

October 22, 1953

REGULAR MEETING OF THE CITY COUNCIL OF
THE CITY OF SAN ANTONIO HELD IN THE COUNCIL
CHAMBER OF THE CITY HALL ON THURSDAY, OCTOBER
22, 1953 AT 10:00 A.M.

PRESENT: SCHERLEN, STEVENS, SHEARER, A. C. WHITE, RUSSELL, R. N. WHITE, EASLEY, LESTER,
GONZALEZ; CITY ATTORNEY JACK DAVIS AND CITY CLERK J. FRANK GALLAGHER

Mayor A. C. White presiding.

Invocation by Rev. Butler - Church of God

On motion of Mr. Russell seconded by Mr. Shearer the reading of the minutes
of the previous meeting was dispensed with.

Mr. Zisman of Society of Engineers was recognized first and he informed the
council of a visit that is to be made by a group of German Educators and citizens from
November 4th to November 19th and asked that the council receive them and get to know
them.

Mr. Gonzalez moved that Mr. Scherlen, as minister plenepotentiary of the
council, be delegated to act as host in the name of the council. The motion was
unanimously adopted by the council. The Mayor announced that the City will be glad
to receive them.

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

AN ORDINANCE 19,690

APPROPRIATING THE SUM OF \$36.08 OUT OF 1953-54
GENERAL FUND, ACCOUNT NO. 56-02-02, CLAIMS AND
REFUNDS, IN REFUND TO VARIOUS NAMED PERSONS OF
AMOUNTS DUE ON ACCOUNT OF PAYMENTS TO CITY OF SAN
ANTONIO IN ERROR

(Full text in Ordinance Book Z. page 304)

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

AN ORDINANCE 19,691

APPROPRIATING \$191.41 OUT OF THE 1953 GENERAL
FUND ACCOUNT NO. 59-01-02 STEPHENSON ROAD, TO PAY
LOUIS W. LIPSCOMB FEES DUE IN CONNECTION WITH ACQUISITION
OF PROPERTY REQUIRED FOR RIGHT OF WAY FOR STEPHENSON ROAD
WIDENING

(Full text in Ordinance Book Z. page 304)

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

AN ORDINANCE 19,692

APPROPRIATING \$80.50 OUT OF THE STREET & BRIDGE
C-45 FUND, TO PAY LOUIS W. LIPSCOMB FEES DUE IN
CONNECTION WITH ACQUISITION OF PROPERTY REQUIRED
FOR RIGHTS OF WAY FOR SOUTH SIDE ARTERY (URBAN
EXPRESSWAY)

(Full text in Ordinance Book Z. page 305)

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

AN ORDINANCE 19,693

AN ORDINANCE TO USE THE CITY SANITARY SEWERS BY A CONNECTION OUTSIDE OF THE CITY LIMITS ON THE PETITION OF DOROTHY LOUISE NIMS AT 1035 CANTERBURY HILL

(Full text in Ordinance Book Z. page 305)

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

AN ORDINANCE 19,694

ACCEPTING THE SUM OF \$29.37 AS THE PREMIUM DISCOUNT DUE THE CITY OF SAN ANTONIO UNDER BODILY INJURY LIABILITY AND PROPERTY DAMAGE COVERAGE POLICY NO. GDD 883461 (WITTE MUSEUM) ISSUED BY GLOBE INDEMNITY COMPANY

(Full text in Ordinance Book Z. page 306)

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

AN ORDINANCE 19,695

AUTHORIZING THE PAYMENT OF \$2,503.31 TO THE FIDELITY AND DEPOSIT COMPANY OF MARYLAND TO COVER A ONE-YEAR EXTENSION OF EMPLOYEES BLANKET POSITION BOND AND REPEALING ORDINANCE NO. 19612 AUTHORIZING A THREE YEAR EXTENSION OF SAME, PASSED AND APPROVED SEPTEMBER 24TH, 1953

(Full text in Ordinance Book Z. page 306)

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

AN ORDINANCE 19,696

ACCEPTING THE ATTACHED BID OF THE H. R. HUNTING COMPANY, INC. TO FURNISH THE CITY OF SAN ANTONIO PUBLIC LIBRARY WITH CERTAIN BOOKS AS PER LIST ATTACHED FOR TOTAL OF \$6298.98

