

July 30, 1953

REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF SAN ANTONIO HELD IN  
COUNCIL CHAMBER OF THE CITY HALL  
ON THURSDAY JULY 30, 1953 AT 10:00 A.M.

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

ABSENT: A. C. WHITE

Mayor Pro-Tem Henry B. Gonzalez presiding.

Invocation by Rev. Douglas Marchus - Seventh Day Adventist Church.

Mr. Ralph H. Winton, the City Manager, then introduced the subject of the pleas and hearing on Tuesday July 28th with regard to the creation of a Department of Public Assistance; the creation of the of of Director of Public Assistance; and to define categories eligible for public assistance to set up an advisory Board of Public Assistance. He further cited the the City is now paying about 12 cents out of every dollar collected for public welfare purposes and for every \$60,000.00 appropriated the tax rate must go up one cent.

Mr. R. N. White moved that the Council believes that it would be ill advised at the present time to pass a welfare ordinance. He stated it would norbe possible to set up a good functioning organization on standards necessary for social case work. Mr. Russell seconded the motion and it was unanimously adopted.

Mr. Gonzalez also made a statement on the subject and echoed the lack of funds.

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

APPRO. 2069

AN ORDINANCE 19396

APPROPRIATING \$137,846 OUT OF VARIOUS SINKING FUNDS PAYABLE TO THE NATIONAL BANK OF COMMERCE TO PAY BOND AND INTEREST COUPONS MATURING DURING THE FISCAL YEAR 1952-53.

( Full text in Ordinance Book Z Page 120 )

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

AN ORDINANCE 19,397

TRANSFERRING THE SUM OF \$2,793.75 FROM THE JOINT STREET IMPROVEMENT FUND (SECTION "A" 6-025) TO THE JOINT STREET IMPROVEMENT FUND (SECTION "B" 6-026) OUT OF THE CITY'S SHARE OF \$16,250.00 DEPOSITED IN SAID SECTION "A" 6-025 FUND.

( Full text in Ordinance Book Z Page 120 )

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

APPRO. 2070

AN ORDINANCE 19,398

APPROPRIATING \$700.36 OUT OF WATER IMPROVMENT DISTRICT NO. 5, SINKING FUND, PAYABLE TO BEXAR COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 5 FOR VARIOUS EXPENSES DURING THE PERIOD JUNE 1ST, 1952 TO MAY 31ST, 1953.

( Full text in Ordinance Book Z Page 121 )

July 30, 1953

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

APPRO. 2071

AN ORDINANCE 19,399

APPROPRIATING \$641.64 OUT OF THE STATE OR STATE-AID HIGHWAYS & STREET & BRIDGE BONDS A-49 FUND TO PAY JOHN E. ZELLER 3% COMMISSION ON RIGHT-OF-WAY PURCHASES FOR URBAN EXPRESSWAY FOR THE PERIOD MAY 19th TO JULY 22ND, 1953.

( Full text in Ordinance Book Z Page 121 )

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

AN ORDINANCE 19,400

AUTHORIZING THE CITY MANAGER TO EXECUTE CONTRACTS WITH THE UNITED STATES OF AMERICA, DEPARTMENT OF COMMERCE, FOR UTILITIES, SERVICES, OFFICE AND STORAGE SPACE AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

( Full text in Ordinance Book Z Page 121 )

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

APPRO. 2072

AN ORDINANCE 19,401

TRANSFERRING \$450.00 OUT OF THE IMPOUNDED CAR FUND TO THE GENERAL FUND.

( Full text in Ordinance Book Z Page 122 )

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

APPRO. 2073

AN ORDINANCE 19,402

TRANSFERRING \$8,498.58 OUT OF VARIOUS FUNDS TO THE GENERAL FUND.

( Full text in Ordinance Book Z Page 122 )

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

AN ORDINANCE 19,403

AUTHORIZING THE PAYMENT OF \$350.00 AS ALREADY APPROPRIATED IN THE BUDGET, TO PAY C. W. TRUEHEART FOR LEGAL SERVICES.

( Full text in Ordinance Book Z Page 122 )

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

AN ORDINANCE 19,404

TRANSFERRING \$200.00 FROM THE 1952 GENERAL-FUND- ADVERTIZING ACCOUNT TO CENTRAL STORES FUND ACCOUNT NO. 5 FOR LA VILLITA.

