

May 20, 1954

REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF SAN ANTONIO HELD IN THE
COUNCIL CHAMBER OF THE CITY HALL ON THURSDAY
MAY 20, 1954 AT 10:00 A.M.

PRESENT: SCHERLEN, STEVENS, RUSSELL, R. N. WHITE, EASLEY, LESTER, GONZALEZ

ABSENT: SHEARER, A. C. WHITE

Mayor Pro-tem Raymond R. Russell, Jr. presiding.

Invocation by Rev. T. V. Neal.

On motion of Mr. Lester seconded by Mr. Easley the reading of the minutes of the previous meeting was dispensed with.

Before the council proceeded with the regular order of business, Mr. Leslie Neal representing the Highway Committee of the Chamber of Commerce, spoke to the council on the subject of calling an election for a bond issue to purchase right of way for expressways. After several questions by council members he was thanked by the council but no action was taken since the committee from the council was not ready to report.

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, Shearer, A. C. White.

AN ORDINANCE 20,191

GRANTING THE PETITION OF CHURCH OF CHRIST FOR EXEMPTION FROM CITY TAXES ON LOTS 1 AND 2, BLOCK 16, N.C.B. 10236, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

(Full text in Ordinance Book AA page 20)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, Shearer, A. C. White.

AN ORDINANCE 20,192

GRANTING THE PETITION OF MOST REV. ROBERT E. LUCEY, ARCHBISHOP, FOR EXEMPTION FROM CITY TAXES ON LOTS 31 AND 32, BLOCK 2, N.C.B. 6365 IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

(Full text in Ordinance Book AA page 20)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, Shearer, A. C. White.

AN ORDINANCE 20,193

GRANTING THE PETITION OF MOST REV. ROBERT E. LUCEY, ARCHBISHOP, FOR EXEMPTION FROM CITY TAXES ON N. 1/2 OF 24, & N 1/2 OF E. 50 FEET OF 25, N.C.B. 8736, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

(Full text in Ordinance Book AA page 20)

*Repealed
6/10/54
Ord # 20275*

May 20, 1954

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, Shearer, A. C. White.

AN ORDINANCE 20,194

ACCEPTING A DEED FROM HELEN BIESENBACH, INDIVIDUALLY AND AS INDEPENDENT EXECUTRIX OF THE ESTATE OF EDWARD L. BIESENBACH, DECEASED, HULDA BIESENBACH VANDER STRATEN, A WIDOW, AND ELLA GITTINGER, JOINED BY HER HUSBAND, LOUIS J. GITTINGER, CONVEYING TO THE CITY OF SAN ANTONIO LOTS 46, 47, 48 AND 49, N.C.B. 1771; LOTS 17, 18, 19 and 20, N.C.B. 1772; LOTS 19 AND 20, N.C.B. 1774; AND LOT 17, N.C.B. 1775; AND APPROPRIATING THE SUM OF \$5344.00 OUT OF "RIVER AUTHORITY FLOOD CONTROL R.O.W TRUST FUND 7-39" PAYABLE TO ALAMO TITLE COMPANY TO BE USED IN PAYMENT FOR SAME

(Full text in Ordinance Book AA page 21)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, Shearer, A. C. White.

AN ORDINANCE 20,195

ACCEPTING A DEED FROM HELEN BIESENBACH, INDIVIDUALLY AND AS INDEPENDENT EXECUTRIX OF THE ESTATE OF EDWARD L. BIESENBACH, DECEASED, HULDA BIESENBACH VANDER STRATEN, A WIDOW, AND ELLA GITTINGER, JOINED BY HER HUSBAND, LOUIS J. GITTINGER, CONVEYING TO THE CITY OF SAN ANTONIO LOTS 15, 16 AND 17, BLOCK 5, N.C.B. 1771, AND APPROPRIATING THE SUM OF \$4553.00 OUT OF THE "RIVER AUTHORITY FLOOD CONTROL R.O.W. TRUST FUND 7-39" TO PAY FOR SAME

(Full text in Ordinance Book AA page 21)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, Shearer, A. C. White.