(Full text in Ordinance Book Z. page 306)

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

AN ORDINANCE 19,697

ACCEPTING THE BID OF SCHNEIDER PRINTING COMPANY TO PROVIDE THE CITY OF SAN ANTONIO WITH LETTER HEADS AND ENVELOPES AND AUTHORIZE THE CITY MANAGER TO EXECUTE A CONTRACT FOR PURCHASE OF SAME

(Full text in Ordinance Book Z. page 307)

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

October 22, 1953

A RESOLUTION

AUTHORIZING THE DIRECTOR OF PLANNING TO SELL
STANDARD FORMS FOR SUBDIVISION AND VACATING
PLATS

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

AN ORDINANCE 19,698

ACCEPTING THE SUM OF \$300.00 FROM MRS. LENA
SHELTON IN SETTLEMENT OF THE CITY'S CLAIM FOR
REIMBURSEMENT OF HER MEDICAL EXPENSES ADVANCED
BY THE CITY

(Full text in Ordinance Book Z. page 307)

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

AN ORDINANCE 19,699

AMENDING SECTION 5-31.1 OF THE SAN ANTONIO CITY
CODE AS AMENDED BY ORDINANCE 18663 DATED DECEMBER
31, 1952 PERTAINING TO THE CONTROL OF RABIES IN DOGS

(Full text in Ordinance Book Z. page 307)

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

A RESOLUTION

GIVING NOTICE OF A HEARING ON NOVEMBER 12, 1953, 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 315, PROPERTY AT THE SOUTHWEST CORNER
OF WEST KINGS HIGHWAY AND FREDERICKSBURG ROAD, FROM "B" RESIDENCE
AND "D" APARTMENT TO "F" LOCAL RETAIL DISTRICT; CASE 316, PROPERTY
ON THE NORTH SIDE OF ASHBY PLACE, BETWEEN SAN PEDRO AVENUE AND
BREEDEN AVENUE, FROM "D" AND "E" APARTMENT TO "F" LOCAL RETAIL
DISTRICT; CASE 319, PROPERTY ON THE WEST SIDE OF STADIUM DRIVE
NORTH OF MULBERRY AVENUE, FROM "B" RESIDENCE TO "F" LOCAL RETAIL
DISTRICT; CASE 328, PROPERTY IN THE 900 BLOCK OF CINCINNATI AVENUE,
AT THE SOUTHEAST CORNER OF ELMENDORF AND CINCINNATI, FROM "B" RESIDENCE
TO "F" LOCAL RETAIL; AND, CASE 333, PROPERTY BOUNDED ON THE WEST BY
BROADWAY, ON THE NORTH BY LORENZ ROAD AND NACOGDOCHES ROAD ON THE
SOUTHEAST, FROM TEMPORARY "A" RESIDENCE TO PERMANENT "A" RESIDENCE
DISTRICT

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

AN ORDINANCE 19,700

AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE PIPE
LINE AND CANAL CROSSING LICENSE WITH GUY A. THOMPSON, TRUSTEE,
INTERNATIONAL GREAT NORTHERN RAILROAD COMPANY, DEBTOR, FOR 10-
INCH SEWER LINE AT ENGINEER'S CHAINING STATION 13426/53

(Full text in Ordinance Book Z. page 308)

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

A RESOLUTION

AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO INSTITUTE AND PROSECUTE TO A CONCLUSION LEGAL PROCEEDINGS FOR THE PURPOSE OF VACATING AND VOIDING A PLAT AND SUBDIVISION KNOWN AS KENTWOOD MANOR, HERETOFRE FILED FOR RECORD IN VOLUME 3377 OF PLAT RECORDS OF BEXAR COUNTY AND TO ENJOIN AVON BUILDERS, INC., ITS AGENTS, OFFICERS AND EMPLOYEES FROM MAKING SALES IN SAID SUBDIVISION BY REFERENCE TO SAID PLAT

