

JANUARY 23, 1947

incl., NCB 6464; submitted by Frank T. Drought.

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Comm. Steffler introduced the following ordinances, which were passed and approved by roll call vote, to-wit: Ayes, Callaghan, Hein, Steffler and Anderson; Nay, Mauermann (absent).

APPRO. NO. 634

AN ORDINANCE (4517)

APPROPRIATING \$100 OUT OF STREET EXCAVATION TRUST ACCOUNT FOR REFUNDS AND REPAIRS.

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AN ORDINANCE (4518)

GRANTING PETITION OF JOE CIVILETTO TO CONNECT SEWER IN LOMA LINDA ADDITION CONSTRUCTED BY PETITIONER, PERMISSION TO MAKE CONNECTION CHARGE, AND ACCEPTING SEWERS CONSTRUCTED UNDER THIS PERMIT.

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City Engineer Coghill presented an easement for public drain over parts of NCBs 7601 and 7590, from Southern Prison Co., signed by Hull Youngblood, Vice President, and recommended its acceptance. It was ordered referred to the City Attorney to draw the necessary ordinance.

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Pursuant to recommendation and motion of Comm. Anderson, duly seconded and carried, the Council granted three petitions of Jack Neal, Inc., for gasoline installation permits at corner of San Saba and Monterey Sts., 541 Fredericksburg Rd., and 304 Nacogdoches St.

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Pursuant to recommendation of the City Health Officer and motion of Comm. Anderson, in each case, duly seconded and carried, the Council denied the following petitions:

Julian Torres, for permit to build barbecue pit at 313 San Gabriel St.

Fred Davis, for permit to build barbecue pit at 801 San Fernando St.

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Bids to purchase surplus wood and kindling offered for sale at the Municipal Airport were opened and publicly read and referred to the Mayor.

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Pursuant to motion duly made and carried, the meeting was recessed to 11:00 o'clock, A.M. Monday, January 27, 1947.

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PURSUANT TO THE RECESS of the Meeting of January 23, the Council reconvened in the Council Chamber of the City Hall at 11:00 o'clock, A.M., on Monday, January 27, 1947.

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PRESENT: Mauermann, Callaghan, Hein, Steffler and Anderson; Mayor Mauermann presiding.

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PETITIONS PRESENTED:

Crestholme Presbyterian Church, for exemption from City taxes on property at 319 Hermitage Court, referred to Comm. of Taxation.

Joseph Horowitz, for re-zoning of property on n.w. corner of Culebra Ave. and N. Brazos St., referred to Zoning Commission.

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Comm. Steffler introduced the following ordinance, which was passed and approved by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

APPRO. NO. 635

AN ORDINANCE (4519)

AUTHORIZING EMERGENCY PURCHASE OF 15 SHEETS OF SPECIAL FORMED BLACK MILD STEEL FROM SOUTHERN STEEL CO. FOR EMERGENCY REPAIRS TO OUT-FALL SEWER FLUME; AND APPROPRIATING \$375 OUT OF 1946 GENERAL FUND, SEWER MAINTENANCE DEPT., IN PAYMENT OF SAME.

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Comm. Anderson introduced the following ordinance, which was passed and approved by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

## AN ORDINANCE (4520)

DIRECTING THE SALE OF PERSONAL PROPERTY IN THE POSSESSION OF THE POLICE DEPARTMENT NOT OWNED OR CLAIMED BY THE CITY OF SAN ANTONIO.

Pursuant to recommendation and motion of Comm. Anderson, in each case, duly seconded and carried, the Council granted the following petitions for gasoline installation permits:

The Texas Co., at 1519 Hoefgen Ave. (Mission Concrete Pipe Co.).

Jack Neal, Inc., at 1211 S. St. Mary's St. (Bennett's S/S); and at 1227 Main Ave. (Sam J. Wall S/S).

Pursuant to motion of Comm. Anderson, seconded by Comm. Callaghan and carried by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson, the Council empowered the Mayor to relinquish to the S.A. Transit Co. for \$1.00 (one dollar) whatever rights to the Tech Field grandstands the City might possess, in order to expedite arrangements for the continuation of Texas League baseball in San Antonio.

