

SPECIAL MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

FRIDAY, NOVEMBER 8TH, A.D.1918, 4 P.M.

PRESENT: Honorable Sam C. Bell, Mayor, presiding, and Commissioners Coy, Lambert, Heuermann, Wright, when the following ordinance was read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Coy, Lambert, Heuermann, Wright.

MC-641

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO: That the application of the San Antonio Public Service Company filed herein on the 21st day of October, A.D.1918, for the consent of the Commissioners to increase the rates to be charged to the public for the City of San Antonio in their gas and electric department be and the same is, subject to the conditions hereinafter set out, granted.

The consent of the City to raise said rates as set out in said petition is conditioned, however, as follows:

1. The City is to be allowed by the Company to audit the books and accounts and to appraise the property of the Company pertaining to its gas and electric business and the company is to afford to the City and the agents selected by it for that purpose all facilities and assistance necessary to do the work. The auditor or auditors and appraisers shall be selected by the Commissioners of the City of San Antonio and the expenses of auditing, survey and appraisal of the property is to be borne by the Company, provided, however, that same shall be as economically done as possible with good results, provided, that in no case shall the expense borne by the company be in excess of Five Thousand Five Hundred (\$5,500.00) Dollars for this work.
2. After the making of such survey of such property and the auditing of the books of the Company should it be finally determined by the Commissioners or by the Courts, in the event either party sees fit to appeal to the Courts, that the rates as now fixed by this application assented to by the City are excessive and allow to the Company upon its property invested in the gas and electric department of its business in the City of San Antonio more than the return hereinafter provided for, then in that event the Company is to return to the persons so paying said excess rates, during the year ending October 31, 1919, at its expense such excess for such time as same shall have been collected.
3. For the purpose of this ordinance only and for the period of one year from November 1st, 1918, the rates collected shall be considered excessive should they yield a return upon the value of the properties of the Company in its gas and electric department in excess of seven per cent (7%) per annum, provided, however, that the Company by assenting to the terms of this ordinance as hereinafter provided shall in no way bind itself for the future, that said return is a fair return on its investment or in any way waive any rights it may have in the future or estop itself further than actually provided for by the terms of this ordinance. Nor shall the right of the City to pass such other and further regulating measures in the premises as it may deem necessary be affected.

This ordinance shall become effective only when same has been accepted in all of its terms and provisions by the San Antonio Public Service Company filing its written acceptance of same duly executed by its proper officers on or before November 14, A.D. 1918..

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

ATTEST:

Chas. Smith
CITY CLERK.

APPROVED

Sam C. Bell
MAYOR

(For acceptance see Ordinance Book F, page 359)