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

AN ORDINANCE 19,701

APPROPRIATING THE SUM OF \$10.00 OUT OF ACCOUNT NO. 56-02-02, IN PAYMENT TO LOREN V. BEAM AND KEITHER ELLIOTT IN REFUND OF IMPOUNDING FEE

(Full text in Ordinance Book Z. page 308)

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

A RESOLUTION

SETTING ASIDE AND APPROPRIATING ONE-HALF OF ALL THE RENT AND REVENUE RECEIVED BY THE CITY OF SAN ANTONIO BY VIRTUE OF A LEASE OF THE SUB-SURFACE OF TRAVIS PARK TO H. B. ZACHRY, TRUSTEE, DATED OCTOBER 15, 1953, FOR THE FIREMEN, POLICEMEN AND FIRE ALARM OPERATORS' PENSION FUND

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

AN ORDINANCE 19,702

AUTHORIZING THE TRANSFER OF FOUR (4) LICENSES AND PERMITS FOR TAXICABS FROM DAVID HARTFIELD TO THE ALAMO CAB CO.

(Full text in Ordinance Book Z. page 308)

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

AN ORDINANCE 19,703

AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AND DELIVER AN AMENDMENT TO A NOTE AND OBLIGATION TO THE H. E. BUTT FOUNDATION, A TEXAS CORPORATION, UPON PAYMENT BY IT TO THE CITY OF THE SUM OF ONE THOUSAND DOLLARS, SAID SUM TO BE USED FOR PAYMENT OF AN ENGINEERING FEE IN CONNECTION WITH THE CONSTRUCTION OF A SWIMMING POOL AND WADING POOL IN SAN PEDRO PARK

(Full text in Ordinance Book Z. page 309)

October 22, 1953

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

AN ORDINANCE 19,704

APPROPRIATING THE SUM OF \$9.70 OUT OF THE 1953
GENERAL FUND - ACCOUNT NO. 59-01-02, STEPHENSON
ROAD RIGHT-OF-WAY, PAYABLE TO FRED HUNTRESS,
COUNTY CLERK, IN PAYMENT OF COURT COSTS IN CONDEMNATION
SUIT OF CITY OF SAN ANTONIO VS FRED C. ANDERSON, ET AL

(Full text in Ordinance Book Z. page 310)

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

AN ORDINANCE 19,705

APPROPRIATING THE SUM OF \$27.00 OUT OF THE 1953
GENERAL FUND, ACCOUNT NO. 59-01-02, STEPHENSON
ROAD RIGHT-OF-WAY, PAYABLE \$9.00 TO BERT C. FRY,
\$9.00 TO W. F. WARREN AND \$9.00 TO ORLOFF L. BOWEN
FOR SERVICES RENDERED AS COMMISSIONERS IN CONDEMNATION
CASE 694, CITY OF SAN ANTONIO VS. LILLIE SCHUCHARDT, ET AL

(Full text in Ordinance Book Z. page 310)

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

AN ORDINANCE 19,706

AMENDING AN ORDINANCE PASSED AND APPROVED ON THE
11TH DAY OF JUNE, 1953, BEING ORDINANCE NO. 19,169
ENTITLED "AN ORDINANCE ACCEPTING THE BID OF COLGÆZIER
& HOFF, INC FOR BITUMINOUS STABILIZATION ON THE WEST
SIDE: AUTHORIZING THE EXECUTION OF A CONTRACT; AND
APPROPRIATING THE SUM OF \$36,030.00 OUT OF THE JOINT
STREET IMPROVEMENT FUND, 6025 SECTION "A" (09-01-00)
IN PAYMENT THEREFOR," BY AMENDING SECTION 3 THEREOF

(Full text in Ordinance Book Z. page 311)

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

AN ORDINANCE 19,707

AMENDING PARAGRAPH IX OF A CONTRACT EXECUTED ON
THE 31ST DAY OF MARCH, 1952, AUTHORIZED BY ORDINANCE
NO. 17,403, PASSED AND APPROVED ON THE 20TH DAY OF
MARCH, 1952, BETWEEN THE CITY OF SAN ANTONIO AND ROY
AND VELMA AWALT, FOR FOOD AND DRINK CONCESSIONS IN THE
AUDITORIUMS OF THE CITY OF SAN ANTONIO

(Full text in Ordinance Book Z. page 311)

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

A RESOLUTION

AMENDING A RESOLUTION PASSED AND APPROVED ON OCTOBER 15, 1953
ADVERTISING FOR BIDS FOR LEASE OF LAND AT THE SAN ANTONIO
INTERNATIONAL AIRPORT TO CHANGE THE BID OPENING DATE FROM
OCTOBER 30, 1953 TO NOVEMBER 13, 1953

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.