Mayor Mauermann introduced the following ordinances, which were passed and approved by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

APPRO. NO. 636

## AN ORDINANCE (4521)

TRANSFERRING \$18.26 FROM 1946 GENERAL FUND, CONTINGENCIES DEPT., TO IMPROVEMENT DISTRICT NO. 12 SINKING FUND.

APPRO. NO. 637

## AN ORDINANCE (4522)

APPROPRIATING \$199.03 IN PAYMENT TO BEN S. MORRIS, CITY ATTORNEY, FOR EXPENSES PAID BY HIM ON TRIP TO WASHINGTON, D. C.

## AN ORDINANCE (4523)

AUTHORIZING THE MAYOR TO CONDUCT NEGOTIATIONS WITH WAR ASSETS ADMINISTRATION FOR CERTAIN PROPERTY KNOWN AS KELLY FIELD AUXILIARY NO. 3, CASTROVILLE, TEXAS.

Mayor Mauermann explained that Gen. Wilkins, Airport Director, and Col. Gunstream, Stinson Field Manager, had recommended the City try to acquire this property, for use as an auxiliary to Stinson Field, as a safety measure, for practice by students from the various flying schools at Stinson Field. He said Wilkins and Gunstream stated the City has priority and should acquire this property without cost, if possible.

Mr. W. W. McAllister read the following letter to the Council:

San Antonio, Texas  
January 21, 1947

Mayor Gus B. Mauermann  
City of San Antonio  
San Antonio, Texas

Dear Sir:

This letter is in confirmation of our verbal offer made some days ago by J. M. Harris, H. B. Zachry, L. E. Fite and W. W. McAllister jointly to purchase the first 500 Interregional Highway Bonds each for \$1,000.00 issued by the City of San Antonio on November 1, 1946, at par and accrued interest.

In line with our verbal agreement with you, it is our purpose and intention, in making this purchase, to serve what we conceive to be an important public purpose, to-wit, to enable the City to meet the money requirements of the State Highway Department so as to save the proposed Interregional Highway for San Antonio. As previously stated, it is not our purpose or intention to make any personal profit out of this purchase whatever. Upon the contrary, we give the City the option to repurchase on the same basis we bought, provided said option is exercised on or

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before 90 days after the decision of the Supreme Court in the suit styled G. J. Lucchese vs City of San Antonio. Should any profit be made we agree to give same to the Planning Board or the City asking reimbursement to us only of our actual expenses in connection with the purchase and transfer.

Yours very truly,

s/ W. W. McAllister, personal and as agent.

Mr. McAllister explained the offer further and answered questions put by the Commissioners. Comm. Steffler asked if there was any restraining order against the City accepting this offer. Mr. McAllister said it was his understanding that there was none.

Mayor Mauermann offered, for discussion, the following ordinance:

AN ORDINANCE (4524)

ACCEPTING PROPOSAL OF J. M. HARRIS, H. B. ZACHRY, L. E. FITE AND W. W. McALLISTER JOINTLY TO PURCHASE THE FIRST 500 INTERREGIONAL HIGHWAY BONDS OF THE CITY OF SAN ANTONIO, ISSUED ON NOVEMBER 1, 1946.

The Mayor said he had been told it was very necessary to do this to prevent the loss of funds for the Highway.

Comm. Steffler asked if there was danger of losing these funds.

The Mayor replied it was his understanding such was almost a certainty.

Comm. Callaghan stated this was the first time he had heard of this offer; that he believed it had been discussed outside the Council; that he thought city affairs should be discussed in the Council, and he asked that action be postponed until Thursday.

Mayor Mauermann replied that he had just received it shortly before the Council meeting, that it was very plain, and that "the last time, you (Comm. Callaghan) got out an injunction suit".

Comm. Steffler said he understood the proposition and it was very plain.

Comm. Anderson asked if the City could borrow from the bank, as McAllister proposed to do to get the money to buy the bonds.

The Mayor replied this would not be legal; that the bank would give a very low interest rate under this proposition, and that there was no other way for the City to get the money.

In reply to questions from Comm. Callaghan, Mr. McAllister explained what profit might be made by him and his associates, and said all such profit would be turned over to the Planning Board.

Comm. Anderson, stating that the offer "looks pretty fair to me", moved the previous question.

The ordinance was thereupon passed and approved by roll call vote, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson; Nay, Callaghan.

