

REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF SAN ANTONIO HELD IN THE COUNCIL
CHAMBER IN THE CITY HALL ON THURSDAY, APRIL
14, 1955 AT 9:00 A.M.

PRESENT: SCHERLEN, OLIVER, RUDELOFF, DILLASHAW, RUSSELL, WHITE, LACY, BARRETT

ABSENT: GONZALEZ (ARRIVED LATER)

Mayor R. N. White presiding.

Invocation by Rev. L. A. Richardson of Northwood Presbyterian Church.

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

The Chair called on Mr. Charles W. Carroll, Chairman of the Water Advisory Board, for any remarks he might want to make. Mr. Carroll talked on the subject of the Water Board's plan to issue \$20,000,000.00 in revenue bonds after an enabling act he passed by the State Legislature.

He said his board was unalterably opposed to the plan of the Water Board. They have competent legal advice to the effect that no such legislation is needed. He urged that this council take action while still in office to arrange for the refinancing of the Water Board or at least to employ attorneys to advise the council on steps which could be taken to clear up the straitened financial condition of the Water Board. He stated the Board had no authority to employ fiscal agents and Bond Attorneys. After questioned by Mr. Russell, Mr. Barrett, and Mr. Lacy, it developed that a legal firm had been contacted who would undertake the job of advising the city.

Mr. Gonzalez reached the council meeting at this time.

Mr. Scherlen made a statement that he had discussed with Howard & Dobbins the matter of their being employed as Attorneys and they agreed to advise the city the fee to be \$1500.00. The following ordinance was then introduced.

AN ORDINANCE 21,130

AN ORDINANCE EMPLOYING THE LAW FIRM OF DOBBINS
& HOWARD OF SAN ANTONIO, TEXAS TO RENDER AN
OPINION AND DECLARING AN EMERGENCY

(Full text in Ordinance Book BB page 74)

A roll call vote on the adoption of this ordinance resulted in the following:
AYES, Scherlen, Oliver, Rudeloff, Dillashaw, Russell, Lacy, and Barrett; NAYS, Gonzalez;
ABSTAINING, White.

and resolutions

The following ordinances were passed and approved by the following vote:
AYES, Scherlen, Oliver, Rudeloff, Dillashaw, White, Russell, Lacy, Barrett, Gonzalez; NAYS,
none;

AN ORDINANCE 21,131

ACCEPTING A DEED FROM FRANCES MORENO CONVEYING
TO THE CITY OF SAN ANTONIO PART OF THE NORTH 46.9
FEET OF LOT 3, NCB 322 AND APPROPRIATING THE SUM OF
\$100.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 75)

April 14, 1955

AN ORDINANCE 21,132

ACCEPTING A DEED FROM AUGUSTIN GARCIA AND WIFE, TERESA GARCIA CONVEYING TO THE CITY OF SAN ANTONIO PART OF THE SOUTH 38 FEET OF LOT 3, NCB 322 AND APPROPRIATING THE SUM OF \$200.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 75)

AN ORDINANCE 21,133

ACCEPTING A DEED FROM CLYDE SEATON AND WIFE, LOUISE SEATON, CONVEYING TO THE CITY OF SAN ANTONIO LOT 7, NCB 9729 AND APPROPRIATING THE SUM OF \$8500.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 76)

AN ORDINANCE 21,134

ACCEPTING A DEED FROM LUCILLE A. FECCI AND HUSBAND JOE A. FECCI CONVEYING TO THE CITY OF SAN ANTONIO LOT 10, BLOCK 4, NCB 315 AND APPROPRIATING THE SUM OF \$9625.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 76)

AN ORDINANCE 21,135

ACCEPTING A DEED FROM LORENE LUCCHESI AND HUSBAND, JOE LUCCHESI CONVEYING TO THE CITY OF SAN ANTONIO ALL OF LOT A-11, NEW CITY BLOCK 313 AND APPROPRIATING THE SUM OF \$8150.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 77)

