

MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

MONDAY, OCTOBER 22nd, A. D. 1928, 10:00 A. M.

PRESENT: Honorable C. M. Chambers, Mayor, presiding and Commissioner, Bushick, Rubiola, Steffler, Wright.

On motion, of Commissioner Steffler, duly seconded and carried, the reading of the Minutes of the meeting of October 15th, was dispensed with, and ordered approved.

---MEMORIALS AND PETITIONS---

City Engineer recommending acceptance of the proposal of Chicago Bridge and Iron Co., to construct 36" Outfall Sewer flume. Read and ordered filed.

Petition recommending the preparation of a New Building Code. Read at the meeting of the Commissioners held on Oct. 22, 1928, and adopted with the provision that Commissioner Wright, be added to the Committee and that the code as drafted be submitted to the City Attorney Section by Section, for his approval of the legal pharasethereof.

Fred Fries.
City Clerk.

On motion, duly seconded and carried, the following petitions, were read and referred to the Commissioner of Fire and Police.

Sunset System, for permit to replace Signs at 105 San Pedro Avenue. Lot 5, C.B. 789.

Petition for Arc Lamp at the intersection of E. Euclid and Willmington Aves.

Jacob's Chapel Methodist Episcopal Church, complaning of building to be erected by Alamo Rubber Company.

Petition for Arc Lamp at Winslow and Olive Streets.

Sunset System, for permit to erect one Bill Board S. E. Corner Macadoches and E. Houston Sts.

Kahn Oil Co., for permit to install gas equipment at 2618 South Flores Street.

Magnolia Petroleum Co., for permit to install gas equipment at 514 W. Travis for Bell Service Station.

Frank Garcia, for permit to install gas equipment at 1201 San Fernando Street.

Texas Outdoor Ad. Co., for permit to erect Bill Board at Salinas and Zarzamora Streets.

Petition for Arc Lamp's at Dittmar and South Flores Street.

Petition for Arc Lamp Dittmar and Lancaster Streets.

HoyttMagness, for permit to install gas equipment at 802 Van Ness Street.

Union Truck & Transportation Co., for permit to install gas equipment at 110 E. Guenther St.

A Hearing was given Owners of property and other interested in the improvement of Buena Vista Street between Santa Rosa and San Saba Streets. (See Record of Hearing page 109).

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Commissioner Wright, made the following recommendations, which were read and adopted by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

Humble Oil & Ref. Co., for permit to install gas equipment for Hill Top Service Station 3701 W. Commerce Street. Granted.

Grace Luthern Church, for permit install fuel oil tank Ave. and 5th Street. Granted.

Texas Outdoor Adv. Co., for permit to erect Bill Board at 1800 South Flores Street. Granted.

Reo Motor Car Company of Texas, for permit to install gas equipment at Broadway and Eighth Street. Granted.

P. Varela, for permit to install gasoline equipment at 2301 Lakeview Ave. Granted.

B & Y. Martinez, for permit to install gas equipment at 327 San Luis Street. Granted.

On motion of Commissioner Wright, duly seconded and carried, the petition of R. E. Megee & Company to install gas equipment for C. H. Clifton 1207 Nogalitos Street, was refused by the following vote to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

Commissioner Steffler, made the following recommendations, which were read and adopted by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

MI-94 E. Dickinson, for approval of sub-division known as Houston Heights. Granted.

95 Jno. F. Davis & Ed. R. Wolf, for approval of Plat of sub-division City Blocks, 6832, 6833, 6834. Granted.

The report of the City Engineer and Roll of Property Owners, on Main Avenue, Ordered to be improved by the widening and straightening of same between Rodriguez Street and Romana Plaza, was submitted and ordered filed.

Commissioner Wright, introduced the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION *MI-96*

Authorizing purchase of equipment for Winburne Field.

BE IT RESOLVED by the Commissioners of the City of San Antonio, that,

The City Purchasing Agent be and he is hereby authorized to purchase the following equipment for Winburne Field.

- One steel waiting station set up complete, from Mission Air Plane Service, for the sum of - - - - - \$375.00
- One steel garage 10' x 16', purchased from C. P. Hollingsworth Supply Co. for the sum of - - - - - 187.50

Commissioner Bushick, introduced the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION *- 97*

Authorizing purchase of one typewriter for Auditing Department.

BE IT RESOLVED by the Commissioners of the City of San Antonio, that,

The City Purchasing Agent be and he is hereby authorized to purchase one #3, 18 inch carriage Underwood Typewriter for use in the Auditing Department for the sum of \$119.25.

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Commissioner Steffler, introduced the following ordinance, which was read and passed and approved, by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

No.128

AN ORDINANCE **MI-98**

ACCEPTING PROPOSAL OF Chicago Bridge & Iron Works For Construction of the 36" Outfall Sewer Flume, Contract Sec. 98 and authorizing Contract and Appropriating Money Therefor.

(For full text of this resolution see Street Improvement Records, Vol. 19, page 44).

