

August 11, 1955

REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SAN ANTONIO HELD IN
COUNCIL CHAMBER OF THE CITY HALL ON
THURSDAY, AUGUST 11, 1955 AT 9:00 A.M.

PRESENT: FRIEDRICH, BAINES, PASSUR, CRUMRINE, WINTON, KUYKENDALL, DANIELS, GONZALEZ

ABSENT: OLIVARES

Mayor J. Edwin Kuykendall presiding.

Invocation by Mr. Lynn H. Andrews, Assistant City Manager.

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

and resolutions

The following ordinances were passed and approved by the following vote:

AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

AN ORDINANCE 21,570

AUTHORIZING PAYMENT OF \$517.50 FROM 1955 EXPRESS-
WAY AND STREET IMPROVEMENT BOND FUND FOR AD-
MINISTRATIVE PAYROLL INCURRED IN ACQUIRING
PROPERTY FOR EXPRESSWAY RIGHT-OF-WAY

(Full text in Ordinance Book BB page 326)

AN ORDINANCE 21,571

AUTHORIZING PAYMENT OF \$487.50 FROM 1955 EXPRESS-
WAY AND STREET IMPROVEMENT BOND FUND FOR SALARY
OF CHIEF NEGOTIATOR IN ACQUIRING PROPERTY FOR
EXPRESSWAY RIGHT-OF-WAY

(Full text in Ordinance Book BB page 327)

AN ORDINANCE 21,572

APPROPRIATING THE SUM OF \$5,750.00 OUT OF 1955
EXPRESSWAY BOND FUND, PAYABLE TO FRED HUNTRESS,
COUNTY CLERK OF BEXAR COUNTY, SUBJECT TO THE ORDER
OF VICTORIA V. GARCIA, ET AL., SAID SUM BEING THE
AWARD OF THE COMMISSIONERS IN CONDEMNATION IN
CAUSE NO. 45,445 CITY OF SAN ANTONIO VS. VICTORIA
V. GARCIA, ET AL, PENDING IN COUNTY COURT AT LAW
NO. 2 OF BEXAR COUNTY, TEXAS, AND TO BE DEPOSITED
IN THE REGISTRY OF SAID COURT SUBJECT TO THE
CREDIT OF SAID VICTORIA V. GARCIA, ETAL

(Full text in Ordinance Book BB page 327)

AN ORDINANCE 21,573

ACCEPTING A DEED FROM RUPERTO B. SANCHEZ AND WIFE
GUADALUPE L. SANCHEZ CONVEYING TO THE CITY OF SAN
ANTONIO THE WEST PART OF LOT 18, BLOCK 2, NEW CITY
BLOCK 311 WITHIN THE CORPORATE LIMITS OF THE CITY
OF SAN ANTONIO AND APPROPRIATING THE SUM OF \$2700
TO PAY FOR SAME

(Full text in Ordinance Book BB page 327)

AN ORDINANCE 21,574

ACCEPTING A DEED FROM RACHEL M. PEMBERTON, ET AL
CONVEYING TO THE CITY OF SAN ANTONIO A SMALL PARCEL
OF LAND LOCATED IN NEW CITY BLOCK 311 AND DESCRIBED
BY METES AND BOUNDS BELOW AND APPROPRIATING THE SUM
OF \$200.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 328)

August 11, 1955

AN ORDINANCE 21,575

ACCEPTING A DEED FROM DELFINA JIMENEZ, A WIDOW,
CONVEYING TO THE CITY OF SAN ANTONIO WEST 160 FEET
OF LOT A-9, AND THE WEST 160 FEET OF LOT 11, NCB
312, CITY OF SAN ANTONIO AND APPROPRIATING THE SUM
OF \$22,500 TO PAY FOR SAME

(Full text in Ordinance Book BB page 328)

AN ORDINANCE 21,576

APPROPRIATING \$19,318.03 OUT OF THE 1954 SEWER
REVENUE BOND FUND NO. 205, TO PAY H. B. ZACHRY CO.,
FOR WORK DONE IN CONNECTION WITH SEWAGE PLANT IMPROVE-
MENTS, SECTION IV, IN ACCORDANCE WITH CONTRACT

(Full text in Ordinance Book BB page 329)

AN ORDINANCE 21,577

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A
CONNECTION OUTSIDE OF THE CITY LIMITS ON THE PETITION
OF WALTER AND JUANITA STARCKE AT 936 CANTERBURY HILL