AN ORDINANCE 21,136

ACCEPTING A DEED FROM R. E. MURRAY AND L. MURRAY CONVEYING TO THE CITY OF SAN ANTONIO THE WEST 26.6 FEET OF LOT Red 2, (A-2) NCB 312 AND APPROPRIATING THE SUM OF \$1250.00 TO PAY FOR SAME

(Full text in Ordinance Book BB page 77)

AN ORDINANCE 21,137

APPROPRIATING \$5,443.20 OUT OF THE 1954 SEWER REVENUE BOND FUND NO. 205, TO PAY IRVING S. SELIGMANN, CONSULTING ENGINEER, FOR WORK DONE IN CONNECTION WITH SEWAGE PLANT IMPROVEMENTS IN ACCORDANCE WITH CONTRACT

(Full text in Ordinance Book BB page 77)

AN ORDINANCE 21,138

GRANTING THE PETITION OF THE IGLESIA EVANGELICA CHURCH FOR EXEMPTION FROM CITY TAXES ON PROPERTY LOCATED IN NCB 2405 FOR THE YEAR 1950 THRU 1953

(Full text in Ordinance Book BB page 78)

AN ORDINANCE 21,139

GRANTING THE PETITION OF THE AMERICAN LEGION BONNIE BRAE POST #431 FOR EXEMPTION FROM CITY TAXES ON PROPERTY LOCATED IN NCB 10832

(Full text in Ordinance Book BB page 78)

AN ORDINANCE 21,140

GRANTING THE PETITION OF THE HIGHLAND CHURCH OF CHRIST FROM CITY TAXES ON PROPERTY LOCATED IN NCB 6662; ALSO GRANTING THE PETITION OF THE METHODIST MISSION BOARD FROM CITY TAXES ON PROPERTY LOCATED IN NCB 2326; ALSO GRANTING THE PETITIONS OF THE EVANGELICAL UNITED BRETHREN CHURCH FROM CITY TAXES LOCATED IN NCB 10094 AND NCB 7589

(Full text in Ordinance Book BB page 78)

April 14, 1955

AN ORDINANCE 21,141

REPEALING ORDINANCE NO. 21070 AND ACCEPTING THE LOW BIDS OF THE VENDORS AS LISTED BELOW TO FURNISH THE CITY OF SAN ANTONIO ADVERTISING COMMISSION WITH CERTAIN FOLDERS AND GUIDES FOR A TOTAL OF \$2,802.75

(Full text in Ordinance Book BB page 79)

AN ORDINANCE 21,142

APPROPRIATING THE SUM OF \$41.30 OUT OF 1955 EXPRESSWAY BOND FUND PAYABLE TO R. W. NELSON, COURT REPORTER FOR COPY OF TRANSCRIPT OF TESTIMONY IN THE HEARING BEFORE THE COMMISSIONERS IN THE SAM H. SCHAEFER CONDEMNATION

(Full text in Ordinance Book BB page 80)

AN ORDINANCE 21,143

AUTHORIZING THE CITY MANAGER TO EXECUTE TWO CONTRACTS WITH THE ARMORED MOTOR SERVICE, INC. FOR ARMORED MOTOR SERVICE FOR THE CITY

(Full text in Ordinance Book BB page 80)

AN ORDINANCE 21,144

ACCEPTING THE ATTACHED LOW BID OF GENERAL ELECTRIC COMPANY TO FURNISH THE CITY OF SAN ANTONIO POLICE DEPARTMENT WITH FIVE 2-WAY MOBILE UNITS FOR A TOTAL OF \$2,131.50

(Full text in Ordinance Book BB page 80)

AN ORDINANCE 21,145

ACCEPTING THE ATTACHED LOW BIDS OF COKESBURY BOOK STORE TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH CERTAIN BOOKS FOR A TOTAL OF \$2,342.20

(Full text in Ordinance Book BB page 81)

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 THE CLASSIFICATION DESCRIBED HEREIN CASE NO. 462, DRESDEN & BLANCO, GILBERT LANE AND BLANCO; CASE NO. 467, AUSTIN HIGHWAY AND CENTRAL PARK WEST; CASE NO. 468, BLANCO AND FREDERICKSBURG ROAD; CASE NO. 469, 200 BLOCK OF ARTESIAN STREET; CASE NO. 470, NEW CITY BLOCK 8672