( Full text in Ordinance Book Z Page 122 )

July 30, 1953

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

## AN ORDINANCE 19,405

GRANTING THE PETITION OF BAPTIST TEMPLE (CHURCH) FOR EXEMPTION FROM CITY TAXES ON LOTS 11 THROUGH 18, BLOCK 31, N.C.B. 9640, IN THE CITY OF SAN ANTONIO, BEJAR COUNTY, TEXAS.

( Full text in Ordinance Book Z Page 123 )

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

## A RESOLUTION

REPEALING A RESOLUTION ENTITLED "A RESOLUTION ACCEPTING AND AUTHORIZING THE USE OF CERTAIN SCHOOL CROSSING MARKERS DONATED BY 20-30 CLUB OF SUBURBAN SAN ANTONIO AND RICHTER'S BAKERY", PASSED AND APPROVED ON THE 16TH DAY OF JULY, 1953.

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

## A RESOLUTION

AUTHORIZING THE DIRECTOR OF PLANNING TO SELL THE SAN ANTONIO SUBDIVISION REGULATION BOOKLETS.

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

## AN ORDINANCE 19,406

APPROPRIATING \$995.00 OUT OF THE 1952 GENERAL FUND ACCOUNT NO. 63-05-03 STEPHENSON ROAD, TO COMMERCIAL ABSTRACT & TITLE CO., IN PAYMENT FOR LAND TO BE CONVEYED BY JAMES. F. MOSELEY & WIFE, DOROTHY G. MOSELEY, TO THE CITY OF SAN ANTONIO, FOR STEPHENSON ROAD WIDENING.

( Full text in Ordinance Book Z Page 123 )

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

APPRO. 2074

## AN ORDINANCE 19,407

APPROPRIATING \$25.00 OUT OF THE CITY OF SAN ANTONIO "STREET ECAVATION TRUST FUND" FOR REFUND TO JOE M. SEPULVEDA.

( Full text in Ordinance Book Z Page 123 )

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

## AN ORDINANCE 19,408

APPROPRIATING \$1250.00 OUT OF THE 1952 GENERAL FUND ACCOUNTY NO. 63-05-03 STEPHENSON ROAD, TO STEWART TITLE GUARANTY COMPANY, IN PAYMENT FOR LAND TO BE CONVEYED BY ORVILLE KEY AND WIFE, EDITH H. KEY, TO THE CITY OF SAN ANTONIO, FOR STEPHENSON ROAD WIDENING.

( Full text in Ordinance Book Z Page. 124 )

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

AN ORDINANCE 19,409

APPROVING AN EXCHANGE OF PROPERTIES ACCEPTING DEED FROM GUADALUPE LUMBER COMPANY TO A TRACT OF LAND OUT OF NEW CITY BLOCK 9026, AND AUTHORIZING THE CITY MANAGER TO EXECUTE PROPER DEED OF CONVEYANCE TO ONE TRACT OF LAND OUT OF NEW CITY BLOCK 9026 AND ONE TRACT OF LAND OUT OF NEW CITY BLOCK 9027. ALSO APPROPRIATING THE SUM OF \$100.00 TO PAY GUADALUPE LUMBER COMPANY FOR THE DIFFERENCE IN EXCHANGE OF PROPERTIES.

( Full text in Ordinance Book Z Page 124 )

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

AN ORDINANCE 19,410

APPROPRIATING \$205.00 OUT OF THE 1952 GENERAL FUND ACCOUNT NO. 63-05-03 (CODE 5), STEPHENSON ROAD RIGHT-OF-WAY, TO COMMERCIAL ABSTRACT & TITLE COMPANY IN PAYMENT FOR LAND TO BE CONVEYED BY FRED. C. ANDERSON, ET AL, TO THE CITY OF SAN ANTONIO FOR RIGHT-OF-WAY PURPOSES, STEPHENSON ROAD PROJECT.

