

MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

MONDAY, FEBRUARY 21ST, A. D. 1921, 4 P.M.

PRESENT: Honorable Sam C. Bell, Mayor, presiding, and Commissioners Coy, Heuermann, Wright. Absent, Lambert.

Minutes of previous meeting were ordered approved.

---MEMORIALS AND PETITIONS---

The following petitions were read and referred to Commissioner of Fire & Police:

For watermains in E. Texas Avenue.
Paul Baldwin, for permit to install gasoline tank.

The following petitions were read and referred to Commissioner of Streets and Public Improvements:

For the opening of Durango Street across S.A & A.P. and I. & G.N.R.R. tracks.
Kenneth Wimer for permit to construct private sewer.
Petition to pave French Place between Main & McCullough Avenue.

Commissioner Heuermann introduced the following resolutions, which were read and adopted:

RESOLUTION

Accepting sidewalks, driveways and curbing constructed by W.G. Fraser.

BE IT RESOLVED by the Commissioners of the City of San Antonio, that, the sidewalks, driveways and curbs constructed by W.G. Fraser around City Fire Stations Nos 15 and 16 have this day been accepted by the City, in accordance with statement of City Engineer.

Commissioner Heuermann introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Coy, Heuermann, Wright.

No. 484 AN ORDINANCE *MD-1134*
Appropriating \$300.00 to pay J.E. Harper for connections made to private sewer.
BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$300.00 be and the same is hereby appropriated out of the 1920 General Fund to pay J.E. Harper for 14 sewer connections made to private sewer on E. Park Avenue, between Jones Avenue and Kendall Street.

No. 485 AN ORDINANCE *-1135*
Appropriating \$256.43 to pay Mrs Ackerman.
BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$256.43 be and the same is hereby appropriated out of the Street Paving and Storm Sewer Fund 1919 to pay Mrs Ackerman for gravel hauled from B. Ackerman gravel pit and used in Street work, as per estimate of City Engineer on file in office of City Auditor.

No. 486 AN ORDINANCE *-1136*
Authorizing the purchase of a strip of land on the north side of Crockett Street, out of lot 38 in City Block 1372, for the purpose of widening said street, and making appropriations therefor.
WHEREAS, the City of San Antonio contemplates the widening of East Crockett Street between N. Monumental Street and North Palmetto Avenue, which said improvement will require a strip of land out of Lot 38 in City Block 1372, belonging to Jesse Oppenheimer.
THEREFORE

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

SECTION ONE: That the Mayor be and he is hereby authorized, directed and empowered to acquire for the City of San Antonio by purchase from Jesse Oppenheimer the south twenty (20) feet of said Lot 38 in City Block 1372, ~~belonging to tax delinquent Jesse Oppenheimer~~, for the consideration of \$175.00.

SECTION TWO: That the sum of \$175.00 be and the same is hereby appropriated out of the Street Opening and Widening Fund arising from the proceeds of the 1919 Bond Issue to pay the consideration for the property described in Section One hereof, and that warrant for said sum be drawn payable to the order of Jesse Oppenheimer and delivered on the execution and delivery to the City of San Antonio of a general warranty deed conveying said property to the City, and approved as to form by the City Attorney.

No. 487 AN ORDINANCE *-1137*
Authorizing the execution of a contract for the purchase of a strip of land out of City Block 121, being Lots A-6 and A-7, belonging to Jos. A. Gutzeit, required by the City of San Antonio for street purposes in connection with the opening and extending of Lakeview Avenue from Cameron Street to Soledad Street, and making appropriation therefor.

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

SECTION ONE: That the Mayor be and he is hereby authorized, directed and empowered to execute on behalf of the City of San Antonio the contract hereto attached and made a part hereof, between the City of San Antonio and Jos. A. Gutzeit, for the purchase of Lots A-6 and A-7, in City Block 121, lying between North Flores Street and Main Avenue, as shown on the plans of said street opening and extension now on file in the office of the City Engineer, for the consideration expressed in said contract.

SECTION TWO: That the sum of \$12,500.00 be and the same is hereby appropriated out of the Street Opening and Widening Fund arising from the proceeds of the 1919 Bond Issue, and that a warrant for said sum of \$12,500.00 be drawn payable to the order of the said Jos. A. Gutzeit and delivered upon the execution and delivery to the City of San Antonio of the contract referred to in Section One hereof and hereto attached.

AN ORDINANCE *MD-1138*

Accepting the proposition of the Alamo Iron Works with reference to the contract providing for the delivery of reinforcing steel purchased by the City in February, 1920.