AN ORDINANCE 20,196

ACCEPTING A DEED FROM JOE GOMEZ AND WIFE, MARIA V. GOMEZ, CONVEYING TO THE CITY OF SAN ANTONIO LOTS 12, 13, 14, 15, 16, 17, AND 18, N.C.B. 6718, AND APPROPRIATING THE SUM OF \$4,000.00 OUT OF "RIVER AUTHORITY FLOOD CONTROL R.O.W. TRUST FUND 7-39."

(Full text in Ordinance Book AA page 21)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, Shearer, A. C. White.

AN ORDINANCE 20,197

ACCEPTING A DEED FROM JESSE S. LUNA CONVEYING TO THE CITY OF SAN ANTONIO LOTS 3 AND 4, BLOCK 5, N.C.B. 332, TOGETHER WITH ALL IMPROVEMENTS THEREON, AND APPROPRIATING THE SUM OF \$12,000.00 TO PAY FOR SAME

(Full text in Ordinance Book AA page 22)

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The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, none; Absent, Shearer, A. C. White.

AN ORDINANCE 20,198

ACCEPTING A DEED FROM WILLIAM DELLERMAN AND WIFE, NETTIE DELLERMAN, CONVEYING TO THE CITY OF SAN ANTONIO LOTS 9 AND 10, BLOCK 97, N.C.B. 8847, AND APPROPRIATING THE SUM OF \$1500.00 TO PAY FOR SAME

(Full text in Ordinance Book AA page 22)

Mr. Lester was obliged to leave at this time for the remainder of the meeting.

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

AN ORDINANCE 20,199

PROVIDING FOR THE PLACING AND DRAWING OF A DOUBLE YELLOW CENTER LINE STRIP ON CERTAIN DESIGNATED STREETS, AND PROHIBITING THE DRIVING OF ANY VEHICLE ACROSS SUCH STRIPE EXCEPT THROUGH AN OPENING PROVIDED THEREFOR, REPEALING ALL ORDINANCES IN CONFLICT, AND PROVIDING A MAXIMUM PENALTY OF \$200.00 FOR VIOLATION THEREOF

(Full text in Ordinance Book AA page 22)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

AN ORDINANCE 20,200

ACCEPTING AN EASEMENT CONTRACT FROM MILTON F. H. LING AND PAULINE LING CONVEYING TO THE CITY OF SAN ANTONIO AN EASEMENT FOR STORM SEWER PURPOSES OVER AND UPON A TRACT OF LAND IN THE NORTHEAST CORNER OF N.C.B. 2080 IN SAN ANTONIO, TEXAS, SAID EASEMENT BEING FULLY DESCRIBED BY METES AND BOUNDS IN AN INSTRUMENT EXECUTED BY SAID MILTON F. H. LING AND PAULINE LING, DATED MAY 7, 1954, TO WHICH INSTRUMENT REFERENCE IS HERE MADE, AND APPROPRIATING THE SUM OF ONE DOLLAR (\$1.00) OUT OF GENERAL FUND OR ACCOUNT NO. 09-02-01, TO PAY FOR SAME

(Full text in Ordinance Book AA page 23)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

AN ORDINANCE 20,201

CLOSING AND ABANDONING "B" STREET LYING AND BEING BETWEEN N.C.B. 10259 AND N.C.B. 10275, MORE FULLY DESCRIBED BY METES AND BOUNDS IN FIELD NOTES HERETO ATTACHED MARKED "EXHIBIT A" AND MADE A PART HEREOF

(Full text in Ordinance Book AA page 23)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

AN ORDINANCE 20,202

CLOSING AND ABANDONING "C" STREET LYING AND BEING BETWEEN N.C.B. 10275 AND N.C.B. 10276, MORE FULLY DESCRIBED BY METES AND BOUNDS IN FIELD NOTES ATTACHED HERETO MARKED "EXHIBIT B" AND MADE A PART HEREOF

(Full text in Ordinance Book AA page 24)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