Commissioner Steffler, introduced the following ordinance, which was read and passed and approved, by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

No.129

AN ORDINANCE **-99**

Authorizing the purchase of one Tudor Sedan Ford Car, and appropriating funds to pay for same.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,

The City Purchasing Agent be and he is hereby authorized to purchase one Ford Tudor Sedan Car for use in Flood Prevention Department, and that the sum of \$500.00 be and the same is hereby appropriated out of Flood Prevention Fund, 1927, to pay for same.

Cost of Car - - - - -	\$652.00
Less allowance for old car - - - - -	152.00
	<u>\$500.00</u>

Commissioner Steffler, introduced the following ordinance, which was read and passed and approved, by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

AN ORDINANCE **-100**

Approving report and roll filed by the City Engineer, with reference to the widening and straightening of MAIN AVENUE, between its intersection with the north line of RODRIGUEZ STREET and the South line of ROMANA PLAZA, together with attached documents.

WHEREAS, the City Commissioners, heretofore, by Resolution, ordered the improvement of MAIN AVENUE, between its intersection with the north line of RODRIGUEZ STREET, and the south line of ROMANA PLAZA, and,

WHEREAS, said improvements are generally described as follows: to-wit; The widening and straightening of said street between said point, by setting back the property line thereof, removing such improvements as exist between said lines, and acquiring such property as may be required for the purpose; and,

WHEREAS, the City Engineer has, in accordance with the Improvement Ordinance, filed with the Commission, this report, together with that of the Citizens' Committee, containing the plans and specifications covering the proposed improvements, together with the statement of the cost of same, the names of the property owners abutting thereon, the description of the said property and the amount to be assessed against such owners and said property as their proportion of the cost of the making of such improvements, THEREFORE,

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

SECTION ONE: That a public necessity exists for the widening and straightening of said MAIN AVENUE, between the points aforementioned, and that the roll and report of the City Engineer, with plans and other documents attached thereto, are hereby approved and adopted and

the new lines of said street are hereby designated as shown upon such plans and said improvement is hereby ordered made.

SECTION TWO: That in the opinion of the Commission, it is necessary and proper to assess a part part of the cost of said improvements against the owners of property abutting thereon and against their property, and it is so ordered.

SECTION THREE: That as appears from said roll and report as here now approved by the Commission, the total amount proposed to be assessed against the owners of abutting property is THREE HUNDRED SEVEN THOUSAND, SIX HUNDRED NINETY-TWO and no/100 (\$307,692.00) DOLLARS; that the amount per front foot to be assessed against such property owners on an average, is estimated to be ONE HUNDRED AND FIFTY & no/100 (\$150.00) DOLLARS.

SECTION FOUR: That a hearing be given the owners of the said abutting property, and to all persons interested therein or having a lien thereon, their agents and attorneys, before the City Commission of the City of San Antonio, which hearing shall begin on the 12th day of November, 1928, at 10 A. M. and shall be held in the City Council Chamber of said City, and at which hearing all of said owners or other interested persons, their agents or attorneys, desiring to contest the said improvements or assessments proposed to be made against them, or the regularity of any proceeding with reference thereto, or any other matter in connection therewith, shall appear and be heard, and at which hearing any of such parties, shall have the right to appear in person or by attorney, and to produced testimony to be fully heard; that the said hearing shall be continued from time to time and day to day until a fair opportunity has been offered to all desiring to be heard; that the said hearing shall be held in accordance with the IMPROVEMENT ORDINANCE of the City and the law of the State, and that at the termination thereof the said Commission will determine, from the evidence before it, the several amounts intended to be assessed against said persons and their property and will so assess same.

No assessment will be made against any person or his or her property in excess of the benefits in enhanced value thereof arising from the making of the said improvements.

SECTION FIVE: That all of said owners and other interested parties are hereby referred for further information to the proceedings with reference to the said improvements on file with the City Clerk of San Antonio, and particularly to the roll and report of the said City Engineer, on file in the office of the City Clerk.

SECTION SIX: That the City Clerk is directed to give notice of the said hearing to the owners of the said property, their agents or attorneys, and other interested parties, by publishing a copy of this Resolution three times, attested by him, in the San Antonio Evening News, newspaper of general circulation, published in the City of San Antonio, the first of which publications shall be more than ten days before the date set of the said hearing; and is further directed to give notice hereof, by serving the said owners, if known, or their agents or attorneys, if the address of the said owner shall be unknown, with a copy of this resolution, either by registered letter posted in the post office of the City of San Antonio, more than ten days prior to the hearing, or by messenger. Said personal service, however, to be merely cumulative and in addition to said notice by publication, which shall, without said personal notice, be valid and binding.

PASSED AND APPROVED this 22nd day of October, 1928.

ATTEST: Fred Fries.
City Clerk.

C. M. Chambers.
Mayor.

Commissioner Steffler, introduced the following ordinance, which was read and passed and approved, by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

AN ORDINANCE *MI-101*

Approving bond of the Texas Transportation Company.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

That the Bond of the Texas Transportation Company, as follows:

The State of Texas,
County of Bexar.