AN ORDINANCE 21,146

AUTHORIZING THE CITY MANAGER OF SAN ANTONIO TO ENTER INTO A CONTRACT WITH HARRY CALVERT DOING BUSINESS AS STADIUM CONCESSIONS COMPANY WHEREBY THE CITY GRANTS CONCESSION PRIVILEGES IN THE BRACKENRIDGE GOLF COURSE CLUB HOUSE, WILLOW SPRINGS GOLF COURSE AND CLUB HOUSE, AND RIVERSIDE GOLF COURSE AND CLUB HOUSE

(Full text in Ordinance Book BB page 81)

AN ORDINANCE 21,147

APPROPRIATING \$3,950.00 FROM 1955 EXPRESSWAY AND STREET IMPROVEMENT BOND FUND FOR SERVICES RENDERED BY APPRAISERS ON ACQUIRING PROPERTY FOR EXPRESS RIGHT-OF-WAY

(Full text in Ordinance Book BB Page 84)

The following resolution was passed and approved by the following vote: AYES, Oliver, Rudeloff, Dillashaw, Russell, White, Lacy, Barrett, Gonzalez; NAYS, Scherlen.

A RESOLUTION

INVITING NEWLY ELECTED COUNCIL MEMBERS TO ATTEND COUNCIL MEETINGS APRIL 21ST AND APRIL 28TH, 1955

April 14, 1955

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 Dr. George W. Rice, City Manager, for his recommendation or action.

- 4-4-55 Petition of Charles L. Tignor requesting refund of \$52.00 paid for Building Permit.
- 4-4-55 Petition of P. P. Holley requesting requesting the City to close and quitclaim a portion of right of way of Wildwood Drive.
- 4-4-55 Petition of Los Angeles Heights Recreation Club requesting construction of a recreation building.
- 4-5-55 Petition of Crestholme Presbyterian Church requesting tax exemption of Lot 1, NCB 10947.
- 4-5-55 Petition of Joana D. Anthony Photakis requesting the City to close and convey the east 2.5 feet of S. Mittman St. from the north line of BAiley Avenue to the south line of alley north of Lot 24, NCB 6644.
- 4-6-55 Petition of Edwin E. Wyatt requesting the City to close and quitclaim a portion of right of way of Wildwood Drive adjacent to property in NCB 7339.
- 4-8-55 Petition of H. F. Eldridge requesting refund of \$56.00 paid for building permits.
- 4-8-55 Petition of O. E. Henley requesting the City to sell to him surplus property in New City Block 8906.
- 4-8-55 Petition of J. P. Steen, et al, requesting eleimination of a fire hazard caused by a half-burned rotting house located at 506 Atlanta Belonging to Charles Maibaum.

Yours very truly,

J. Frank Gallagher
City Clerk

The Clerk read a letter from National Fire Waste Council addressed to the San Antonio Chamber of Commerce in which notice was given that San Antonio had won an Honor Award Certificate in the Inter-Chamber National Fire Waste Contest.

Mr. Russell moved that the thanks of the City Council be given to the Chief of the Fire Department, the Chief of the Fire Prevention Bureau and all others responsible for the city being so honored. The motion was unanimously adopted.

Zoning Case #423 was then called up for hearing. The recommendation of the Planning Commission to rezone property at Military Highway, Zercher Road and North New Braunfels extension from "A" Temp. Res. to "H" Local Retail, was approved by unanimous vote of the council and an ordinance as follows was also unanimously adopted.

AN ORDINANCE 21,151

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. 423: LOT 1, BLOCK 1, NCB 11760, FROM "A" TEMP. RES. DISTRICT TO "H" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book BB page 86)

Zoning Case #455 to rezone property on Fredericksburg Road from "B" Res. to "F" Local Retail was next called. The recommendation of the Planning Commission to grant the change was unanimously approved. The following ordinance was then introduced and unanimously adopted.

