REVENUE FUND FOR THE PURCHASE OF LAND IN CONNECTION WITH AIRPORT EXPANSION PROJECT; APPROPRIATING \$700.00 OUT OF SEWER REVENUE BONDS, 1964, IN PAYMENT FOR EASEMENTS, I. H. 37 SANITARY SEWER RELOCATIONS AND ACCEPTING A QUITCLAIM DEED TO PROPERTY IN NEW CITY BLOCK 3031 TO BE USED IN THE FUTURE WIDENING OF WEST ASHBY PLACE.

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65-452

AN ORDINANCE 33,268

EXTENDING THE EFFECTIVE PERIOD OF ORDINANCE 29486 AS TO A PORTION OF RIGHT-OF-WAY FOR U. S. HIGHWAY 90 WEST EXPRESSWAY; ESTABLISHING BUILDING LINES ALONG THE OUTER BOUNDARIES OF SUCH LOCATION; AND DIRECTING THAT BUILDING PERMITS NOT BE ISSUED FOR SPECIFIED WORK WITHIN THE BOUNDARIES OF SUCH RIGHT-OF-WAY, UNTIL MAY 24, 1966.

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65-452

AN ORDINANCE 33,269

EXTENDING THE EFFECTIVE PERIOD OF ORDINANCE 29484 AS TO A PORTION OF THE RIGHT-OF-WAY FOR INTERSTATE HIGHWAY 10 (U. S. HIGHWAY 90); ESTABLISHING BUILDING LINES ALONG THE OUTER BOUNDARIES OF SUCH LOCATION; AND DIRECTING THAT BUILDING PERMITS NOT BE ISSUED FOR SPECIFIED WORK WITHIN THE BOUNDARIES OF SUCH RIGHT-OF-WAY, UNTIL NOVEMBER 24, 1965.

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65-445 Mayor McAllister, at this time, recognized Brig. General Bert E. Johnson, Chairman of the Local Advisory Board of the Salvation Army, and Captain Roland Chambless, Commander of the local Chapter, and presented them with a proclamation designating May 16 - May 23, 1965, as "Salvation Army Week" in recognition of 100 years of service to the public.

65-454 The following ordinances were explained by members of the Administrative Staff, and on motion made and duly seconded, were each passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Trevino and Bremer; NAYS: None; ABSENT: Gatti and Parker.

AN ORDINANCE 33,270

CLOSING AND ABANDONING A PORTION OF AN ALLEY IN NEW CITY BLOCK 6832 AND AUTHORIZING A QUITCLAIM DEED TO HIGHLAND TERRACE METHODIST CHURCH IN EXCHANGE FOR A DEDICATION OF THE NORTH THREE FEET OF LOTS 7, 8, AND 9, NEW CITY BLOCK 6832, FOR ALLEY REALIGNMENT.

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65-455

AN ORDINANCE 33,271

DESIGNATING AND DEDICATING A PROTION OF CITY-OWNED PROPERTY IN OLMOS BASIN TO THE CITY WATER BOARD OF THE CITY OF SAN ANTONIO FOR THE CONSTRUCTION AND MAINTENANCE OF A MAJOR FEEDER WATER MAIN.

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65-456

AN ORDINANCE 33,272

MANIFESTING AN AGREEMENT TO EXTEND THE TERM OF A LEASE OF SPACE AT INTERNATIONAL AIRPORT TO EARL HAYES RENTS CARS & TRUCKS, INC.

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65-457

AN ORDINANCE 33,273

AUTHORIZING EXECUTION OF AN AMENDMENT TO LEASES OF SPACE AT INTERNATIONAL AIRPORT TO SATURN AIRWAYS, INC.

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65-458

AN ORDINANCE 33,274

APPROPRIATING \$25,893.77 OUT OF HIGHWAY 90 WEST EXPRESSWAY BONDS, FUND #479-16 PAYABLE TO THE COUNTY CLERK OF BEXAR COUNTY SUBJECT TO THE ORDER OF TOM F. McNEIL, ET AL, AS THEIR INTERESTS MAY APPEAR, SAID AMOUNT BEING IN SATISFACTION OF A JUDGMENT ENTERED IN CONDEMNATION CAUSE #C-89 FOR THE PURCHASE OF 1.3350 ACRES OF LAND IN SAN ANTONIO, BEXAR COUNTY, TEXAS, AND CERTAIN DAMAGES TO THE REMAINING 6.218 ACRES OF LAND BELONGING TO SAID DEFENDANTS AND INTEREST THEREON.

