

AUGUST 12, 1948

REGULAR MEETING OF THE COMMISSIONERS OF THE CITY OF
SAN ANTONIO, HELD IN THE COUNCIL CHAMBERS OF THE CITY
HALL, THURSDAY, AUGUST 12, 1948, at 10:00 A.M.

PRESENT:

Gallaghan, Davis, Hein, Knight and South: Mayor Callaghan presiding.

On motion of Commissioner Davis, seconded by Commissioner Hein, to dispense with the reading of the minutes of the previous meeting: Motion carried by a roll call vote, to-wit: Ayes, Callaghan, Davis, Hein, Knight and South; Nays, none.

THE FOLLOWING PETITIONS WERE PRESENTED AND REFERRED:

Commissioner of Fire and Police:

Petition of Humble Oil & Refg.Co, requesting permit to install one 550 underground storage tank and one electric pump for diesel fuel to be used by MK&T Junior Railroad at Lambert Beach, Brackenridge Park.

Petition of C. C. Ruble, et al, requesting the installation of a Street Light at the intersection of Malone and Frelon Streets.

Petition of Geo. H. Smith, et al, requesting the installation of a light at the intersection of North Hackberry and East Carson.

Commissioner of Taxation:

Petition of Ned Olguin, requesting for refund of taxes presumed to have been made in error.

Petition of Sam B. Lifshutz, requesting for refund of taxes due to assessment made in error.

Commissioner of Streets & Public Improvements:

Petition of George W. Craig, et al, requesting installation and extension of sewer line in N C B 8378 Sutton Drive.

Petition of Otto Mackensen, requesting permit for spur track on Mackensen Street.

Director of Public Health:

Petition of Evergreen Nursing Home, requesting permit to operate a nursing home at 110 West Evergreen Street.

Zoning Commission:

Petition of A. Lombardo, requesting rezoning of lot 15, block 84 C B 3255, be classified at the present as "B" to "J" Commercial District.

Petition of Edwin Paseman, et al, requesting rezoning of 700 block of West Kirk Pl. Western Heights, Subdivision, City block No 6771, be changed from Class "B" Residential to Class "D" Apartment.

Petition of J. L. Wilson, requesting rezoning of lot 13A, Block A23, located on Corner of Pleasanton Rd. & Tommins Ave, from residential Zone to Business Zone.

Petition of David L. Strain, et al, requesting rezoning of Lots 9, 10, and 11, Block 106 Los Angeles Heights City Block 7221 on Clower, Blanco and Solano Streets from business to "B" Residential District.

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The following ordinances were presented by the Mayor and various Commissioners, and were passed and approved by a roll call vote, to-wit: Ayes, Callaghan, Davis, Hein, Knight and South: Nays, none.

Commissioner Davis:

APPRO. NO. 300.

AN ORDINANCE 7695

APPROPRIATING \$261.52 OUT OF THE 1948 GENERAL FUND, PROCEEDS OF NOTES EXCHANGE DEPARTMENT, PAYABLE TO THE NATIONAL BANK OF COMMERCE, OF SAN ANTONIO, TEXAS, TO PAY EXCHANGE ON August 1st, BONDS AND INTEREST COUPON MATURITIES.

(Full text in Ordinance Book R. page 152

APPRO. NO 301.

AN ORDINANCE 7696

TRANSFERRING \$19,000.00 FROM THE 1947 GENERAL -TAXES, LICENSES, FINES, etc ACCOUNTS, TO THE 1948 GENERAL FUND-TAXES, LICENSES, FINES, ETC. ACCOUNTS.

(Full text in Ordinance Book R. page 152

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APPRO. NO. 302 AN ORDINANCE 7697
 APPROPRIATING \$145,906.86 OUT OF THE 1948 GENERAL FUND
 TO PAY REGULAR SEMI-MONTHLY PAYROLLS.
 (Full text in Ordinance Book R. page 153
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APPRO. NO. 303 AN ORDINANCE 7698
 APPROPRIATING \$25,011.58 (\$25,000.00 OUT OF THE 1948
 GENERAL -FUND- TAXES, LICENSES, FINES ETC. ACCOUNT AND
 \$11.58 OUT OF THE 1948 GENERAL FUND-PROCEEDS OF NOTES-
 INTEREST DEPARTMENT) TO PAY ONE (1) NOTE, NO. 22
 (Full text in Ordinance Book R. page 153
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COMMISSIONER HEIN:

APPRO. NO. 304 AN ORDINANCE 7699
 APPROPRIATING \$76.00 OUT OF THE 1948 GENERAL FUND-
 PROCEEDS OF NOTES RIVERSIDE GOLF COURSE-TO PAY GILLESPIE MOTOR
 COMPANY FOR INCREASE IN PRICE OF ONE FORD PICK -UP TRUCK.
 (Full text in Ordinance Book R. page 153
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APPRO. NO. 305 AN ORDINANCE 7700
 APPROPRIATING \$79.11 OUT OF THE 1948 GENERAL FUND-
 PROCEEDS OF NOTES-RECREATION DEPARTMENT- TO PAY SAWTELLE,
 MCALLISTER And CARY FOR INSURANCE ON U.S.O. BUILDING.
 (Full Text in Ordinance Book R. page 154
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COMMISSIONER KNIGHT

APPRO. NO. 306 AN ORDINANCE 7701
 REPEALING AN ORDINANCE ENTITLED "APPROPRIATING \$346.50
 OUT OF THE STREET AND BRIDGE C-45 FUND TO PAY FOR HAUL-
 ING GRAVEL"
 (Full Text in Ordinance Book R page 154
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APPRO. NO. 307 AN ORDINANCE 7702
 APPROPRIATING \$346.50 OUT OF THE 1948 GENERAL FUND-
 PROCEEDS OF NOTES -STREET MAINTENANCE -TO PAY FOR HAUL-
 ING GRAVEL.
 (Full text in Ordinance Book R page 154
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APPRO. NO. 308 AN ORDINANCE 7703
 APPROPRIATING \$276.50 OUT OF THE STREET AND BRIDGE C-45
 FUND, TO PAY A. M. MCNEEL, FOR FURNISHING MOTOR GRADER,
 WITH OPERATOR, FOR WORK DONE ON KAMPMAN BLVD. FROM BABCOCK
 ROAD SOUTH TO ALTER STREET.
 (Full text in Ordinance Book R. Page 155
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APPRO. NO. 309 AN ORDINANCE 7704
 APPROPRIATING \$1550.00 TO PAY FRITH & GRAY, FOR FURNISHING
 CATERPILLAR TRACTOR & BULLDOZER, WITH OPERATOR, FOR WORK
 DONE ON WEST FRENCH AND WEST ASHBY PLACE.
 (Full text in Ordinance Book R. Page 155
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APPRO. NO. 310 AN ORDINANCE 7705
 APPROPRIATING \$1304.00 TO PAY KELLY CONSTRUCTION COMPANY ,
 FOR FURNISHING EQUIPMENT, WITH OPERATOR, FOR WORK DONE ON
 MARDELL BLVD.
 (Full text in Ordinance Book R. page 155
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APPRO. NO. 311

- AN ORDINANCE 7706

MAKING CONTRACT WITH BEAVERS AND LODAL FOR PROFESSIONAL SERVICES IN CONNECTION WITH CERTAIN CONSTRUCTION FOR THE SANITARY SEWERAGE SYSTEM, ITEM 20, EXTENSION OF THE EAST MAIN: AND APPROPRIATING \$8,250.00

(Full text in Ordinance Book R. page 156

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APPRO. NO. 312

AN ORDINANCE 7707

APPROPRIATING \$1305.00 out OF THE STREET & BRIDGE C-45 FUND TO PAY REGULAR SEMI-MONTHLY PAYROLL.

(Full text in Ordinance Book R page 157

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APPRO. NO. 313

AN ORDINANCE 7708

APPROPRIATING \$1,585.00 OUT OF THE SANITARY SEWER PLANT & SYSTEM A-47 FUND TO PAY REGULAR SEMI-MONTHLY PAYROLL.

(Full text in Ordiance Book R. Page 157

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APPRO. NO 314

AN ORDINANCE 7709

APPROPRIATING \$699.93 OUT OF THE STREET AND BRIDGE C-45 FUND TO PAY FRANK T. DROUGHT FOR PROFESSIONAL SERVICES IN CONNECTION WITH MAKING SURVEY & RIGHT-OF-WAY MAPS FOR SOUTH SIDE ARTERY & MCCULLOUGH-TRENTON AVENUE EXTENSION.