( Full text in Ordinance Book Z Page 125 )

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

AN ORDINANCE 19,411

APPROPRIATING \$5,250.00 OUT OF THE 1952 GENERAL FUND - ACCOUNT NO. 63-05-03 (CODE 5) STEPHENSON ROAD RIGHT-OF-WAY, TO COMMERCIAL ABSTRACT & TITLE Co. IN PAYMENT FOR LAND TO BE CONVEYED BY JOSE V. DIAS AND WIFE, LUCILE, DIAS, TO THE CITY OF SAN ANTONIO FOR RIGHT-OF-WAY PURPOSES, STEPHENSON ROAD PROJECT.

( Full text in Ordinance Book Z Page 125 )

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

AN ORDINANCE 19412

APPROPRIATING \$280.20 OUT OF THE 1952 GENERAL FUND ACCOUNT NO. 63-05-03 STEPHENSON ROAD, TO PAY LOUIS W. LIPSCOMB FEES IN CONNECTION WITH ACQUISITION OF PROPERTY REQUIRED FOR RIGHT-OF-WAY FOR STEPHENSON ROAD WIDENING.

( Full text in Ordinance Book Z Page 125 )

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

AN ORDINANCE 19,413

AUTHORIZING THE DIRECTOR OF FINANCE TO TRANSFER \$90,200, 1952-53 GENERAL FUND ALLOTMENTS FROM VARIOUS ACCOUNTS AS LISTED, TO THE ACCOUNT OF GENERAL ACCOUNTS, CONTROLLER (62-00-00) AND TO THE ACCOUNT OF GENERAL ACCOUNTS, CITY CLERK (50-00-00) TO PROVIDE NECESSARY ALLOTMENTS TO MEET EXPENDITURES FOR THE FISCAL YEAR 1952-53.

( Full text in Ordinance Book Z Page 126 )

July 30, 1953

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

## AN ORDINANCE 19,414

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON THE PETITION OF W. R. HARRIS AT 1007 WILTSHIRE BOULEVARD.

( Full text in Ordinance Book Z Page 127 )

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

## AN ORDINANCE 19,415

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON THE PETITION OF J. K. STARK AT 712 RITTIMAN ROAD.

( Full text in Ordinance Book Z Page. 128 )

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

## AN ORDINANCE 19,416

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON THE PETITION OF J. K. STARK AT 752 RITTIMAN ROAD.

( Full text in Ordinance Book Z Page 128 )

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

## A RESOLUTION

AUTHORIZING THE FINANCE DIRECTOR TO KEEP THE OFFICE OF ASSESSOR & COLLECTOR CLOSED ON SATURDAY, AUGUST 1ST, 1953, FOR THE PURPOSE OF EXPEDITING ACCOUNTING FOR CLOSE OF FISCAL YEAR'S BUSINESS.

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

## AN ORDINANCE 19,417

AMENDING ORDINANCE NO. 19392 PASSED AND APPROVED ON JULY 24, 1953 AUTHORIZING AN AUDIT CONTRACT WITH FRED E. PFLUGHAUPT, TO PROVIDE THAT PAYMENT FOR SAME SHALL BE MADE OUT OF THE 1953-54 GENERAL FUND INSTEAD OF THE 1952-53 GENERAL FUND.

( Full text in Ordinance Book Z Page 128 )

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

## AN ORDINANCE 19,418

AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH THE AMERICAN LOCKER COMPANY, INC., TO INSTALL LOCKERS AT THE SAN ANTONIO INTERNATIONAL AIRPORT.

( Full text in Ordinance Book Z Page 128 )

July 30, 1953

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

AN ORDINANCE 19,419

ACCEPTING THE ATTACHED BID OF ALAMO IRON WORKS TO FURNISH THE CITY OF SAN ANTONIO INTERNATIONAL AIRPORT WITH CERTAIN FIRE EXTINGUISHERS FOR A TOTAL PRICE OF \$2,007.75.

( Full text in Ordinance Book Z Page 129 )

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

AN ORDINANCE 19,420

MAKING ALEASE BETWEEN THE CITY OF SAN ANTONIO AND LLOYD MARION BROWN, AN INDIVIDUAL DOING BUSINESS AS BROWN FLYING SERVICE.

