

REGULAR MEETING OF THE CITY COUNCIL
HELD IN THE COUNCIL CHAMBER AT THE
CITY HALL ON THURSDAY, MAY 22, 1952
AT 10:00 A. M.

PRESENT

WHITE, LOZANO, SCHMIDT, KELLER, CASSIDY, GREEMAN, STEVES

ABSENT:

TUCKER, ROPER

Mayor Steves presiding

Invocation by Ruben Lozano

On motion of Mr. Schmidt seconded by Mr. Cassidy the reading of the minutes of the previous meeting was dispensed with.

The following ordinances and resolutions were presented and were passed and approved by unanimous vote.

APPRO. NO. 1809

AN ORDINANCE 17,621

APPROPRIATING \$118.00 OUT OF THE POLICE & FIREMENS PENSION FUND TO PAY MEDICAL BILLS FOR TREATMENT OF OSCAR MORALES IN ACCORDANCE WITH STATE LAW FOR POLICE AND FIREMENS PENSION, SECTION #5

(Full text in Ordinance Book X. page 562)

APPRO. NO. 1810

AN ORDINANCE 17,622

APPROPRIATING \$189.25 OUT OF THE PARK REVENUE BOND-1945 FUND TO PAY VARIOUS MERCHANTS FOR VARIOUS SUPPLIES

(Full text in Ordinance Book X. page 562)

APPRO. NO. 1811

AN ORDINANCE 17,623

APPROPRIATING \$351.79 OUT OF THE SANITARY SEWER PLANT & SYSTEM A-47 FUND TO PAY VARIOUS MERCHANTS FOR VARIOUS SUPPLIES

(Full text in Ordinance Book X. page 563)

AN ORDINANCE 17,624

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON THE PETITION OF FRANK ROBERTSON AT 247 GREEN HAVEN DRIVE

(Full text in Ordinance Book X. page 563)

AN ORDINANCE 17,625

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON THE PETITION OF FRANK ROBERTSON AT 243 GREEN HAVEN DRIVE

(Full text in Ordina.ce Book X. page 564)

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AN ORDINANCE 17,626

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF FRANK ROBERTSON AT 239 GREEN
HAVEN DRIVE

(Full text in Ordinance Book X. page 564)

AN ORDINANCE 17,627

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF FRANK ROBERTSON AT 235 GREEN
HAVEN DRIVE

(Full text in Ordinance Book X. page 564)

AN ORDINANCE 17,628

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF FRANK ROBERTSON AT 231 GREEN
HAVEN DRIVE

(Full text in Ordinance Book X. page 564)

AN ORDINANCE 17,629

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF FRANK ROBERTSON AT 227 GREEN
HAVEN DRIVE

(Full text in Ordinance Book X. page 564)

AN ORDINANCE 17,630

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF FRANK ROBERTSON AT 223 GREEN
HAVEN DRIVE

(Full text in Ordinance Book X. page 564)

AN ORDINANCE 17,631

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF FRANK ROBERTSON AT 219 GREEN
HAVEN DRIVE

(Full text in Ordinance Book X. page 565)

AN ORDINANCE 17,632

AN ORDINANCE TO USE THE CITY SANITARY SEWERS
BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON
THE PETITION OF FRANK ROBERTSON AT 215 GREEN
HAVEN DRIVE

(Full text in Ordinance Book X. page 565)

AN ORDINANCE 17,633

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON PETITION OF FRANK ROBERTSON AT 211 GREEN HAVEN DRIVE

(Full text in Ordinance Book X. page 565)

AN ORDINANCE 17,634

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON PETITION OF FRANK ROBERTSON AT 207 GREEN HAVEN DRIVE

(Full text in Ordinance Book X. page 565)

AN ORDINANCE 17,635

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON PETITION OF FRANK ROBERTSON AT 201 GREEN HAVEN DRIVE

(Full text in Ordinance Book X. page 565)

A letter from the City Manager was read recommending that the following ordinance be passed and the recommendation was approved by the Council.

AN ORDINANCE 17,636

ACCEPTING BID OF J. T. O'DANIEL TO PURCHASE IMPROVEMENTS ON CITY-OWNED PROPERTY AT 706 E. ELMIRA AND MAKING A BILL OF SALE

(Full text in Ordinance Book X. page 566)

A letter from the City Manager was read recommending that the following ordinance be passed and the recommendation was approved by the Council.