AN ORDINANCE 21,148

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. 455, NCB 8409, LOCATED ON THE NORTHEAST SIDE OF FREDERICKSBURG ROAD, FROM "B" RES. DISTRICT TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book BB page 84)

Zoning Case #453 to rezone property on Nacogdoches Road and New Braunfels Avenue Lots 4 and 5 New City Block 11921 from "A" Temporary to "A" Permanent was next called for hearing. Mr. M. C. Robinson, the owner, protested against the recommendation of the Board and asked that the change be made to "F" Local Retail as petitioned for. Mr. Charles Biery, Attorney for adjoining property owners, protested and pointed out it would be spot zoning. Other residents of the area protested against the "F" proposal and asked that the recommendation of the Planning Commission be upheld.

By unanimous vote, the recommendation of the Planning Commission was approved.

The following ordinance was then passed and approved by a unanimous vote.

AN ORDINANCE 21,149

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. 453, LOTS 4 AND 5, NCB 11921, 1700 NACOGDOCHES ROAD FROM "A" TEMPORARY RESIDENCE TO PERMANENT "A" RESIDENCE

(Full text in Ordinance Book BB page 85)

Zoning Case #438 was next heard. The recommendation of the Planning Commission to rezone property on Austin Highway, Tract M, NCB 12172 from "A" Temporary to "F" Local Retail was approved by unanimous vote of the council and the following ordinance was then unanimously adopted.

AN ORDINANCE 21,150

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. 438, TRACT M, N.C.B. 12172, FROM "A" TEMP. RES. TO "F" LOCAL RETAIL DISTRICT

(Full text in Ordinance Book BB page 85)

For Zoning Case No. 423, Ordinance No. 21,151, see page 398. The following resolution was passed and approved by the following vote: AYES, Sherlen, Oliver, Rudeloff, Dillashaw, Russell, White, Lacy, Barrett, Gonzalez; NAYS, none.

A RESOLUTION

ACCEPTING THE GRANT OFFER OF THE UNITED STATES OF AMERICA FOR THE IMPROVEMENT OF THE SAN ANTONIO INTERNATIONAL AIRPORT, AND AUTHORIZING THE EXECUTION BY THE CITY MANAGER OF THE GRANT AGREEMENT, PROJECT 9-41-080-507

April 14, 1955

Zoning Case #456 was then called up to rezone Tract J, New City Block 12172 at Harlow Drive and Lanark from "A" to "F" Local Retail.

Mr. C. L. Hagy protested against the change and after he explained that due to physical incapacitation he had been unable to appear before the Planning Commission, Mr. Russell moved that the case be returned to the Planning Commission for further study.

The motion unanimously carried.

Zoning Case #461 was next called up. The recommendation of the Planning Commission to rezone Lots on Arbor Place and on Delgado Street from "C" Residence to "L" Mfg. and from "J" Commercial to "L" Mfg. was unanimously approved. The following ordinance was then unanimously adopted.

AN ORDINANCE 21,152

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. 461, LOTS 7, 8, 9, and LOTS 23 THROUGH 29, BLOCK 3, NEW CITY BLOCK 2161, FROM "C" RES. TO "L" MFG. DISTRICT; AND LOTS 19, 20, 21 AND 22, BLOCK 3, NEW CITY BLOCK 2161, FROM "J" COMMERCIAL DIST. TO "L" MFG. DISTRICT

(Full text in Ordinance Book BB page 86)

The petition of Mr. Martin Ebest regarding sale price of property he sold the city for right of way and asking for additional payment was read by the Clerk. After discussion, a motion by Mr. Scherlen to approve the recommendation of the City Attorney and deny the petition was unanimously adopted.

Mr. Ed Harper, representing the Angler's Club, accompanied by representatives of the Junior Chamber of Commerce, presented a plan for a recreation building at Cincinnati Avenue on Woodlawn Lake. The building to be placed on city park land at no expense to the City. The Council approved the plan and instructed the City Manager and all concerned to give every and possible way to help in the project.

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

APPROVED:

R. W. Nixon
MAYOR

ATTEST:

Frank Gallagher
City Clerk