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

That the proposition of the Alamo Iron Works, as contained in letter dated January 7, 1921, addressed to the Mayor and Commissioners of the City of San Antonio attached and made a part hereof, to hold in its ware house for the City of San Antonio the undelivered portion of the four hundred tons (400) of re-inforcing steel purchased by the City of San Antonio from said Alamo Iron Works by contract dated Feb. 26, 1920, and to extend the provisions of said contract and make deliveries of said steel shall have been required by and delivered to said City of San Antonio as in said original contract provided, subject only to such changes as said Alamo Iron Works has proposed in its said letter of January 7, 1921, be and the same is hereby accepted, and upon said Alamo Iron Works executing and delivering to the said City of San Antonio of a new bond in the sum of \$40,000.00 guaranteeing the fulfillment of said contract as amended, said original contract, together with said letter of January 7, 1921, shall be and constitute a contract between the City of San Antonio and said Alamo Iron Works with reference to the undelivered portion of said steel.

AN ORDINANCE

Granting permission to the G.H & S.A. Railway Company to construct, operate and maintain a switch or spur track on Walnut Street and across Wyoming Street, in the City of San Antonio.

(For full text of this ordinance see Ordinance Book "F", page *544*)

AN ORDINANCE

- 1140

Vacating that portion of North Palmetto Avenue, between Potomac and Crockett Streets, and separating the two portions of Bethel Cemetery and relocating same between the Beth El Cemetery and the Orthodox Jewish Cemetery, in order to eliminate one offset of said Avenue.

WHEREAS, North Palmetto Avenue at its intersection with Crockett Street has an offset to the east, which said offsets constitute an unnecessary inconvenience to the public in the use of said streets; and

WHEREAS, by acquiring a strip of land approximately 55.6 feet in width from the Congregation Beth El so as to extend North Palmetto Avenue northward to Crockett Street in a straight line as same now exists south of Potomac Street, the offset on said Avenue at its intersection with said Potomac Street will be eliminated, and a public necessity exists requiring said improvement and re-location of said streets;

THEREFORE,

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

SECTION ONE: That that portion of North Palmetto Avenue as now located between Potomac and Crockett Streets, be and the same is hereby re-located and opened on the strip of land to be acquired by the City of San Antonio lying and being situated between the east and west boundary lines of said North Palmetto Avenue as the same exists south of Potomac Street extended northward in straight lines to the southern boundary line of Crockett Street, the eastern line of said street so extended between said Potomac and Crockett Streets being the western boundary line of the Orthodox Jewish Cemetery and described by metes and bounds as follows, to-wit:

Beginning at a point on the south line of City Block No. 1376, and north line of Potomac Street, 62 feet east from the southwest corner of City Block 1376; Thence in an easterly direction with the north line of Potomac Street, a distance of 55.6 feet to a point on the said south line of City Block No. 1376, for the new northeast corner of Palmetto Street, intersecting with Potomac Street;

Thence in a northerly direction with the new established east line of Palmetto Avenue, a distance of 238.4 ft. to a point on the south line of Crockett Street, and the north line of City Block 1376;

Thence in a westerly direction a distance of 55.6 feet to the new southwest corner of the intersection of Palmetto Avenue with Crockett Street;

Thence in a southerly direction with the new established west line of Palmetto Avenue, a distance of 238.4 feet to the place of beginning.

For further information see plat recorded in City Engineers Record Book No. 6 page 140.

SECTION TWO: That the Mayor be and he is hereby authorized and directed to acquire from the Congregation Beth El, a corporation under the laws of Texas, the strip of land described in Section One hereof in consideration of said Congregation Beth El receiving and accepting in exchange therefor a deed without warranty of title releasing, relinquishing and quitclaiming all the right, title and interest of the City of San Antonio in and to that certain strip of land between said Potomac and Crockett Streets and embraced within the lines of said North Palmetto Avenue as now located, and described by metes and bounds as follows, to-wit:

Beginning at the southeast corner of City Block No. 1375, it also being the northwest corner of the present intersection of Palmetto Avenue with Potomac Street, as shown on map recorded in City Engineer's Record Book No. 6, page No. 139:

Thence in an easterly direction, a distance of 55.6 feet to the southwest corner of City Block No. 1376, and northeast corner of the present intersection of Palmetto Avenue with Potomac Street;

Thence in a northerly direction with the east line of Palmetto Avenue, and present west line of City Block No. 1376, a distance of 238.4 feet to the northwest corner of City Block No. 1376;

Thence in a westerly direction 55.6 feet to the northeast corner of City Block No. 1375;

Thence in a southerly direction with the west line of Palmetto Avenue, and east line of City Block No. 1375, a distance of 238.4 feet to the place of beginning.