AN ORDINANCE 17,637

ACCEPTING BID OF W. H. SUDEN TO PURCHASE IMPROVEMENTS ON CITY OWNED PROPERTY AT 418 WILMINGTON AVENUE, AND MAKING A BILL OF SALE

(Full text in Ordinance Book X. page 566)

A letter from the City Manager was read recommending that the following ordinance be passed and the recommendation was approved by the Council.

AN ORDINANCE 17,638

ACCEPTING BID OF L. E. MASON TO PURCHASE IMPROVEMENTS ON CITY OWNED PROPERTY AT 612 E. ELMIRA STREET AND MAKING A BILL OF SALE

(Full text in Ordinance Book X page 567)

A letter from the City Manager was read recommending that the following ordinance be passed and the recommendation was approved by the Council.

AN ORDINANCE 17,639

MAKING AND MANIFESTING A DEED TO GEORGE W. HOPPER CONVEYING PROPERTY OWNED BY THE CITY OF SAN ANTONIO IN CONSIDERATION OF THE SUM OF \$150.00

(Full text in Ordinance Book X. page 567)

A letter from the City Manager was read recommending that the following ordinance be passed and the recommendation was approved by the Council

AN ORDINANCE 17,640

ACCEPTING BID OF THE MARTIN TIRE SHOP FOR ONE LOT OF SCRAP TIRES AND TUBES AND MAKING BILL OF SALE THEREFOR

(Full text in Ordinance Book X. page 568)

A letter from the City Manager was read recommending that the following ordinance be passed and the recommendation was approved by the Council.

APPRO. NO. 1812

AN ORDINANCE 17,641

APPROPRIATING THE SUM OF \$1250.00 OUT OF THE STATE OR STATE-AID HIGHWAYS BONDS A-49 FUND TO BE PAID TO FRED HUNTRESS, COUNTY CLERK, SUBJECT TO THE ORDER OF LUCILLE MILLER MONROE, J. H. MONROE, STANLEY MILLER AND MATTIE MILLER, IN PAYMENT FOR PART OF LOT 1, N.C.B. 322 TO BE USED IN THE EXPRESS URBAN RIGHT-OF-WAY

(Full text in Ordinance Book X. page 568)

A letter from the City Manager was read recommending that the following ordinance be passed and the recommendation was approved by the Council.

APPRO. NO. 1813

AN ORDINANCE 17,642

APPROPRIATING \$805.00 OUT OF THE STATE OR STATE-AID HIGHWAYS BONDS A-49 FUND, PAYABLE TO FRED HUNTRESS, COUNTY CLERK, SUBJECT TO THE ORDER OF MABEL MARGARET HAMILTON, A. M. HAMILTON, JR. AND FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION, TO PAY FOR LAND CONDEMNED IN CAUSE NO. 668, FOR RIGHT OF WAY FOR URBAN EXPRESSWAY

(Full text in Ordinance Book X. page 568)

A letter from the City Manager was read recommending that the following ordinance be passed and the recommendation was approved by the Council.

AN ORDINANCE 17,643

GRANTING THE PETITION OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS FOR EXEMPTION FROM CITY TAXES ON LOT 26, BLOCK 82, N.C.B. 3350, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

(Full text in Ordinance Book X. page 569)

A letter from the City Manager was read recommending that the following ordinance be passed and the recommendation was approved by the Council.

AN ORDINANCE 17,644

GRANTING THE PETITION OF NAT M. WASHER MASONIC LODGE #1270 - A. F. & A. M. FOR EXEMPTION FROM CITY TAXES ON LOTS 2 AND 3, BLOCK 4, NEW CITY BLOCK 2550, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

(Full text in Ordinance Book X. page 569)

A letter from the City Manager was read recommending that the following resolution be passed and the recommendation was approved by the Council.

A RESOLUTION

AUTHORIZING AND DIRECTING THE ASSESSOR AND COLLECTOR OF TAXES TO ENTER UPON THE TAX ROLLS OF THE CITY OF SAN ANTONIO CORRECTIONS, ADJUSTMENTS, AND REMISSIONS OF TAXES IN CASES WHEREIN TAX ERRORS HAVE BEEN FOUND UPON THE TAX ROLLS

A letter from the City Manager was read with regard to rezoning of Lots 1, 2, 3, 4, 5, and 6, N.C.B. 2773, West Hildebrand Avenue and he recommended that a resolution calling for a hearing be passed and the recommendation was approved by the Council.

A letter from the City Manager was read with regard to rezoning of lot between Laredo and Saltillo Streets just west of Zarzamora and he recommended that a resolution calling for a hearing be passed and the recommendation was approved by the Council.

