

REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF SAN ANTONIO HELD IN THE COUNCIL
CHAMBER OF THE CITY HALL ON THURSDAY, APRIL
29, 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. C. C. McKinney, Coker Methodist Church

On motion of Mr. Henry B. Gonzalez, seconded by Mr. Lester, the reading of the minutes of the previous meeting was dispensed with.

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After the reading of the minutes was dispensed with, Mr. Russell, Mayor Pro-tem, called upon Brig. Gen. and Mrs. Jas. H. Davies to come forward. He then presented General Davies with a scroll being a commission as Alcalde of La Villita. Mrs. Stevens then came forward and presented a La Villita plate to Mrs. Davies with very appropriate remarks.

After these acts Mr. Russell called on Miss Hendrika Von Egmond from Zeeland, Holland, who is on a five month tour of the United States for her Government as Tulip Queen to step forward. After being presented by the Mayor, Miss Egmond was also given a La Villita plate. She responded with gracious remarks.

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The City Clerk then informed the council that he had called on Mr. Shearer yesterday and had been told to thank the council for the interest shown in passing a resolution of good wishes at the time of his accident. He hopes to be with the council before very long.

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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 20,153

APPROPRIATING \$51.00 OUT OF GENERAL FUND- 1-01,
ACCOUNT NO. 56-02-02 - CLAIMS AND REFUNDS, IN
PAYMENT OF REFUND TO IRVING PRESSMAN ON UNUSED
BUILDING PERMITS NO. 8526 AND 8528

(Full text in Ordinance Book Z. page 633)

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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 20,154

CHANGING THE NAMES OF CERTAIN STREETS, WITHIN
THE CITY OF SAN ANTONIO, AND DESIGNATING CERTAIN
STREETS WITHIN THE LIMITS OF THE INTERNATIONAL
AIRPORT

(Full text in Ordinance Book Z. page 633)

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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.

April 29, 1954

AN ORDINANCE 20,155

ACCEPTING THE PROPOSED CONTRACT WITH INTERNATIONAL BUSINESS MACHINES CORPORATION FOR THE SERVICING OF TWELVE (12) CITY OWNED ELECTRIC TYPEWRITERS FOR THE PERIOD ENDING JANUARY 1, 1955, AT A TOTAL COST OF \$378.66

(Full text in Ordinance Book Z. page 634)

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 20,156

GRANTING CENTRAL FREIGHT LINES, INC. A PERMIT TO CONSTRUCT AND INSTALL AND CONNECT A SEWER LINE IN ARTESIA AVENUE TO AN EXISTING SEWER LINE CROSSING WILLOW SPRINGS GOLF COURSE, AT ITS OWN EXPENSE, AND GRANTING PERMISSION TO CHARGE FOR CONNECTIONS THERETO

(Full text in Ordinance Book Z. page 634)

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 20,157

MAKING AND MANIFESTING A LEASE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND ROBERT C. REYES FOR A CERTAIN TRACT OF LAND LOCATED ON THE MARBACH ROAD FOR THE PURPOSE OF OBTAINING GRAVEL AND OTHER SUBSURFACE MATERIAL.

(Full text in Ordinance Book Z. page 635)

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 20,158

ACCEPTING THE ATTACHED BID OF PRASSEL LUMBER COMPANY TO FURNISH THE CITY OF SAN ANTONIO, DEPARTMENT OF PUBLIC WORKS WITH CERTAIN ITEMS OF LUMBER FOR THE SUM OF \$1,223.90

(Full text in Ordinance Book Z. page 637)

The following resolution 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.