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65-459

AN ORDINANCE 33,275

APPROPRIATING THE SUM OF \$35,489.85 OUT OF STREET IMPROVEMENT BOND FUND 489-01 PAYABLE TO UNITED GAS PIPE LINE COMPANY AS A PARTIAL PAYMENT OF COSTS INCURRED IN THE RELOCATION OF ITS PIPE LINE ON LOOP 410 AS AUTHORIZED BY ORDINANCE NO. 30624.

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65-460

AN ORDINANCE 33,276

AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE A REFUND OF \$223.59 TO MRS. WALTER E. CLARK DUE TO DOUBLE PAYMENT OF TAXES.

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65-461

AN ORDINANCE 33,277

AUTHORIZING THE CITY MANAGER TO EXECUTE, IN CONJUNCTION WITH THE SOUTH SAN ANTONIO INDEPENDENT SCHOOL DISTRICT AND THE STATE OF TEXAS, A DEED TO ATANACIO CARRISAL AND WIFE, MARIANA CARRISAL TO LOT 5, BLOCK 31, NCB 8919.

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65-462

AN ORDINANCE 33,278

ACCEPTING THE LOW BID OF MARTIN WRIGHT ELECTRIC CO. FOR REPAIRS TO THE MUNICIPAL AUDITORIUM; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT THEREFOR; AUTHORIZING PAYMENT OF \$53,900.00 OUT OF GENERAL FUND ACCOUNT NO. 11-03-17 TO MARTIN WRIGHT ELECTRIC CO.; AUTHORIZING PAYMENT OF \$500.00 TO BE USED AS A MISCELLANEOUS EXPENSES CONTINGENCY ACCOUNT; \$3,234.00 PAYABLE TO ATLEE B. & ROBERT M. AYRES, ARCHITECTS, FOR PROFESSIONAL SERVICES, AND AUTHORIZING THE TRANSFER OF CERTAIN FUNDS.

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65-463

AN ORDINANCE 33,279

ACCEPTING THE LOW BID SUBMITTED BY JIM ADAIR D/B/A SOUND ENGINEERING COMPANY FOR SOUND REINFORCING SYSTEM FOR THE MUNICIPAL AUDITORIUM; AUTHORIZING CITY MANAGER TO EXECUTE STANDARD PUBLIC WORKS CONSTRUCTION

CONTRACT AND AUTHORIZING THE PAYMENT OF FUNDS THEREFOR.

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65-464

AN ORDINANCE 33,280

DIRECTING A PUBLIC SALE OF 117 UNCLAIMED MOTOR VEHICLES TO BE HELD AT THE POLICE STORAGE LOT LOCATED AT THE ZARZAMORA SERVICE CENTER, BETWEEN THE HOURS OF 10:00 AM AND 12:00 NOON, ON JUNE 2, 1965.

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65-465

AN ORDINANCE 33,281

SETTING A DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED ANNEXATION OF A 108.883 ACRE TRACT OF LAND BY THE CITY OF SAN ANTONIO; AUTHORIZING AND DIRECTING THE CITY MANAGER TO PUBLISH NOTICE OF SUCH PUBLIC HEARING AND DECLARING AN EMERGENCY. (May 27, 1965, 10:00 A.M.)

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65-445 During the temporary absence of the Mayor, Councilman Bremer was designated to preside over the meeting.

65-466 The City Council considered the appeal of Mrs. Minnie Johnson, 2900 Rigsby Avenue, from the suspension of Billiard Table License No. 1621-A, from June 7, 1965 through June 16, 1965, and her request for a hearing on the matter, in accordance with Section 8a-7 of the City Code.

On motion of Mr. Jones, seconded by Dr. Calderon, the request was granted and a hearing set for Thursday, June 3, 1965, at 10:00 AM. The motion carried by the following vote: AYES: Calderon, Jones, James, Cockrell, Trevino and Bremer; NAYS: None; ABSENT: Gatti and Parker; ABSTAINED: McAllister.

The following ordinance was explained by Assistant City Manager Henckel, and on motion of Dr. Calderon, seconded by Mr. Trevino, was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Trevino and Bremer; NAYS: None; ABSENT: Gatti and Parker.