Whereas, heretofore, to-wit: on the 6th day of December, 1897, the City of San Antonio granted to the Texas Transportation Company the right and privilege to construct, maintain and operate upon certain streets in the City of San Antonio a line of freight street railway, and afterwards certain extensions and amendments thereof were granted by said City, and it was provided in said ordinance that the said Texas Transportation Company should execute to the said City of San Antonio a bond in the sum of Five Thousand Dollars, conditioned as provided in said ordinance, which requirement is still in force and effect.

Now, therefore, know all men by these presents, that we, the Texas Transportation Company as principal and SOUTHERN SURETY COMPANY, as sureties, acknowledge ourselves firmly bound to pay to the City of San Antonio, at San Antonio, Bexar County, Texas, the sum of Five Thousand Dollars, conditioned that if the said Texas Transportation Company shall well and truly comply with any and all of the conditions, stipulations and covenants recited in said ordinance and extension and amendments thereof, now or hereafter in force, which said ordinance and extensions and amendments thereof, now or hereafter in force, are hereby referred to and made a part hereof, then this bond shall become null and void, otherwise to remain in full force and effect.

In testimony whereof, witness our hands this the 18 day of October, A. D. 1928.

(SEAL)

ATTEST: Frank J. Bosshardt.
Secretary.

THE TEXAS TRANSPORTATION COMPANY,

By W. B. Tuttle.
President.

SOUTHERN SURETY COMPANY
By L. B. Joyce.
Attorney in fact, Surety. (SEAL).

be and the same is hereby approved.

PASSED AND APPROVED on the 22nd day of October, 1928.

ATTEST: Fred Fries.
City Clerk.

C. M. Chambers.
Mayor.

Commissioner Bushick, introduced the following ordinance, which was read and passed and approved, by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

No. 130

AN ORDINANCE *-102*

Appropriating \$37.56 to pay W. L. Evans.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,

The sum of \$37.56 (School Taxes being \$16.19) be and is hereby appropriated out of the General Fund of 1927, for the purpose of refunding that amount to W. L. Evans on account of taxes paid by him on an erroneous assessment for said fiscal year, all as freely set out in his application for refund, bearing the favorable recommendation of the Commissioner of Taxation.

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Commissioner Bushick, introduced the following ordinance, which was read and passed and approved, by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

No.132 *MI-103* AN ORDINANCE

Appropriating \$451.70 to pay Merchant's Bills.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,
 the sum of \$451.70 and the same is hereby appropriated out of the following Funds to pay Merchants' Bills as per itemized Invoices duly approved and now on file in the office of the City Auditor:

Street Opening & Widening Fund of 1927 - - - - -	\$ 16.50
Storm & Sanitary Sewer Fund of 1927 - - - - -	435.20
	\$451.70

Commissioner Bushick, introduced the following ordinance, which was read and passed and approved, by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

No.131 *-104* AN ORDINANCE

Appropriating \$16.13 out of Street Opening & Widening Fund of 1926, to pay City's portion of City Taxes for 1927, on land purchased.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,
 The sum of \$16.13, be and the same is hereby appropriated out of the Street Opening & Widening Fund of 1926, payable to City Tax Collector, being City's portion of City Taxes for 1927, on land purchased for the extension of North St. Marys Street.

Commissioner Steffler, introduced the following resolution, which was on his motion adopted by unanimous vote.

MI-925 RESOLUTION *-105*

Authorizing purchase of car cement for use in constructing storm and sanitary sewers.

BE IT RESOLVED by the Commissioners of the City of San Antonio, that,
 The City Purchasing Agent be and he is hereby authorized to purchase one car cement for use in constructing storm and sanitary sewers.

Mayor Chambers, introduced the following ordinance, which was read and passed and approved by the following vote on roll call, to-wit; Ayes, Chambers, Bushick, Rubiola, Steffler, Wright.

AN ORDINANCE *-106*

AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH HERBERT S. GREEN TO DESIGN AN ADDITION TO AND AN ALTERATION OF THE "CARNEGIE LIBRARY BUILDING" ON WEST MARKET STREET, IN SAN ANTONIO, BEXAR COUNTY, TEXAS, AND TO SUPERVISE THE CONSTRUCTION THEREOF.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:
 That the Mayor be and is hereby authorized to execute a contract with Herbert S. Green, on from approved by the City Attorney, and filed with the City Clerk, for designing an addition to and an alteration of the "Carnegie Library Building" on West Market Street, in San Antonio, Bexar County, Texas, and to supervise the construction thereof.

PASSED AND APPROVED, this 22nd day of October, A. D. 1928.

C. M. Chambers.
 Mayor.

ATTEST: Fred Fries.
 City Clerk.

Mayor Chambers, introduced An Ordinance authorizing the employment of Eickenroth and Cocke, Architects to design and supervise the construction of a Branch Library, Little Auditorium, and Art Gallery in San Pedro Springs Park. At the request of Commissioner Rubiola, the ordinance together with the proposed contract was referred to him before the final passage and approval.

On motion, duly seconded and carried, the meeting adjourned.

APPROVED *CW Chambers*
MAYOR.

ATTEST *Jes Fries*
CITY CLERK.

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