(Full text in Ordinance Book BB page 329)

AN ORDINANCE 21,578

GRANTING A PERMIT TO CONSTRUCT, INSTALL AND CONNECT
A SEWER MAIN TO THE CITY SEWER SYSTEM AT THE EXPENSE
OF PERMITTEE, AND GRANTING PERMISSION TO CHARGE FOR
CONNECTIONS THERETO, AT KOEHLER COURT

(Full text in Ordinance Book BB page 330)

AN ORDINANCE 21,579

ACCEPTING PROPOSAL AND CREATING CONTRACT WITH THE
GULF OIL CORPORATION TO FURNISH THE CITY OF SAN
ANTONIO VARIOUS DEPARTMENTS WITH THEIR REQUIREMENTS
OF GASOLINE FOR PERIOD BEGINNING ON DATE OF ACCEPTANCE
AND TERMINATING MAY 31, 1956

(Full text in Ordinance Book BB page 331)

After the vote was taken on the above ordinance, a representative of the Texas
Company protested and stated that the bid on which the award was made did not comply
with the bid request and that his company was the one to whom the award should go.
A representative of the Gulf Oil Corporation who was present also then explained to
the council the basis of their bid which seemed to satisfy the council.

AN ORDINANCE 21,580

DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE
TO CONCLUSION CONDEMNATION PROCEEDINGS FOR THE PURPOSE
OF ACQUIRING CERTAIN DESCRIBED PRIVATE PROPERTY FOR PUBLIC
USE AS A RIGHT OF WAY FOR EXTENSION OF WIER AVENUE, A PUBLIC
STREET IN THE CITY OF SAN ANTONIO.

(Full text in Ordinance Book BB page 332)

AN ORDINANCE 21,581

ACCEPTING THE LOW BID OF MOORE BUSINESS FORMS, INC.,
TO FURNISH THE CITY OF SAN ANTONIO FINANCE DEPARTMENT
WITH CERTAIN PRINTED FORMS FOR A TOTAL OF \$2,200.27

(Full text in Ordinance Book BB page 332)

AN ORDINANCE 21,582

AUTHORIZING THE PAYMENT OF \$825.00 IN FULL AND COMPLETE
PAYMENT OF THE JUDGMENT IN CAUSE NUMBER F-85114 IN THE
DISTRICT COURT, 45TH JUDICIAL DISTRICT, BEXAR COUNTY,
TEXAS.

(Full text in Ordinance Book BB page 333)

A RESOLUTION

GRANTING TO THE SAN ANTONIO CHAMBER OF
COMMERCE PERMISSION TO PROMOTE AND PRODUCE
A WATER SKI SHOW AT AND ON WOODLAWN LAKE ON THE NIGHT
OF AUGUST 18, 1955

After the passage of the above resolution, Mr. Yates, Executive Secretary of the Chamber of Commerce, thanked the council for its action and invited the council members to attend.

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The Clerk read into the record the following letter:

August 2, 1955

Mr. Steve Matthews
City Manager
City of San Antonio, Texas

Re: Request of Frank Gersdorff
for an exception to the Uniform
Building Code

Dear Mr. Matthews:

As you recall, Park Street appeared before the Council on July 28 in behalf of Frank Gersdorff and requested that an exception be made to the Uniform Building Code so that Mr. Gersdorff could move his home from within the expressway right-of-way to a different location.

Any exception to the Uniform Building Code would have to be by ordinance and I recommend that no exception be made.

Sincerely,

/s/ James L. Drought

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The following resolution was passed and approved by the following vote: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

A RESOLUTION

APPOINTING MEMBERS OF THE ADVISORY COMMITTEE
OF TEXAS PIONEERS, TRAIL DRIVERS AND RANGERS
MEMORIAL BUILDING

(Full text in Ordinance Book BB page

The following ordinance was passed and approved by the following vote: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

AN ORDINANCE 21583

APPOINTING ABE SAN MIGUEL AS A MEMBER OF THE
COMMITTEE ON EXPRESSWAY RIGHT OF WAY PURCHASES
TO FILL A VACANCY CAUSED BY THE RESIGNATION OF
JACOB I. RODRIGUEZ

(Full text in Ordinance Book BB page 333)

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August 11, 1955

The following letter from the City Clerk was read:

Honorable Mayor and Members of Council
San Antonio, Texas

Gentlemen:

The following petitions were received by this office and forwarded to the following departments for necessary action.