(FULL text in Ordinance Book R, Page 158

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MAYOR CALLAGHAN
APPRO. NO. 315

AN ORDINANCE 7710

APPROPRIATING \$39.88 OUT OF THE 1948 GENERAL FUND- PROCEEDS OF NOTES- STINSON FIELD-TO REIMBURSE Walter A MAESSEN, FOR EXPENSES INCURRED ON TRIP TO BROWNSVILLE AND RETURN ON JULY 15th, 1948, ON OFFICIAL AIRPORT BUSINESS.

(Full text in Ordinance Book R. page. 158

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APPRO. NO 316

AN ORDINANCE 7711

AUTHORIZING ADDITIONAL WORK AT THE FEEDER LINES TERMINAL BUILDING AT THE SAN ANTONIO MUNICIPAL AIRPORT, And APPROPRIATING \$8917.25.

(Full text in Ordinance Book R page. 158

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APPRO. NO. 317

AN ORDINANCE 7712

APPROPRIATING \$252.55 OUT OF THE 1948 GENERAL FUND-PROCEEDS OF NOTES- VARIOUS DEPARTMENTS-TO PAY DAN QUILL, POSTMASTER, FOR POSTAGE STAMPS.

(Full text in Ordinance Book R. Page 159

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APPRO. NO. 318

AN ORDINANCE 7713

APPROPRIATING \$224.52 OUT OF THE AIRPORT ADMINISTRATION B-45 FUND, TO PAY RALPH H. CAMERON, ARCHITECT, FOR SERVICES IN CONNECTION WITH SUPERVISION FOR FEEDER LINES TERMINAL BUILDING AT MUNICIPAL AIRPORT.

(Full text in Ordinance Book R. page. 159

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APPRO. NO. 319

AN ORDINANCE 7714

APPROPRIATING \$10.00 OUT OF THE 1948 GENERAL FUND-PROCEEDS OF NOTES- CORPORATION COURT-TO REIMBURSE RAYMOND TURNER AMOUNT PUT UP BY HIM FOR CASH BOND.

(Full text in Ordinance Book R. Page. 159

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APPRO. NO. 320

AN ORDINANCE 7715

APPROPRIATING \$87.50 OUT OF THE ADVERTISING FUND TO PAY REGULAR SEMI-MONTHLY SECRETARIAL PAYROLL.

(Full text in Ordinance Book R. page 160

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APPRO. NO. 321

AN ORDINANCE 7716

APPROPRIATING \$175.00 OUT OF THE AIRPORT ADMINISTRATION BUILDING B-FUND TO PAY REGULAR SEMI-MONTHLY AIRPORT ENGINEER'S PAYROLL

(Full text in Ordinance Book R. Page. 160

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COMMISSIONER KNIGHT

An ORDINANCE 7717

ACCEPTING PROPOSAL OF V. L. POTTER, TO FURNISH ONE TD-9 FRONT END LOADER WITH OPERATOR, FOR WORK ON VARIOUS STREETS.

(Full text in Ordinance Book R page 160

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COMMISSIONER SOUTH

AN ORDINANCE 7718

AMENDING AN ORDINANCE PASSED AND APPROVED 3 NOVEMBER, 1938, ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; REGULATING AND RESTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND STRUCTURES: PER CENT OF LOT THAT MAY BE OCCUPIED: THE SIZE OF YARDS, COURTS AND OPEN SPACES: DENSITY OF POPULATION; LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE, INDUSTRY, RESIDENCE AND OTHER PURPOSES; DIVIDING THE CITY OF SAN ANTONIO INTO DISTRICTS, REGULATING AND RESTRICTING THE ERECTION, CONSTRUCTION, RE-CONSTRUCTION, ALTERATION, REPAIR OR USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICT; PROVIDING THE UNIFORM REGULATIONS FOR CLASSES OR KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE RESTRICTED DISTRICT; ADOPTING ZONING MAP DISCLOSING VARIOUS DISTRICTS, USE, AREAS, RESTRICTIONS, LIMITATIONS AND PROVISIONS APPLICABLE TO DISTRICTS AND AREAS; PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS THEREOF; TO RE-ZONE PROPOSITION A, A PORTION OF EAST WOODLAWN AVENUE; PROPOSITION B, A PORTION OF WEST LYNWOOD AVENUE BETWEEN MARTINEZ CREEK AND THE SAAP RR; PROPOSITION C, A PORTION OF 24TH STREET BETWEEN COMMERCE STREET AND CULEBRA ROAD; PROPOSITION D, 100 BLOCK OF RUBY STREET; PROPOSITION E, A PORTION OF HILDEBRAND AVENUE. ANY PERSON WHO VIOLATES THIS ORDINANCE OR THE OWNER OF ANY BUILDING OR PREMISES OR PART THEREOF WHERE ANYTHING IN VIOLATION OF THIS ORDINANCE SHALL BE PLACED OR SHALL EXIST, AND ANY ARCHITECT, BUILDER, CONTRACTOR, AGENT, PERSON OR CORPORATION EMPLOYED IN CONNECTION THEREWITH, WHO MAY HAVE ASSISTED IN THE COMMISSION OF ANY SUCH VIOLATION SHALL BE GUILTY OF SEPARATE OFFENSE AND UPON CONVICTION MAY BE FINED NOT MORE THAN \$100.00 AND EACH DAY SUCH VIOLATION EXISTS SHALL CONSTITUTE A SEPARATE OFFENSE PASSED AND APPROVED 12 August 1948.