A RESOLUTION

GIVING NOTICE OF A HEARING ON MAY 20, 1954, OF 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: CASE 367, PROPERTY AT THE SOUTHWEST INTERSECTION OF JACKSON-KELLER ROAD AND SAN PEDRO AVENUE, FROM "A" RESIDENCE DISTRICT TO "F" LOCAL RETAIL DISTRICT; AND CASE 368, LOTS 27-29, NEW CITY BLOCK 1771, IN 1200 BLOCK OF HILDEBRAND AVENUE, FROM "F" LOCAL RETAIL DISTRICT TO "J" COMMERCIAL DISTRICT

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 20,159

APPROPRIATING \$340.00 OUT OF WATER IMPROVEMENT DISTRICT #3 SINKING FUND TO PAY SECRETARY'S SALARY AND DIRECTOR'S FEES FOR PERIOD 6/1/53 TO 6/1/54

(Full text in Ordinance Book Z. page 637)

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 20,160

APPROPRIATING THE SUM OF \$225.00 PAYABLE TO LUPE H. ZUNIGA IN PAYMENT OF DAMAGES SUSTAINED IN AN AUTOMOBILE OCCASIONED BY DEFECT IN THE 1800 BLOCK OF CASTROVILLE ROAD

(Full text in Ordinance Book Z. page 637)

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 20,161

MAKING A LEASE BETWEEN THE CITY OF SAN ANTONIO AND CLARENCE E. ALEXANDER AND BERNHARD SCHWARZ, A PARTNERSHIP, DBA AIRPORT SERVICE STATION, SAN ANTONIO INTERNATIONAL AIRPORT, SAN ANTONIO, TEXAS

(Full text in Ordinance Book Z. page 638)

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 20,162

AN ORDINANCE 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 REZONE: CASE NO. 362, PROPERTY BOUNDED BY ARANSAS AVENUE, NEBRASKA STREET, CITY LIMITS AND MK&T RAILROAD RIGHT OF WAY FROM TEMPORARY "B" RESIDENCE TO PERMANENT "B" RESIDENCE DISTRICT; CASE NO. 363, TRACT "A" IN NEW CITY BLOCK 11674, FROM "B" RESIDENCE DISTRICT TO "H" LOCAL RETAIL DISTRICT; 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 A SEPARATE OFFENSE AND UPON CONVICTION MAY BE FINED NOT MORE THAN \$100.00 AND EACH DAY SUCH VIOLATION EXISTS SHALL CONSTITUTE A SEPARATE OFFENSE.

(Full text in Ordinance Book Z. page 641)

April 29, 1954

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 then referred to Mr. Ralph H. Winton, City Manager, for his recommendation or action.

- 4-20-54 Petition of Pruitt Avenue Baptist Church requesting tax exemption of Lot 6, Block 2, NCB 3871.
- 4-20-54 Petition of Mrs. Pola Esparza, et al, requesting the installation of a street light at the corner of Cibolo and Amestoy Streets.
- 4-21-54 Petition of Trinity Baptist Church requesting tax exemption of Lot 10, New City Block 3094.
- 4-21-54 Petition of Emilio J. Marcos of Monterrey, Mexico requesting refund of \$5.00 impounding fee paid for release of his auto.
- 4-22-54 Petition of Most Rev. Robert E. Lucey, Archbishop of San Antonio, requesting tax exemption of Lots 12, 13, 14, and 15, New City Block 6803.
- 4-22-54 Petition of House of Neighborly Service, Presbytery of Austin, requesting tax exemption of property at 416 and 420 N. Calaveras.
- 4-26-54 Petition of Valentin V. Herrera, et al, requesting the City to install a street light at the intersection of Trinity and El Paso Street.

Yours very truly,

J. Frank Gallagher
City Clerk.

The Mayor then called up for hearing Zoning Case #350 to rezone property at the southwest corner of San Pedro Avenue and Oblate Drive in New City Block 10102 from "B" Residence to "F" Local Retail.

Mr. Herbert Schenker, Attorney for the petitioners, addressed the council at length showing reasons why the change should be made in fairness to the owners of the property which he deemed no longer fit for residential purposes.

Mr. Thomas Hardy, Attorney for Shearer Hills Improvement Association, then addressed the council and asked that the home owners in this area be protected from business encroachment on their homes. He cited deed restrictions against businesses being built on this property.