( Full text in Ordinance Book Z Page 129 )

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

AN ORDINANCE 19,421

MAKING A LEASE BETWEEN THE CITY OF SAN ANTONIO AND W. B. OSBORN, AN INDIVIDUAL OF THE COUNTY OF BEXAR AND STATE OF TEXAS.(S.A. International Airport)

( Full text in Ordinance Book Z Page 133 )

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

AN ORDINANCE 19,422

CREATING A TRAFFIC ADVISORY COMMISSION TO AID AND ASSIT CITY OFFICIALS IN COPING WITH TRAFFIC PROBLEMS.

( Full text in Ordinance Book Z Page 136 )

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

AN ORDINANCE 19,423

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$250,000.00 TO PAY CURRENT EXPENSES OF SAID CITY DURING THE PERIOD BEGINNING JULY 30, 1953 AND ENDING JULY 31, 1953.

( Full text in Ordinance Book Z Page 137 )

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

AN ORDINANCE 19424

ACCEPTING THE DEED FROM EARL GOODRICH AND MARY E. GOODRICH CONVEYING TO THE CITY OF SAN ANTONIO A PART OF LOT 30, N.C.B. 2082, FULLY DESCRIBED IN SAID DEED AND APPROPRIATING THE SUM OF ONE HUNDRED AND FIFTY DOLLARS (\$150.00) TO PAY FOR SAME.

( Full text in Ordinance Book Z Page 138 )

July 30, 1953

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

## AN ORDINANCE 19,425

ACCEPTING AN EASEMENT IN COUNTY BLOCK 5635 FROM DR. JOHN GAULT, ET UX, FOR THE PURPOSE OF A PUBLIC SANITARY SEWER LINE AND APPROPRIATING \$1.00 IN PAYMENT THEREFOR.

( FULL text in Ordinance Book Z Page 139 )

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

## AN ORDINANCE 19,426

ACCEPTING THE BIDS FOR CITY-OWNED HOUSES LOCATED ON SOUTH STEPHENSON ROAD; AND AUTHORIZING THE CITY MANAGER TO EXECUTE BILLS OF SALE FOR SAME.

( Full text in Ordinance Book Z Page 139 )

Case 108 - An appeal from refusal of Building Inspector to issue building permit. No one appearing to make the appeal to Council the matter was considered as closed.

Hearing was called on Zoning Case No. 215-A to rezone a 2½ acre tract - known as Lot "A" , N.C.B. 10101, from "B" Residential to "E" Apartment.

Mr. L. H. Bickett, attorney for some 200 residents and home owners, appeared to protest change. Councilman Shearer asked to be excused from the meeting since although he has no direct interest in this particular property he might be considered a party at interest. He was therefore excused. Mr. Bickett then proceeded to inform the Council that his clients would be greatly damaged by changing this zoning as requested and in addition the property is protected by a deed restriction running with the property. He introduced Mr. Tom Hardy who owns property immediately adjoining property involved and he said its residential value would be destroyed and there is no necessity or need for any commercial property in this area.

A petition from residents was then read in vigorous protest.

Mrs. Daryl Hawkins also appeared and protested.

Mr. Norman Lowery, the petitioner, then appeared and gave the Council a statement as to what his plans are if the zoning change is made. He also quoted from letters from appraisers and investors as to the comparative use of this property as residential or hotel. He elaborated on the improvement for city betterment and a tax standpoint and he also showed pictures, graphs and maps. He denied that there were any restriction running against this property. He said the property could not be sold as residential property. Mr. Lowery made insinuation that political influence was being used to block the rezoning of his property but after being closely questioned and seriously challenged by Mr. Russell he apologized. He also questioned the ruling of the City Attorney relative to deed restrictions and was called to order by the City Manager.

After discussion the roll was called on motion made by Mr. Scherlen, seconded by Mr. Russell, that the Council override the approval of the Planning Commission and deny the petition to rezone. The motion was carried by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, Gonzalez; H. J. Shearer abstained from voting; Absent, A. C. White.

July 30, 1953

Hearing was then called on Case #269 to rezone property in Shearer Hills, North Shearer Hills, and East Shearer Hills to "A" Residential.

The chair asked for interested parties to talk but no one appeared. Mr. R. N. White moved that the recommendation of the Planning Commission be approved. The motion carried by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester and Gonzalez; Absent, A. C. White and Shearer.