SECTION THREE: That all that portion of North Palmetto Avenue in the City of San Antonio, Texas, as now located between Potomac and Crockett Streets, and more particularly described in Section Two hereof, be and the same is hereby vacated and forever abandoned by the City of San Antonio for the purpose and use of a public ~~park~~ street, and the Mayor of the City of San Antonio is hereby authorized to release and quitclaim all the right, title and interest of the City of San Antonio in and to that portion of the street so vacated and abandoned unto said congregation Beth El, who shall thereupon be fully authorized to close same in so far as the City of San Antonio is concerned or may be interested.

AN ORDINANCE *MD-1141*

Repealing that portion of an ordinance entitled "An ordinance Levying Special Assessments and taxes on account of the improvement of Hammond Avenue, East Euclid Avenue, Cooper Streey, Delmar Street, Essex Street, East Houston Street, and to provide for the issuance of assessment certificates and for other purposes", in so far as the same levies a special assessment and taxes against improvements to be constructed on Hammond Avenue, as therein specified.

(For full text of this ordinance see Street Improvement Record, Vol 8, page 326).

Commissioner Coy introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Coy, Heuermann, Wright.

No. 488 AN ORDINANCE *- 1142*

Appropriating funds to pay Special Weekly Pay Rolls.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the following sums of money be and the same are hereby appropriated out of the hereinafter named funds to pay Special Weekly Pay Roll for the week ending Feb 19, 1921:

Park Improvement Funds	\$600.00
Sanitary Sewer Fund	400.00
St Pav. & Storm Sewer Fd.	1500.00
River Impt Fund	1200.00
St Open & Wid. Fund	200.00
Bridge Fund	400.00
Fire & Police Bldg Fund	75.00
	<u>\$4375.00</u>

No. 489 AN ORDINANCE *- 1143*

Transferring funds from General Fund to Cemetery Fund.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1000.00 be and the same is hereby appropriated out of the 1920 General Fund for transfer to the Cemetery Fund, and the City Auditor is hereby directed to make proper entries on the records evidencing said transfer.

No. 490 AN ORDINANCE *- 1144*

Appropriating \$7976.94 to pay Interest Coupons and Exchange.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$7976.94 be and the same is hereby appropriated out of the hereinafter named funds to pay Interest Coupons and Exchange, to-wit:

General Sinking Fund	\$6215.00
Sinking Fund Imp. Dis. No. 3	900.00
" " Imp. Dis. No. 5	175.00
" " Imp. Dis. No. 7	375.00
" " Imp. Dis. No. 11	175.00
" " Imp. Dis. No. 12	125.00
1920 General Fund Exchg	11.94
	<u>\$7976.94</u>

No. 491 AN ORDINANCE *- 1145*

Appropriating funds to pay State and County taxes on certain property purchased for public purposes.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the following sums be and are hereby appropriated out of the funds hereinafter named to pay State and County taxes for 1920, on property purchased during said year for public purposes, to-wit:

Out of 1920 General Fund:	
On lots 10-8, C.B. 4069, bought from D.O. Johnson	.67
" " 1-2-3 " 797 " " C.E. McElroy	28.65
Out of Street Opening & Widening Fund:	
On lot 8, C.B. 108, bought from Est. Rachel Half	246.85
" " 14 " 116 " " Schreiner & Rigsby	501.93
" " 6 " 914 " " Scholz heirs	157.81
" " 7 " 914 " " M. Herweck	162.63
" " 1-2 " 798 " " Gemblor heirs	68.91
" " 5 1/2 of 4 798 " " Ada Atcheson	61.13
" " 3 1/2 of 4 798 " " Thomas sisters	75.98

warrants for which shall be drawn in favor of John A. Bitter, County Collector.

No. 492 AN ORDINANCE *- 1146*

Appropriating sundry sums of money to pay various merchants bills.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the following sums of money, or so much thereof as may be necessary, be and are hereby appropriated out of the following funds to pay duly approved merchants bills per itemized invoices on file in the office of the City Auditor.

Out of Back Tax Fund	\$1.00
Out of Bridge Fund	211.46
Fire & Police Bldg Fund	2.00
Out of Park Impt Fund	1251.20
Out of River Impt Fund	2.22
Out of Sanitary Sewer Fund	18.55
Out of Sidewalk & Curbing Fund	323.40
Out of Street Opening & Wid. Fund	99.56
Out of Street Paving Fund	863.96
	<u>2273.44</u>

No. 493. AN ORDINANCE *- 1147*

Appropriating \$14.56 to pay W.S. Conness for taxes paid in error.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$14.56 (the San Antonio School Boards proportion being \$3.59) be and the same is hereby appropriated out of the 1918 General Fund to pay W.S. Conness for taxes paid in error on Lot 2, C.B. 3693.