(Full Text in Ordinance Book R. page 161

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AN ORDINANCE 7719

ADOPTING AND APPROVING THE EXECUTION OF THE SPONSOR'S ASSURANCE AGREEMENT TO BE SUBMITTED TO THE ADMINISTRATOR OF CIVIL AERONAUTICS, UNITED STATES DEPARTMENT OF COMMERCE, TO OBTAIN FEDERAL AID IN THE DEVELOPMENT OF THE SAN ANTONIO MUNICIPAL AIRPORT.

(Full text in Ordinance Book R. Page 162

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MAYOR CALLAGHAN

AN ORDINANCE 7720

MAKING A LEASE BETWEEN CITY OF SAN ANTONIO AND W. R. STOKES, An INDIVIDUAL

(Full text in ordinance Book R page 162 - 63-64

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August 12, 1948

AN ORDINANCE 7721

MAKING A LEASE BETWEEN CITY OF SAN ANTONIO AND
FINCK CIGAR COMPANY.

(Full text in Ordinance Book R. page 164 -65

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AN ORDINANCE 7722

MAKING A LEASE BETWEEN CITY OF SAN ANTONIO AND
ERNEST W. PILKENTON, DOING BUSINESS AS ALAMO FLYERS.

(Full text in Ordinance Book R. page 166 -67

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AN ORDINANCE 7723

TO ALLOW MAGNOLIA PETROLEUM COMPANY TO MOVE
EQUIPMENT IN BUILDING 542 STINSON FIELD.

(Full text in Ordinance Book R. Page 168 -

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COMMISSIONER KNIGHT:

RESOLUTION

CALLING FOR BIDS FOR DRILLING TEST HOLES, AS
REQUIRED, AT LOCATIONS DESIGNATED BY THE CITY
ENGINEER, FOR PERIOD ENDING MAY 31, 1949, TO BE
SUBMITTED AUGUST 26, 1948.

(Full text in Ordinance Book R. Page 168

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RESOLUTION

CALLING FOR BIDS FOR CONSTRUCTION OF CONCRETE SLABS
FOR BUS STOPS, AS REQUIRED, AT LOCATIONS DESIGNATED
BY THE CITY ENGINEER, FOR PERIOD ENDING MAY 31, 1949,
TO BE SUBMITTED AUGUST 26, 1948.

(Full text in ordinance Book R. page.

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MAYOR CALLAGHAN

RESOLUTION

CALL FOR BIDS TO REPAIR ROOF OF CITY OWNED HOUSE
ON WETMORE ROAD.

(Full text in ordinance book R. page

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RESOLUTION

DIRECTING THE CHIEF OF POLICE TO OMIT THE NAME
OF MELVIN D. SAWYER FROM THE REGULAR PAYROLL.

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

1. That Fred Palmer, the Chief of Police of the City of San Antonio, is directed to omit the name of Melvin D. Sawyer from the roster and regular pay roll of the Police Department of the City of San Antonio, from and after the 19th day of July, A. D. 1948; and not to give the said Sawyer any duty assignment.

2. The said Melvin D. Sawyer resigned from the Police Department of the City of San Antonio on the 19th of July, 1948, and his resignation was duly accepted; but thereafter the Firemen's and Policemen's Civil Service Commission ordered the Chief of Police to put Melvin D. Sawyer on duty and on the roster of the Police Department, and the Chief of Police obeyed such order.