AN ORDINANCE 20,203

CLOSING AND ABANDONING "ZED STREET" LYING AND BEING BETWEEN N.C.B. 10276 AND N.C.B. 10277 IN SAN ANTONIO, TEXAS, MORE FULLY DESCRIBED BY METES AND BOUNDS IN FIELD NOTES HERETO ATTACHED MARKED "EXHIBIT C" AND MADE A PART HEREOF

(Full text in Ordinance Book AA page 24)

The following resolution was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

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 AND RE-ZONING CERTAIN PROPERTY DESCRIBED HEREIN. (Hearing June 10, 1954 Case 366, 370, 371)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

AN ORDINANCE 20,204

ACCEPTING THE PROPOSAL OF J. L. SELLERS TO LEASE APPROXIMATELY 86 ACRES OF LAND IN THE OLMOS BASIN FOR GRAZING PURPOSES; AND MAKING AND MANIFESTING LEASE THEREFOR

(Full text in Ordinance Book AA page 24)

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester;

AN ORDINANCE 20,205

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. PROPERTY BEING CASE NO. 356, Jackson Street; CASE NO. 365, PLEASANTON RD.

(Full text in Ordinance Book AA page 25)

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The following resolution was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

A RESOLUTION

COMMENDING THE OFFICERS AND MEMBERS OF THE
FIRE, POLICE AND PUBLIC WORKS DEPARTMENTS
FOR THE EXCELLENT WORK DONE IN HANDLING THE
FIESTA SAN JACINTO CROWDS AND CELEBRATIONS

The following ordinance was passed and approved by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

AN ORDINANCE 20,206

GRANTING JUDGE C. C. WURZBACH PERMISSION TO BE
ABSENT FROM HIS DUTIES AS JUDGE OF THE CORPORATION
COURT FOR THE PERIOD FROM JUNE 1, 1954 TO JUNE 23,
1954, INCLUSIVE

(Full text in Ordinance Book AA page 26)

The following letter from the City Clerk was read:

Honorable Mayor and members of Council
City of San Antonio, Texas

Gentlemen:

The following petitions were received by this office and referred to Mr. Ralph H. Winton, City Manager, for his recommendation or action.

- 5-12-54 Petition of West End Baptist Church requesting various improvements to West End Park.
- 5-13-54 Petition of residents in 600 block of Brunswick Blvd. requesting the city to gravel Brunswick Blvd. between Donegan and West Bauer Streets.
- 5-14-54 Petition of Felix B. Aguirre, et al, requesting the closing of an alley, leading from Brazos Street to Trinity Street.
- 5-17-54 Petition of Mrs. Elizabeth A. Wellman requesting the city to close abandon and quitclaim the west end of a dead end alley called Woodyly Court.

Yours very truly,

J. Frank Gallagher
City Clerk

Zoning Case #334 to rezone property in Dellview Addition on Vance Jackson Road was next called for hearing.

Letters were presented from Mr. Park Street representing the proponents and Mr. Thomas R. York, representing the opponents asking that this hearing be continued until June 3. It was moved by R. N. White, seconded by Easley, to reset the case was adopted by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White.

Zoning Case #354 to rezone property in Sky Way Subdivision was next called. There being an insufficient number of council members present to pass this proposed change over the adverse recommendation of the Planning Commission it was moved by R. N. White and seconded by Easley to rest the hearing until June 3rd.

The motion carried by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Gonzalez; Nays, none; Absent, Shearer, A. C. White, Lester.

Zoning Case #368 to rezone Lots 27, 29, New City Block 1771 on Hildebrand Avenue was next called up. No one appeared for or against changing the zoning from "F" Local Retail to "J" Commercial, it was voted unanimously to approve the recommendation of the Planning Commission to rezone.

Zoning Case #367 to rezone property at southwest corner of San Pedro Avenue and Jackson-Keller Road was next called up. A protest purporting to contain the names of 20% of abutting property owners having been filed with the Clerk it would require seven votes to approve the recommendation of the Planning Commission and since only six members were present it was voted unanimously to recess the hearing until June 17th.