City Manager:

7-29-55 Petition of Messrs. A. G. Anderson and Gus Ford requesting a permit to allow a seven foot fence of galvanized iron be maintained at 815 St. Anthony Street.

Director of Public Works:

- 8-4-55 Petition of Antonio F. Juarez, et al, requesting ~~to~~ repair of an alley that runs east to west between Saunders Avenue and Durango Street on Rosillo Street.
- 8-1-55 Petition of Mrs. L. J. Snyder, et al, regarding condition of street, sanitary sewers and garbage pick-up service in the area bounded by Pleasanton Road, Formosa Street, Commercial Avenue and Gillette Street.
- 8-1-55 Petition of J. Wiggins, Jr., et al, offering to install curbing on W. Pyron Avenue at no cost to the City if the city will pave the street.
- 8-1-55 Petition of John Murie, et al, requesting the paving of West Hart Avenue and agreeing to put in curbing and sidewalks at no expense to the city.
- 8-1-55 Petition of Mrs. Newton A. Evans, et al, requesting corection of bad drainage conditions existing in the Woodlawn Hills Terrace area.

Director of Parks & Recreation:

8-3-55 Petition filed by Marvin Reynolds, Attorney, in behalf of thirty one residents of the district wherein a city park is located at the corner of West Martin and Twenty-Fourth Street, requesting the city to clean said park.

Yours very truly,

J. FRANK GALLAGHER
City Clerk

Zoning Case #528 was called for hearing, to rezone Lot 53, Blk. F, NCB 6014 and w 50 ft. of Lot A 14, Blk. A, NCB 6009 from "B" RESIDENCE to "D" APARTMENT on north side of Hildebrand Avenue. No one appeared to be heard. Mr. Crumrine moved to approve the recommendation of the Planning Commission by passage of the following ordinance. AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

AN ORDINANCE 21,584

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. 528, TO REZONE LOT 53, BLK. F, NCB 6014 AND W. 50' OF LOT A-14, BLK. A, NCB 6009 FROM "B" RESIDENCE DISTRICT TO "D" APARTMENT DISTRICT

(Full text in Ordinance Book BB page 333)

A hearing was now called on Zoning Case #532 to rezone property at Goliad Road and Blackwood Blvd, Lot B, NCB 10506 from "A" TEMPORARY RESIDENCE to "F" LOCAL RETAIL. No one appeared to be heard and Mr. Friedrich, seconded by Mr. Baines, moved to approve the recommendation of the Planning Commission by passing the following ordinance. AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

AN ORDINANCE 21,585

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. CASE NO. 532, TO REZONE LOT B, N.C.B. 10506, FROM "A" TEMPORARY RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book BB page 334)

Hearing was next called on Zoning Appeal Case #514 to rezone property at Jackson Keller and San Pedro Avenue being Tract A, NCB 10101, from "B" RESIDENTIAL to "H" LOCAL RETAIL. The Planning Commission having recommended that the change in zoning be denied. Mr. Norman Lowery, the petitioner, appeared before the council after a statement of the facts in the case had been made by Mr. Martin, the Planning Director. Mr. Lowery stated that he proposes to erect an apartment hotel on this tract; that it is wholly unsuited for residence purposes as now zoned. He feels that he is entitled to the use of his land and that covenants of restrictions would not prevent the change asked for. He illustrated on a map where business is already on all sides of him and stated that the failure to rezone amounts to confiscation of his property.

Mr. L. M. Bickett, Attorney for owners of homes in the area all on the west side of San Pedro, stated that his clients could be damaged by violation of the rights they had when they built their homes. He stated that in addition to the zoning restrictions now on the property that there are deed restrictions of which Mr. Lowery should have been aware before he bought this land. He further stated there is no need for further business land in this vicinity since there is a great deal of land nearby which is zoned for business.

Mr. Phillip S. Donnell, for the Shearer Hills Improvement Group, protested that his neighbors all bought under the protection of the restrictions and their rights would be violated by a change.

After response by Mr. Lowery, Mr. Winton moved that the council approve the recommendation of the Planning Commission and deny the petition. Mr. Daniels seconded the motion. A vote was taken on the motion with the following result: AYES, Friedrich, Baines, Passur, Crumrine, Winton, Kuykendall, Daniels, Gonzalez; NAYS, none; ABSENT, Olivares.

There being no further business, the meeting adjourned.

APPROVED:


MAYOR

ATTEST:


City Clerk