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City Auditor Tatsch outlined the proposed budget as follows:

Dept. of Public Affairs in General (Mayor).....	\$ 796,000
Dept. of Taxation.....	145,000
Dept. of Sanitation, Parks & Public Property.....	1,060,000
Dept. of Streets & Public Improvements.....	817,000
Dept. of Fire and Police.....	1,740,000
Contingency Items.....	99,000
TOTAL:	<u>\$4,657,000</u>

He explained that since the previous estimate of \$4,635,000 was made, \$90,000 more had been found, although \$35,000 anticipated revenue from taxicab street rentals had been reduced to the \$5,000 collected before this law was held invalid. He said the Mayor had reduced by about \$70,000 his budget for the two airports. The Mayor interposed that this was done by careful figuring and a delay of several months in the acquisition of Stinson Field by the City. The Auditor stated this \$70,000 was in addition to a previous \$25,000 reduction the Mayor had made in his budget. He said the Mayor had suggested dividing this \$90,000 among the other departments, allocating \$15,000 to the Tax Commissioner and \$25,000 to each of the other

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Commissioners, arriving at the budget totals as outlined above.

The Auditor then outlined the proposed tax rate as follows:

General Fund	\$1.25	
Libraries	.08	(Increase voted by Council previously)
Tuberculosis Fund	.05	( " " " " " )
Advertising Fund	.05	
Sinking Funds	.50	
TOTAL:	\$1.93	

Comm. Callaghan suggested that the Advertising tax be reduced or eliminated.

Mayor Mauermann and Comm. Anderson both spoke against such a move.

The Auditor stated the tax for Improvement District No. 12 had been eliminated, since the Mayor had transferred from his funds enough to retire the remaining bonds, leaving Improvement District taxes as follows: Improvement Dist. No. 4, .12; and Improvement Dist. No. 15, .02; both remaining the same as the previous year.

The Mayor asked if all these figures had been checked with the S. A. Independent School District, and the Auditor replied that they had.

The Council approved the proposed tax rate, as outlined by the Auditor, by the following vote, on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

The Council approved the proposed budget allocations, as outlined by the Auditor, by the following vote, on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

Pursuant to motion of Comm. Hein, seconded by Comm. Steffler and carried by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson, the following resolution was passed and approved:

A RESOLUTION (4525)

DIRECTING THE CITY CLERK TO ADVERTISE A PUBLIC HEARING ON THE 13th DAY OF FEBRUARY, A. D. 1947, ON THE ANNUAL BUDGET OF THE CITY OF SAN ANTONIO.

At the suggestion of Mayor Mauermann, and pursuant to motion of Comm. Hein, seconded by Comm. Callaghan and carried by unanimous roll call vote, the following resolution was passed and approved:

RESOLUTION

WHEREAS, In the passing of Albert Maverick, Sr., illustrious patriarch of one of the City's oldest prominent families, San Antonio has lost a citizen who has been an outstanding figure through several generations; and,

WHEREAS, Albert Maverick was the son of one former Mayor, Samuel Maverick, and the father of another who has held the highest office this City can bestow; and,

WHEREAS, Albert Maverick was the last surviving son of a signer of the Texas Declaration of Independence, and was noted throughout his long life for his faith in the future of San Antonio, his active interest in all civic matters, his friendliness and liberality to the poor and down-trodden; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

THAT the Mayor and Commissioners express to Mrs. Maverick, the widow, and the members of the family of Albert Maverick, Sr., the regret and sorrow felt by the entire community upon the passing of this outstanding citizen; and,

THAT this Resolution be recorded in the Official Minutes of the City Council and a copy forwarded to Mrs. Maverick with the sympathy and respect of the Mayor and Commissioners; and,

THAT this Meeting of the City Council of the City of San Antonio, this 27th day of January, A. D. 1947, stand adjourned in honor of the memory of Albert Maverick, Sr.

PASSED AND APPROVED, by unanimous vote, this 27th day of January, A. D. 1947.

s/ GUS B. MAUERMANN  
MAYOR

ATTEST: Frank W. Brady  
City Clerk

Thereupon, pursuant to motion of Comm. Anderson, duly seconded and carried, the meeting was adjourned in honor of the memory of Albert Maverick, Sr., this Monday, Jan. 27, 1947.

ATTEST: *Frank W. Brady*  
City Clerk

APPROVED: *Gus B. Mauermann*  
MAYOR

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