No. 494

AN ORDINANCE *MD-1148*

Appropriating \$155.05 to pay certain merchants bills out of Firemens & Policemen Pension Fund.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$155.05 be and is hereby appropriated out of the Firemen & Policemen Pension Fund to pay sundry merchants bills as per approved statements filed in the office of the City Auditor.

No. 495

AM ORDINANCE *-1149*

Directing the payment of salaries and wages for services rendered by officers and employees of the City of San Antonio for the month of February, 1921, and appropriating money therefor.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the following sums of money, or so much thereof as may be necessary, be and is hereby appropriated for the payment of officers and employees for the several accounts and departments as specified in the attached schedule as salaries and wages for services rendered to the City for the month of February, 1921, as per pay rolls:

Park Impt Fund.	\$6000.00
Sanitary Sewer Fund	2600.00
St Pav. & Storm Sewer Fund	2600.00
River Impt Fund	1200.00
St Opening & Wid. Fund	1800.00
Bridge Fund	600.00
Fire & Police Bldg Fund	100.00
Trench Fund	600.00
Cemetery Fund	500.00
Police & Firemens Pen. Fund	552.50
1920 General Fund	90,000.00
	<u>\$106,552.00</u>

for which city warrants shall issue and be delivered to said resocective payees; providing that all persons performing services for the City for uncertain periods, may be paid on pay rolls certified to be correct by the Commissioner of the Department or the Chief of the Division in which they are engaged, and such person so paid shall thereupon receipt said pay roll, all as provided by the Charter.

No. 496

AN ORDINANCE *-1150*

Authorizing settlement of cause No. B-11551, in the 45th District Court, and making appropriation therefor.

WHEREAS, in Cause No. B.11551, styled Nannie Pulley et al vs. City of San Antonio, for damages on account of the death of Kirk Pulley, deceased, plaintiffs have offered to compromise and settle said suit for the sum of \$1,000.00; and

WHEREAS, the City Attorney has recommended the compromise of said controversy for said amount and the Commissioners believe it to be the best interest of the City to make said settlement and that same is a reasonable amount for the damages claimed, THEREFORE,

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

SECTION ONE: That the City Attorney be and he is hereby authorized, directed and empowered to compromise the aforesaid suit on behalf of the City of San Antonio, by causing to be entered an agreed judgement therefor in the sum of \$1000.00 to be apportioned by and between the plaintiffs in said cause as may in the judgment of the court be just and equitable.

SECTION TWO: That the sum of \$1,000.00 be and the same is hereby appropriated out of the 1920 General Fund to pay the judgement directly to be entered by Section One hereof, and that warrants therefor be drawn as follows; One warrant in the sum of \$700.00, payable to the order of W.C.Linden, attorney of record for the plaintiffs in said cause of action, and that another warrant in the sum of \$300.00 be drawn payable to the order of the Clerk of the District Court, to be paid into the registry of said court to cover the amount of judgement awarded to the minor defendants to-wit: Edward Pulley, Odell Pulley and Kirk Pulley, said warrants to be delivered on instruction of the City Attorney.

Commissioner Coy made the following recommendations, which were adopted: Roy Barneburg, for cancellation of taxes on automobile, ~~xxxxxxx~~ granted. Laura Lewis, for refund of taxes, refused.

Commissioner Wright ~~max~~ recommended that petition of citizens for arc lamp at Avenue B and Eighth Street be granted. Adopted.

Commissioner Wright introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Coy, Heuermann, Wright.

No. 497

AN ORDINANCE *-1151*

Making appropriation to reimburse the City Clerk on account of fines ordered refunded,

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$70.00 be and the same is hereby appropriated out of the 1920 General Fund to reimburse the City Clerk for fines remitted and ordered refunded by the Mayor and paid by the City Clerk out of the Incidental Expenditures Fund.

Bids on tile roofs for rest stations, for six wooden trusses in Brackenridge Park, and for lumber for use in Park Department were opened and referred to Purchasing Agt.

A hearing was given the owners of property interested in the improvement of McCullough Avenue between Magnolia Avenue and Woodlawn Avenue.

(See Record of Hearings, page 17)

A hearing was given to the owners of property interested in the improvement of South Hackberry Street, between Denver Boulevard and Warwick Boulevard.

(See Record of Hearings, page 15)

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

ATTEST:

[Signature]
CITY CLERK.

APPROVED

[Signature]
MAYOR.