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Zoning Case #292 to rezone property in Unit 6, Shearer Hills was next called. No one appearing, Mr. Lester moved, seconded by Mr. Russell, that the recommendation of the Planning Commission be approved. The motion carried by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Easley, Lester, and Gonzalez; Absent, Shearer and A. C. White.

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Hearing was called on Case #297 to rezone Lots 25, 26, Block 10, N.C.B. 7941. No one appearing, Mr. R. N. White moved to approved the recommendation of the Planning Commission. The motion carried by the following vote: Scherlen, Stevens, Russell, R. N. White, Easley, Lester, and Gonzalez; Absent, Shearer, and A. C. White.

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Case #219 to rezone property on Probandt Street was next called. No one appeared to be heard. Mr. Lester, Seconded by Mr. Scherlen, moved to approve the recommendation of the Planning Commission to rezone the property to "F" Local Retail instead of "L" Manufacturing as the petition called for. The motion was carried by following vote: Scherlen, Stevens, Russell, R. N. White, Easley, Lester, and Gonzalez; Absent, Shearer, and A. C. White.

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Next Case "299 was called to be heard. Mr. Chas. W. Duke, attorney for the petitioners, appeared and explained the proposed use of the property and stated that the area had been changed all round from residential to commercial and was no longer fitted for anything but business. He was followed by Mr. Lucchese who bore out his statements. He also stated that the change would help traffic conditions since some of the rezoned area would be used for offstreet parking.

Mr. Sam Biery, attorney for small home owners in the area, protested against the change as unnecessary and capricious. He also stated that many of the interested parties had not been properly notified and the matter was not advertised to his satisfaction.

The City Attorney cited the law for such advertising and stated that it had been followed. after questioning by Councilmen after which Mr. Scherlen, Seconded by Mrs. Stevens, moved to override the recommendation of the Planning Commission and deny the petition. The motion to override carried by the following vote: Ayes, Scherlen, Stevens, Russell, Easley, and Gonzalez; Nays, White; Not voting, Lester; Absent, A. C. White and Shearer.

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Zoning Case #300 to rezone lots on Dean Street in N.C.B. 7353 was next called. Mr. Bill Fowlks, attorney for neighborhood owners, protest that the change would be spot zoning and in addition would create a nuisance to them and would deteriorate their property.

He was answered by Mr. Terrell, the petitioner, who explained the proposed use of the property after the change is made.

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Mr. Scherlen moved that the recommendation of the Planning Commission be overridden and the change be disapproved. Seconded by Mr. R. N. White, the motion carried by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Lester and Gonzalez; Absent, Shearer, A. C. White, and Easley.

The next case called was that of #301 to rezone Lot 47, N.C.B. 3699 from "C" to "J" as recommended by the Planning Commission instead of "F" as the petition read. Moved by Mr. R. N. White, and seconded by Mr. Scherlen and passed by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Lester, and Gonzalez; Absent, Shearer, A. C. White, and Easley.

Mrs. Stevens then moved that the meeting recess until Friday, July 31st at 10:00 A.M. carried. Seconded by Mr. Scherlen, the motion carried by the following vote: Ayes, Scherlen, Stevens, Russell, R. N. White, Lester and Gonzalez; Absent, Shearer, A. C. White, and Easley.

Before the above motion was made 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 attention or recommendation.

- 7-21-53 Petition of Harriet Tubman Society for the Needy Aged requesting tax exemption of property at 1824 Nebraska St.
- 7-22-53 Petition of Mr. H. S. Martinez and others for extension of water lines to 800 block of N. Spring Street and vicinity.
- 7-27-53 Petition of Mr. Thomas Rodriguez for refund of \$7.00 building permit fee.
- 7-27-53 Petition of Mr. Gustavo Garza and others requesting installation of sanitary sewers in the 2000, 2100 and 2200 blocks of S. W. 19th Street.

City Clerk.

Yours very truly,

/s/ J. Frank Gallagher  
City Clerk

RECESSED MEETING OF THE CITY COUNCIL  
HELD IN THE COUNCIL CHAMBER OF THE  
CITY HALL ON FRIDAY, JULY 31, 1953.