The following resolution was presented by Mr. Gonzalez;

A resolution

WHEREAS it is the matured and considered opinion of representative civic bodies that a state of emergency exists with regard to the continuation of the expressway program in the City of San Antonio, and

WHEREAS it has been requested that this council express its intention to call on appropriate and adequate Bond election to secure the rights of way necessary for the continuation of such expressway program. Therefore:

BE IT RESOLVED that the City Council of San Antonio herewith manifests its intention and desire to call such a Bond election as quickly as it is feasible to do so, according to law.

ATTEST:

City Clerk

A motion by Mr. Gonzalez to adopt the resolution failed passage by the following vote: Ayes, Russell, Gonzalez; Nays, Scherlen, Stevens, R. N. White, Easley; Absent, Shearer, A. C. White, Lester.

Mr. R. N. White then asked the City Manager for a report on the status of the Audit of the City's affairs for period ending July 31, 1953 which has been in progress for some months. The Manager called on the Finance Director to reply. He (Mr. Aldridge) said that he is not in position to tell why the final report has not been filed. He feels that the time taken on the work has been unduly long. The matter was discussed further and the City Manager was requested to have the contractor for the audit, Mr. Fred Pflughaupt to be present at the next council meeting to explain the matter.

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Mr. R. N. White then asked the Manager for a requested report on a clause in the bank contract which permits the bank under certain conditions to cease to make loans. The contract clause, #8, was read and interpretations of members of the council were expressed and it was decided that the bank could not or would not be able to tell in advance of an emergency under what conditions it would be invoked.

Mr. R. N. White then asked the Manager if, under the conditions of the proposed \$800,000. Sewage Disposal Plant Revenue Bond issue, there was a possibility that the city might be called upon to levy a sewage tax on properties in the city.

Mr. Winton replied that a possibility exists but hardly a probability since the abutting cities and Army installations provide the great bulk of the outside income and their becoming a part of the city is very remote.

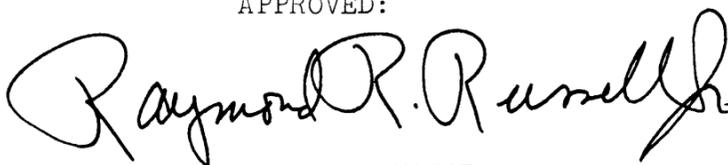
Mr. White then said he had more questions to ask but that he would defer them until another day.

Mr. Winton thanked the council members for their interest in administrative affairs and suggested that written questions be submitted in advance so the fuller answers could be immediately available.

Col. John Hatch of the San Antonio Safety Council invited council members to attend a meeting to hear an address by a member of the National Safety Council on June 4th.

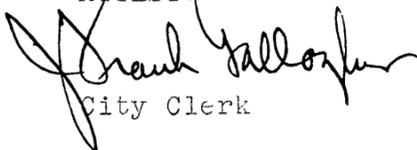
On motion of Mrs. Stevens, seconded by Mr. Scherlen, the meeting adjourned.

APPROVED:



MAYOR

ATTEST:


City Clerk

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ADDENDUM

At the pre-council meeting held in the City Managers office, the following matters were discussed.

The Clerk read a request from Mrs. James C. Nelson of the Pan American Round Table asking that an honorary appointment as Alcalde of La Villita be awarded to Dr. Alberto Lleras Camargo of Washington D. C., to be presented at 1:00 p.m. May 26th at La Villita.

The request was granted.

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A request from Public Works director for instructions regarding backfilling and paving excavations by City Public Service Board in de-annexed area was discussed and referred back to the City Manager.

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A letter from M. B. Brady asking that alternate days for sprinkling under the water conservation ordinance be reversed so that odd numbered houses would get the days formerly allotted to even numbers and vice versa was discussed and action was deferred pending a report from the City Water Board.

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A memorandum showing estimate of cost and construction for a south bound right turn and safety island at New Braunfels and Grayson was discussed and the City Manager was instructed to proceed with the plan.

The matter of granting a permit to Playland Park Corporation to hold a fireworks display on July 4th and September 6th was again discussed and it was decided to withhold action until May 27. Also to require liability insurance.

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