A letter from the City Manager was read with regard to rezoning of lot west of Capitol Avenue, next to the Southern Pacific Railway R.O.W., and north of Pasadena Street, and he recommended that a resolution calling for a hearing be passed and the recommendation was approved by the Council.

A letter from the City Manager was read with regard to rezoning of property on the west side of Fredericksburg Road between Babcock Road and Quintin Drive^{NCB 8416} and he recommended that a resolution calling for a hearing be passed and the recommendation was approved by the Council.

A letter from the City Manager was read recommending that the following resolution be passed and the recommendation was approved by the Council.

A RESOLUTION

GIVING NOTICE OF A HEARING ON JUNE 12, 1952, A PROPOSED AMENDMENT OF THE ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS, ETC., PASSED AND APPROVED ON THE 3RD DAY OF NOVEMBER, 1938, FOR RE-ZONING OF: TRACTS A-1, 2, 3, AND C, OF NEW CITY BLOCK 8416 (Case #198); LOT 4, NEW CITY BLOCK 7637 (Case #199); LOT B, NEW CITY BLOCK 7184 (Case #200) TRACT #1, O.C.L. 194, NEW CITY BLOCK A-34 (Case #201) AND LOTS 1, 2, 3, 4, 5, AND 6, OF NEW CITY BLOCK 2773 ON THE SOUTH SIDE OF HILDEBRAND AVENUE (CASE #204)

A letter from the City Manager was read recommending that the following resolution be passed and the recommendation was approved by the Council.

A RESOLUTION

DIRECTING THE CITY ATTORNEY TO BIND THE CITY BY AN AGREED JUDGMENT FOR DELINQUENT PERSONAL PROPERTY TAXES AGAINST DR. FREDDIE LIGHTFOOT

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A letter from the City Manager was read with regard to considerable correspondence filed with the City involving a public alley running North from E. Cevallos to the T & NO Railroad Right of Way spur line which is south of Feden Avenue, the next street north of Cevallos. The City Manager recommended that the matter again be referred jointly to the Planning and Zoning Commission and the Traffic Engineer who, after notifying parties interested and announcing a public hearing thereon, will weigh all protests to such sale and reevaluate the public need and use of the alley as a traffic expedient or necessity in the area, and submit its final recommendation or comments to the Council. The Council approved the City Managers recommendation.

A letter from the City Manager was read with regard to a third judge and third Corporation Court. He recommended that the San Antonio Bar Association be requested to study the entire problem and report its conclusions to the Council including in such report:

- a. Need for a third court;
- b. How courts should be organized and, from this standpoint, how many judges will be necessary;
- c. Any further recommendations for increasing the efficiency and operation of the courts.

The City Manager's recommendation was approved by the Council.

A letter from the City Manager was read recommending that Roosevelt Sea Food Company be awarded the contract for a year's supply of sea food for animals at the zoo and the recommendation was approved by the Council. *See below for caption of ordinance.

A letter from the City Manager was read with regard to petition filed by A. J. Roccato, et al, requesting street lights in the 200 block of E. Vado Place. It was recommended that street lights be installed and the recommendation was approved by the Council.

A letter from the City Manager was read with regard to petition filed by C. G. Cabrera, et al, for a street light at Fite Street and Elvira Alley. It was recommended that^a street light be installed and the recommendation was approved by the Council.

A letter from the City Manager was read with regard to petition filed by Mrs. M. J. Burell, Secretary of the Eloise Japhet PTA, requesting additional policemen at school crossings. It was explained to the petitioner that the Police Department is requesting, in its next fiscal year's budget, sufficient funds to hire approximately 100 civilian school crossing guards.

*AN ORDINANCE 17,644-A

ACCEPTING BID OF ROOSEVELT SEA FOOD COMPANY TO
FURNISH THE SAN ANTONIO ZOO SEA FOOD FOR THE PERIOD
ENDING MAY 31, 1952
(Full text in Ordinance Book X. page

A letter from the City Manager was read with regard to petition filed by Mrs. Margaret Koester, Secretary of Lamar Elementary School PTA, requesting additional policemen at school crossings. It was explained to the petitioner that the Police Department is requesting, in its next fiscal year's budget, sufficient funds to hire approximately 100 civilian school crossing guards.

A letter from the City Manager was read recommending that Hart Roofing and Building Company be awarded the contract to make repairs at the Parks and Recreation Office Building, 706 Simpson Street, and the recommendation was approved by the Council.

*See bottom of page 286 for caption of ordinance.

The following petitions and letters were presented and were referred to the City Manager for his attention and recommendations:

Petition of Rev. James Wilson to repair 400 block of Estrella Street.