After lengthy discussion a vote was taken. Mr. Scherlen moved to approve the recommendation of the Planning Commission to change the zone. Mr. Gonzalez seconded the motion. A roll call showed Ayes, Scherlen, Gonzalez; Nays, Stevens, Russell, R. N. White, Easley, Lester; Absent, Shearer, A. C. White. The motion was defeated and the zoning was not changed.

Next Zoning matter to be heard was the proposed amendment to the Zoning Ordinance #18,156 of August 14, 1953 so as to add thereto the words "Physical therapists".

No one wishing to be heard the recommendation of the Zoning Commission was adopted, by a following vote: Ayes, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; Nays, Scherlen; Absent, Shearer, A. C. White.

Mr. Gunstream, Director of the Airport, asked the Council to approve the purchase of a wet-dry vacuum cleaner from the Tornado-Hunter Co. for the International Airport for \$246.60. The Council unanimously approved.

Mr. Gunstream then recommended to the Council that they consider wiring and writing the members of Congress from this area to push for passage the request of the Department of Commerce for \$33,000,000.00 for Federal Aid to Airports. The City Manager was instructed to send wires in the name of the council members asking their aid.

Mr. Gunstream then called the attention of the Council to a proposal before Congress which would prevent the use of Revenue Bonds for financing Airport construction or improvement.

He asked that the council use its influence to defeat the proposed legislation. The Council agreed to do so.

The City Council, after hearing a written request by the City Manager, voted to approve the appointments of M. C. Engel and I. J. May to membership on the Board of Examiners and appeals to replace Mr. H. S. Brown and Mr. Fred Zalmanzig respectively who have resigned.

They also voted to approve the appointment of D. L. Nichols to the Refrigeration and Heating Code Committee.

The votes on the above appointments were unanimous.

The following ordinance was read in full by the Clerk and was ordered published.

AN ORDINANCE

FIXING AND CHANGING THE BOUNDS, BOUNDARY LINES AND LIMITS OF THE CITY OF SAN ANTONIO IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE I, SECTION 3, PARAGRAPHS 1 AND 2 OF THE CHARTER OF THE CITY OF SAN ANTONIO AND SUB-DIVISION 2 OF ARTICLE 1175, VERNON'S CIVIL STATUTES OF THE STATE OF TEXAS

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

APPROVED:

Raymond E. Russell
MAYOR

ATTEST:

Paul Gallon
City Clerk

April 29, 1954

ADDENDUM

The members of the Council met informally in the City Manager's Office before the regular Council Meeting.

The Clerk read a letter from the Mayor of the City of Brady inviting the council members to attend a celebration on May 2nd in honor of the arrival of Trans-Texas Airways service at the Brady Airport. The members voted to ask the Mayor Pro-tem to attend and also to honor the Mayor of Brady by making him an Alcalde.

The Clerk called the attention of the Council to the fact that he had received letters from ten taxicab operators announcing that they intend to raise rates on May 1st. The council members questioned the Taxicab Inspector, The City Manager, and City Attorney as to the jurisdiction allowed the council under the existing laws and ordinances and it developed that there is no regulation providing for the City to set or approve rates. The matter was then filed.

The Mayor announced that together with the County Government it was arranged to re-inaugurate the practice of holding Youth-Government Day and inviting seniors of high schools to in a sense act in the capacities of the various officers and officials. The day having been set for today, April 29th the youths are present to observe the functioning of all city departments and offices; some thirty young men and women being present in the various capacities. The Mayor then addressed these young people and explained the operational functions of the Council and its members.

The Clerk then read a memorandum from the Manager of the Municipal Auditorium regarding an account due by James E. Devoe, deceased, amounting to \$386.99 which is uncollectible since there was no estate left. The council voted to accept the recommendation of the Parks and Recreation Director and the City Manager and instruct the Auditorium Management to mark the account closed.