65-467

AN ORDINANCE 33,282

GRANTING H. B. ZACHRY CO. PERMISSION TO INSTALL AND OPERATE TRAFFIC CONTROL SIGNALS AT DESIGNATED LOCATIONS DURING CONSTRUCTION OF THE INTERCHANGE BETWEEN I. H. 10 AND I. H. 37 EXPRESSWAYS; ALSO AUTHORIZING THE CONSTRUCTION OF CONCRETE SLABS AT CERTAIN CROSSINGS TO BE USED BY THE HEAVY EQUIPMENT.

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65-468 Next taken up was the continued hearing on Zoning Case No. 2398 to rezone Lot 3, NCB 9277, located on the east side of Acme Road, 80.36' south of Prosperity Drive, from "C" Residence District to "F" Local Retail District.

Assistant Planning Director Burt Lawrence explained the proposed change which the Planning Commission recommended be approved by the City Council. He stated that this case had been postponed from May 6th in order for the City Attorney to determine whether an "F" zone was necessary in order to place a house trailer on the property to be used for residential purposes.

A lengthy opinion by the City Attorney was presented, in which it was ruled that an "F" zone would be required for this purpose.

After discussion of the matter, on motion of Mrs. Cockrell, seconded by Mr. Bremer, the recommendation of the Planning Commission to grant the change of zone was approved by passage of the following ordinance, by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Trevino and

Bremer; ABSENT: Gatti and Parker; NAYS: None.

65-468

AN ORDINANCE 33,283

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 3, NCB 9227 FROM "C" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT.

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65-469 Next taken up was the continued hearing on Zoning Case No. 2406 to rezone Lots 3 and 4, NCB 11891 located northwest of the intersection of Lorenz Road and Broadway, from "A" Residence District to "E" Office District.

Assistant Planning Director Burt Lawrence explained the proposed change which the Planning Commission recommended be denied by the City Council.

Mr. Kenneth L. Brown, owner of the property and applicant in the case, presented a map of the area, described the property in question and the development of apartments and offices in the area. He showed a sketch of the proposed two-story office building which would contain sixteen office suites and fifty-three parking spaces. On a site plan he showed that there will be a set-back of 60 feet from Broadway with 4 foot sidewalks down Lorenz Road and a privacy fence to protect the neighbors. He stated that the four neighbors adjacent to this property who would be most effected by the change were in favor of the rezoning to "E" Office District though they are against apartments. He gave the history of the hearing before the Zoning Commission at which there was no opposition from nearby property owners, and in conclusion he stated that the property could not be sold for residential use and asked the Council to grant the change in zone to "E" Office District.

After discussion of the matter, on motion of Mr. Jones, seconded by Mr. Bremer, the recommendation of the Planning Commission was overruled and the property rezoned by passage of the following ordinance by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Trevino and Bremer; NAYS: None; ABSENT: Gatti and Parker.

65-469

AN ORDINANCE 33,284

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 LOTS 3 AND 4, NCB 11891 FROM "A" RESIDENCE DISTRICT TO "E" OFFICE DISTRICT.

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The following ordinance was read for the second and final time.

65-470

AN ORDINANCE 33,206

PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO, TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF 40.901 ACRES OF LAND, WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINING THE PRESENT BOUNDARY LIMITS OF THE CITY OF SAN ANTONIO. (35 acre site for Northeast High School and a portion of Fratt Road relocation.)

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Planning Director Steve Taylor described the location of the property to be annexed which action was being taken at the request of the Northeast

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Independent School District in order that it may be served by the City utilities.

No one asked to speak on the matter.

On motion of Mr. Bremer, seconded by Dr. Calderon, the ordinance was passed and approved by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Trevino and Bremer; NAYS: None; ABSENT: Gatti and Parker.

65-471 Assistant City Manager Harner reported on the petition of Shearer Hills Baptist Church, 802 Oblate Drive, requesting the City to grant permission to erect a wire net fence 29 feet in height along the boundary of this property on Oblate and Dellwood, and recommended the permit be granted.

On motion of Mr. Jones, seconded by Dr. Calderon, the permit was granted by passage of the following ordinance, the vote being as follows: AYES: McAllister, Calderon, Jones, James, Cockrell, Trevino and Bremer; NAYS: None; ABSENT: Gatti and Parker.