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3. The order given to the Chief of Police by the said Civil Service Commission was a usurpation of power beyond the jurisdiction of the Firemen's and Policemen's Civil Service Commission, and the Chief of Police shall disregard it.

4. The action of the Chief of Police in accepting and acknowledging the resignation of Melvin D. Sawyer is confirmed and ratified.

5. The Chief of Police will make a supplemental payroll to cover the accumulated sick leave of Melvin D. Sawyer under Section 26 of the Firemen's and Policemen's Civil Service Act of the State of Texas, as of the 19 of July, 1948

6. PASSED AND APPROVED this 12th day of August, A. D. 1948.

Alfred Callaghan,
M A Y O R

ATTEST

J. Frank Gallagher
City Clerk

The Clerk then read the following message from the Mayor.

Filed in my office
this 6th day of August A.D. 1948
J. Frank Gallagher,
City Clerk.

AUGUST 5, 1948

BOARD OF COMMISSIONERS,
CITY OF SAN ANTONIO

Gentlemen:

I return unsigned herewith to the Board of Commissioners a certain Resolution, as follows:

"Be it Resolved by the Commissioners of the City of San Antonio, that, the Mayor and Commissioners acting as a Committee of the Whole meet with the County Commissioners and the County Judge and a Committee of not more than three from the Board(?) to discuss ways and means of operating Robert B. Green Hospital and that if after further study of the proposed budget it is found necessary that the City of San Antonio participate in the opening and operating of the Robert B. Green Hospital that ways and means be provided by the City to participate financially, even if it is necessary to declare an emergency as to the health of this City that we go to the bank and do so"

I disapprove thereof and veto such resolution, as empowered by the Charter of the City of San Antonio.

My disapproval thereof is based upon the facts that such resolution and the effect thereof is not for the best of the operation of the government of the City of San Antonio and its people, inasmuch as it will impose substantially a double taxation upon the property within the corporate limits of the City of San Antonio as compared to property out of the corporate limits of the City of San Antonio; that at the present time the report of the Auditor shows that Bexar County has money on hand to open and operate this hospital in an intelligent and economical manner; that there is no emergency at hand which would justify the City to borrow money to participate in the operation of the Robert B. Green Hospital; and, that the budget demands of the City of San Antonio for the operation of the City, extend to the limits of the financial capacity of the City of San Antonio.

Very truly yours,

Alfred Callaghan,
M A Y O R

THE FOLLOWING PETITIONS WERE GRANTED BY UNANIMOUS VOTE OF THE COUNCIL

Petition filed by W. K. Ewing & Company requesting approval of plat of lots 18, 19, 20 and 21 Block 8. N.C.B. 9150, Northgate Addition, San Antonio, Bexar County Texas, together with a vacating plate covering the same area but with the lots numbered 9, 10, 11, 12 and 13, City. County and School Tax receipts are attached. Petition filed July 29, 1948.

Petition filed by J. P. Weyman, August 6, 1948, requesting permit to build a Barbecue Stand and Pit in the Rear of Weymans Italian Restaurant located at 201 South Main Avenue, San Antonio, Bexar County, Texas.

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Petition filed by Robert S. Burns, August 8, 1948 requesting permission to install a barbecue pit at cafe located at 511 W. Cypress Street, which is in "J" Commercial Zone.

BIDS WERE OPENED And READ ALOUD AS FOLLOWS:

TO PURCHASE, lots 20,21,22 N C B 1372 by Sam Jacobs, A. R. Menger, and Frank H. Silock; referred to City Clerk for tabulation.

THE FOLLOWING BIDS WERE OPENED AND REFERRED TO THE PURCHASING AGENT FOR TABULATION

TO furnish paving material, Acme Gravel Company.

To print copies of City Charter; Blue & Blue, Doyle Printing Company.

To furnish Pressure Water System; San Antonio Machine & Supply Co. and Alamo Iron Works.

To furnish Tax Machines , Underwood Corporation.

To furnish Adding & cash receipting machines, Burroughs Adding Machine Co.

To furnish Dental Equipment; ^AJohn Dental Supply Co. Ferguson Dental Supply Co.

On motion of Commissioner Davis and seconded by Commissioner Hein and unanimous vote the Council then adjourned.

APPROVED.


MAYOR

ATTEST:

City Clerk.