- 10-14-53 Petition of Messrs. Bremer & Wilhelm with reference to closing certain dead end streets for replatting of an area.
- 10-14-53 Petition of Methodist Mission Board of S. A. requesting tax exemption of Lot 10, Block 8, NCB 2326, located at 2915 Monterey Street.
- 10-14-53 Petition of Mrs. Lilly Hurst requesting a permit to construct a six inch sewer line along Culebra Road.
- 10-15-53 Petition of Ottis A. West, filed for Bellaire Lumber Company, F. N. and T. F. Pierce, requesting the annexation of certain property.
- 10-20-53 Petition of Congregation Agudas Achim requesting refund of \$37.00 paid for Building Permit No. 3536.
- 10-20-53 Petition of Mrs. Louise Nix Kerrott, 1011 West Lynwood, requesting the City to consider passing an ordinance prohibiting the regular parking of commercial vehicles on residential streets.

Yours very truly,

/s/ J. Frank Gallagher
City Clerk

Mr. Kristjen Bredvad addressed the council on the dangers of fences with barbs or pickets. He was informed by Mr. Shearer that an ordinance regulating such fences was being studied by the City Attorney.

Mr. Gonzalez brought up the subject of the underground parking contract with H. B. Zachry Co. for Travis Park.

He suggested that the question of the erection of this parking building should be submitted to the people in the form of a referendum.

Mr. Scherlen agreed with Mr. Gonzalez and made a motion to refer the matter to the City Attorney to decide whether or not a referendum was now in order or if it was too late.

The matter was fully discussed and a vote was taken on the motion to refer with the following result: Ayes, Scherlen, Russell, Gonzalez; Nays, Stevens, Shearer, A. C. White, R. N. White, Easley, Lester. The motion was lost.

Mrs. Anna Price Huett, representing the Daughters of the Confederacy, delivered an oration about what she called desecration of Travis Park by commercializing it.

She spoke of the erection of the monument and the planting of certain memorial Magnolia trees to the war dead.

Mayor White made a statement in which he said he would be the last one to desecrate hallowed soil but that he believes the plans for Travis Park will make it more fully demonstrative of our memory of War heroes.

Mrs. Stevens stated that she wanted to, in every way, preserve and improve the beauty of the park but that the business interests should also be considered and arrangements made for parking automobiles.

Miss Henrietta Pyle also protested the use of the Park for the garage.

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Mrs. O'Neill Ford made a statement regarding a referendum on the subject.

Mrs. Eric Harker stated that she had a copy of the Zachry Ordinance and she considered it bad in many ways. She called upon the City Manager for a reason for the lights on Travis Park not burning last night. He said he would investigate.

Mr. Zisman asked for an opinion as to whether or not the ordinance passed last week constituted an option as a contract.

Mr. Davis, the City Attorney, stated he thought it a valid contract and lease.

Mr. Scherlen stated that he differs with the City Attorney and that the City has not yet entered into a definite contract. Mr. Scherlen then stated that if the council would not call a referendum election that the interested parties could circulate a petition and force one.

Mr. Russell made a statement in defense of the council and enumerated many ways in which it had co-operated with the Conservation Society and many of the ladies organizations. He did not believe they should be unduly censored although he was a member of the minority in this case.

Mrs. Magnon invited the members of the council to partake in the Black & White Ball on Wednesday.

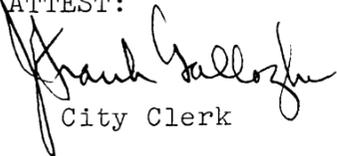
On motion of Mr. Shearer seconded by Mr. Lester, the meeting adjourned.

APPROVED:



M A Y O R.

ATTEST:


City Clerk