PRESENT: Stevens, Shearer, Russell, R. N. White, Lester, Gonzalez.

ABSENT: Scherlen, A. C. White, Easley.

Mayor Pro-Tem Henry B. Gonzalez presiding.

The Clerk read the following ordinance:

AN ORDINANCE 19,427

AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT ON BEHALF OF THE CITY WITH THE H. E. BUTT FOUNDATION, A TEXAS CORPORATION, PROVIDING FOR THE FURNISHING OF FUNDS TO THE CITY BY SAID FOUNDATION ON AN INTEREST-FREE LOAN FOR FINANCING THE CONSTRUCTION OF A SWIMMING POOL AND WADING POOL IN SAN PEDRO PRAK IN ACCORDANCE WITH THE PROVISIONS THEREIN CONTAINED.

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Mr. Pat Legan, Attorney for H. E. Butt Foundation explained to the Council fully what the contract which the proposed ordinance would involve and what the conditions would be. He was thanked by the Mayor Pro-Tem. Mrs. Stevens moved that the Council accept the offer of the Butt Corporation and that the ordinance be passed and approved. Seconded by Mr. Russell, the ordinance was adopted by the following vote: Ayes, Stevens, Shearer, Russell, R. N. White, Lester and Gonzalez; Absent, Scherlen, A. C. White, Easley.

Mr. Russell moved that the City Clerk draw up an appropriate resolution of thanks to Mr. Butt. Seconded by Mrs. Stevens, the motion carried unanimously.

The Chair announced that the hearing set for this time on the proposed budget and budget ordinance was opened. He called upon any individuals, groups or sets of groups who wished to be heard to come forward after a brief explanatory statement by the City Manager.

Mrs. Eric Harker, Chairman of the Parks Department of the San Antonio Conservation Society, then addressed the Council on the vital need for attention of trees in the parks and she advocated a Forestry Department and hoped the Council would see fit to allot more money to Parks. She was thanked by the Council. Mrs. Stevens offered to voluntarily, personally devote help to the immediate care of the trees and she was joined by Mr. Russell who also offered to furnish some necessary labor. Mr. Winton assured Mrs. Harker that he has already discussed her problems with Mr. Schmidt, the Parks Director, and everthing possible will be done.

Col. John Hatch, Executive Vice-President and General Manager of the Safety Council, then made a plea for additional policemen and especially motorcycle officers.

Mr. Kristjen Bredvad also asked for additional policemen as dis Rev. Tom Brown, Pastor of Harlandale Church and for Harlandale Lions Club.

Councilman R. N. White expressed the thanks of the Council to all who are hoping for a better Police and Fire Department and assured them that we are progressing and will build up as rapidly as possible.

Mrs. Elizabeth Reed then appeared as a recreation worker and asked for more money for recreation.

Mrs. Stevens then moved to accept the figures of the proposed Budget as final and that the Budget Ordinance be passed and approved. The vote was as follows: Ayes; Stevens, Shearer, Russell, R. N. White, Lester, Gonzalez; Absent, Scherlen, A. C. White, Easley.

Mr. Russell then moved that the meeting adjourn. Seconded by Mrs. Stevens, the motion carried unanimously.

ATTEST;

MAYOR

City Clerk.

July 31, 1953

APPRO. 2016

AN ORDINANCE 19428

ADOPTING THE ANNUAL BUDGET OF THE CITY FOR THE FISCAL YEAR 1953-54 ESTIMATING THE REVENUES FOR SAID FISCAL YEAR, AND APPROPRIATING AND SETTING ASIDE THE NECESSARY FUNDS OUT OF THE GENERAL AND OTHER REVENUES OF THE CITY OF SAN ANTONIO FOR SAID FISCAL YEAR FOR THE MAINTENANCE AND OPERATION OF VARIOUS DEPARTMENTS AND FOR THE VARIOUS ACTIVITIES AND IMPROVEMENTS OF THE CITY.

( Full text in Ordinance Book Z Page 141

Mr. Russell moved that the meeting adjourn, seconded by Mrs. Stevens, the motion carried unanimously.

APPROVED:

Henry B. Gonzalez  
MAYOR

ATTEST:

*[Signature]*  
City Clerk.