65-471 AN ORDINANCE 33,285

GRANTING PERMISSION TO SHEARER HILLS BAPTIST CHURCH TO ERECT A FENCE TWENTY-NINE (29) FEET IN HEIGHT ALONG THREE SIDES OF THE PREMISES LOCATED AT THE CORNER OF OBLATE DRIVE AND DELLWOOD.

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The City Manager reported on petitions and the action taken, with which the City Council concurred. The reports are as follows:

65-472 1) Petition of Remigio Valdez, 1521 S. W. 19th Street, requesting that a traffic light be installed at the off-set intersection located on Cupples Road and Saltillo Street.

Our investigation reveals that there are paved sidewalks on either side of the street and a crossing guard in front of the school. There is, therefore, no need for any children to cross Cupples at Saltillo and no need for a signal.

65-473 2) Petition of Soilo Castoreno, 300 block of Nock Street, requesting the City to gravel the street and correct the drainage condition. Our investigation reveals: (1) No solution for the drainage problem can be accomplished until a lateral storm sewer designated as Project 68-A in the master storm sewer plan is installed. This project is not funded and will have to be included in a future Capital Improvement Program. (2) The graveling of this dirt street will be accomplished in our present program of improving dirt streets that have 50% or more houses facing or abutting them. During the fiscal year 1963-64, 1.36 miles of dirt streets were upgraded; 1964-65, we estimate to complete 2.73 miles and in 1965-66, we estimate completing 2.50 miles. This street will be scheduled in our present program.

65-474 3) Petition of H. Frank Jordan requesting the City to prohibit parking at the curb for at least thirty feet from the corner on the north side of Josephine at its intersection with East Elmira Street, and to assign a police officer to patrol this area to slow speeders on East Josephine.

Our investigation reveals that No Parking signs have been installed at the location requested by Mr. Jordan and at several other locations. There was no undue delay to traffic on River Road and there has been only one reported accident at this location in the last fourteen months. In light of this, it is not believed necessary to assign a Police Officer at this location.

65-475 The City Manager then made the following report on the petition of Mr. Edward Rodriguez, et al, concerning the keeping of horses at 545 Stonewall.

This petition was filed on the 18th of March and on the 25th of March, Mr. Rodriguez and other citizens appeared before the Council concerning the health hazard and nuisance pertaining to the keeping of horses at the above address. At that time our investigation revealed that inspection has been made of the premises and that notices had been issued to clean the stalls, dispose of the manure and provide a manure storage bin. The follow-up inspection on March 22 showed the notices had been complied with. It was pointed out that a 1965 Livestock Permit has not been issued and the Council instructed that no permit be issued until final determination had been made of the petition. On May 3, Mr. Rodriguez appeared at the City Clerk's Office asking action be taken to remove the horses at the above address. On April 20, an inspection was made and the condition of the premises complied with the sanitation ordinance. On May 10, another inspection was made and although the pens were muddy from a recent rain, no violation of the livestock or health ordinance was found.

We wish to point out that there are no requirements of the code that require a safe enclosure of the corral where horses are kept.

It is our recommendation that a Livestock Permit be issued for the keeping of horses at 545 Stonewall. If the Council so desires, a study can be made to determine the necessity of additional requirements for the safe keeping of horses.

After discussion, Councilman Bremer recommended that a study be made and consideration given to a new ordinance regulating the type of enclosure for keeping livestock, and the lot size required for each animal.

He then moved that the matter be held open for a period of 30 days, at which time the City Attorney is to make recommendations to the City Council concerning the matter and that the Health Department be advised not to issue the permit at this time. Seconded by Dr. Calderon, the motion carried by the following vote: AYES: McAllister, Calderon, Jones, James, Cockrell, Trevino and Bremer; NAYS: None; ABSENT: Gatti and Parker.

The Clerk read the following letter:

May 13, 1965

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

Gentlemen and Madam:

The following petition was received and forwarded to the office of the City Manager for investigation and report to the City Council:

65-4455-5-65 Petition of Tomas Regalado and other residents, requesting the City to improve the 100 and 200 blocks of Inez Street.

Sincerely,

/s/ J. H. Inselmann
City Clerk

There being no further business to come before the Council the meeting adjourned.

A P P R O V E D :

W. McAllister
M A Y O R

ATTEST:

J. H. Inselmann
City Clerk