Petition of Mrs. A. L. Sharpe, et al, protesting against building in NCB 3093.

Petition of Highland Park Baptist Church for exemption from city taxes at 2000 S. Hackberry.

Petition of University Park Baptist Church for exemption from city taxes at 2304 Cincinnati, NCB 9213.

Petition of Mary A. Duncan, et al, for opening of Achilles Street.

Petition of C. L. Quig for permit to connect a sewer line to City line.

Petition of J. H. Cluck, et al, for extension of Wilson Blvd.

Petition of Bernard Lumber Co. for refund of building permit fee.

Petition of George B. Creswell, et al, for repair of Sharmain Place.

Petition of O. V. Steele, et al, requesting council obtain reports concerning petition filed March 5th. for rezoning of Hildebrand Ave.

Resolution of West Texas Chapter of American Institute of Architects offering assistance in Planning matters.

Letter from John A. Daniels regarding position of Judge of Corporation Court.

Letter from John W. Hennessey regarding change of Iowa Bus Line.

Mr. T. Vallejo, representing the Westlawn Taxpayers Association, presented a petition to the Council requesting street repairs and also a park or playground and the petition was referred to the City Manager.

Councilman Keller stated he had received many complaints regarding an unhealthy situation caused by livestock staked out in vicinity of stables at N. St. Marys Street and Mulberry Avenue. On motion of Mr. Keller the Council authorized the City Manager to look into the matter and take necessary action to remedy the situation.

Councilman Cassidy read the following report of Committee on P.A.S. contract and then presented a resolution approving and adopting the report which was passed by the Council.

Hon. Mayor and Members of the Council:

Your committee on PAS wishes to report that a complete and final verbal agreement has been reached with PAS. They have agreed to give the City a complete, formal and final release of their contract in writing, effective July 1, 1952. It is understood, however, that the City can move in and take over as soon as possible, and that they will remain then until July 1st in purely a consultative capacity, and in order to clean up their loose ends and fully brief the City's representatives on the work they have done.

This formal release will be presented to the Council next week, together with an ordinance

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of acceptance for Council Action.

At this time I move that the Council accept and approve this report by resolution.

Yours very truly,

/s/ Mike A. Cassidy
Chairman

A RESOLUTION

APPROVING AND ACCEPTING REPORT OF COMMITTEE ON PAS
CONTRACT TERMINATION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

1. It is hereby resolved that the report of the Committee on PAS contract termination be and the same is hereby accepted and approved.

2. PASSED AND APPROVED this 22nd day of May, A. D. 1952.

Sam Bell Steves
Mayor

ATTEST:
J. Frank Gallagher
City Clerk

The above resolution was passed and approved by the following vote: Ayes, White, Lozano, Schmidt, Keller, Cassidy, Greeman, Steves; Nays, none. Absent: Tucker, Roper.

The following statement and recommendation of Dr. Nelson Greeman regarding personnel problem was approved by the Council.

"There has been much public discussion of the personnel problem. Also, members of the Council have received many phone calls, and I would, therefore, make this statement and recommendation.

The Charter recently adopted provides a Legislative body, which is the Council, and the Administrative head, who is the City Manager, and various departments including a Civil Service Commission and Personnel Director. The Charter clearly provides that the final power of hiring or firing personnel is the responsibility of the City Manager.

Under the Civil Service provisions, the Civil Service Board is required to hear appeals of any employee who has been suspended, reduced or removed.

The Charter further provides that members of the City Council shall not direct or request the City Manager or any of his subordinates to appoint to or remove from office or employment, or in any manner take part in the appointment or removal of officers or employees in the Administrative service, except for purpose of inquiry. The Council shall deal with administrative services through the Manager.

The personnel problem is purely an administrative function. I, therefore, recommend that the entire problem be referred to the City Manager to be settled in the best interest of the City in fairness to all concerned."

On motion of Mr. Schmidt seconded by Mr. Cassidy and carried by the following vote: Ayes, White, Lozano, Schmidt, Keller, Cassidy, Greeman, Steves; Nays, none; Absent, Tucker, Roper; the meeting adjourned.

*AN ORDINANCE 17,644-B
ACCEPTING THE BID OF HART ROOFING AND BUILDING
COMPANY TO REPAIR THE PARKS AND RECREATION
OFFICE BUILDING LOCATED AT 706 SIMPSON STREET
IN THE CITY OF SAN ANTONIO

ATTEST: (Full text in Ordinance Book X.

City Clerk

APPROVED

MAYOR

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