

## MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO

THURSDAY, JANUARY 27TH, A. D. 1938, 10:00 A. M.

- - -

PRESENT: Phil Wright, Acting Mayor, presiding, and Commissioners Bushick, Rubiola, Steffler.  
Absent, Mayor Quin.

- - -

On motion of Commissioner Steffler, duly seconded and carried, the reading of the minutes of the meeting of January 20th, was dispensed with and ordered approved.

- - -

## MEMORIALS &amp; PETITIONS

- - -

On motion duly seconded and carried, the following petition were read and referred to Commissioner Wright.

General Neon Advertising Co. for permit to erect neon sign at 324 El Paso St.  
Neon Signs & Service Inc. for permit to erect neon sign at 130 Losoya St.  
Neon Signs & Service Inc. for permit to erect neon sign at 132 Losoya St.  
Neon Signs & Service Inc. for permit to erect neon sign at 402 S. Alamo St.  
Neon Signs & Service Inc. for permit to erect neon sign at 1519 N. Zarzamora.  
Neon Signs & Service Inc. for permit to erect neon sign at 102 3rd St.  
Neon Signs & Service Inc. for permit to erect neon sign at 703 San Pedro.  
Neon Signs & Service Inc. for permit to erect neon sign at 201½ S Alamo St.  
Neon Signs & Service Inc. for permit to erect neon sign at 703 San Pedro.  
Neon Signs & Service Inc. for permit to erect neon sign at 538 W. Houston St.  
Neon Signs & Service Inc. for permit to erect neon sign at 803 Fredericksburg Road.  
Reich Sign Co. for permit to erect neon sign at Alamo Plaza.  
Reich Sign Co. for permit to erect neon sign at 106 San Pedro Ave.  
Reich Sign Co. for permit to erect neon sign at Alamo Plaza.  
Texas Neon Sign Co. for permit to erect neon sign at Brooklyn & Quincy.  
Southwest Pump Co. to install gas equipment at 212 College St.

- - -

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

Hetty S. Browne for refund of building permit fee.  
Texas Neon Sign Co. for refund of electrical permit fee.

- - -

On motion duly seconded and carried, the following petitions were read and referred to the City Health Officer.

Otto Hass to keep one cow at 722 Gulf St.  
Elmer Lathringer to keep one cow at 137 Cavalier.  
L. L. Lingle to keep one cow at 326 Simpson.  
A. N. Tschirhart to keep one cow at 1012 Lynwood.

- - -

The petition of Henry Fest for payment for land appropriated by City for Apache Creek Flood prevention, was read and referred to the City Attorney.

- - -

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

## AN ORDINANCE

ACCEPTING AND APPROVING THE SECURITIES PLEDGED BY THE NATIONAL BANK OF COMMERCE OF SAN ANTONIO, TEXAS, TO SECURE THE CITY FUNDS DEPOSITED AND TO BE DEPOSITED IN SAID BANK BY THE CITY DURING THE FISCAL YEAR 1937, AND DIRECTING THE DEPOSITING OF SAID SECURITIES FOR SAFE-KEEPING AND RELEASING THE SURETIES ON ALL BONDS HERETOFORE GIVEN BY SAID BANK AS CITY DEPOSITORY

(For full text of this ordinance, see Ordinance Book "I", Page 196)

---

Commissioner Steffler introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

## AN ORDINANCE

AMENDING RULE 39-H OF "AN ORDINANCE REGULATING THE GOVERNMENT OF TRAFFIC ON THE STREETS, PLAZAS AND PUBLIC PLACES OF THE CITY OF SAN ANTONIO

(For full text of this ordinance, see Ordinance Book "I", Page 197)

---

Bids for furnishing Commissioner Rubiola's Department) one truck chassis were opened and read and referred to the City Purchasing Agent for tabulation.

---

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 384

AN ORDINANCE *MO-696*

TRANSFERRING \$13,000.00 FROM BACK TAX GENERAL FUND TO 1937 GENERAL FUND

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the Commissioner of Taxation, as ex-officio City Treasurer, and the City Auditor, be and they are hereby directed to transfer or cause to be transferred the sum of \$13,000.00 of the Back Tax General Fund to 1937 General Fund.

PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

---

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

No. 385.

AN ORDINANCE *- 697*

APPROPRIATING \$25,000.00 OUT OF THE 1937 GENERAL FUND TO PAY ONE (1)

NOTE NO. 25

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$25,000.00 be and the same is hereby appropriated out of the 1937 General Fund, Various Departments, to pay one (1) Note No. 25 of the 1937 General Fund Series, maturing on or before July 1, 1938, payable to the Frost National Bank of San Antonio, Texas.

PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

---

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 386

AN ORDINANCE *MO-698*

## APPROPRIATING MONEY OUT OF VARIOUS FUNDS FOR PAYROLLS

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the following amounts be and the same are hereby appropriated out of the hereinafter named funds for payrolls.

Police & firemen's Pension Fund	\$6,297.26
Stinson Airport Fund of 1937	75.00
Fire Station #2 Building Fund of 1937	280.15
Police & Fire Station Fund of 1937	1,000.00
	<u>\$7,652.41</u>

PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

- - -

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 387

AN ORDINANCE *- 699*

## APPROPRIATING \$1,389.34 FOR MATERIALS &amp; SUPPLIES

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,389.34, or as much thereof as may be necessary, be and the same is hereby appropriated for materials and supplies as per approved bills filed with the City Auditor, for permanent public improvements on various projects of the City of San Antonio, out of the following funds.

Sewer Construction Fund of 1937	\$ 212.70
Police & Fire Station Fund of 1937	135.77
Street Improvement Fund of 1937	158.90
Fire Station 2 Building Fund of 1937	338.60
Bridge Construction Fund of 1937	<u>543.37</u>

\$1,389.34

PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

- - -

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 388

AN ORDINANCE *- 700*

APPROPRIATING \$26.00 TO PAY HART MCCORMICK, CLERK DISTRICT COURTS OF BEXAR COUNTY, TEXAS, COSTS IN B-86,581, STYLED S. J. MOORE VS C. K. QUIN, ET AL.

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

1. That \$26.00 be and the same is appropriated hereby out of the 1937 General Fund Judgments & Suits Department, to pay Hart McCormick, Clerk of the District Courts of Bexar County, Texas, costs in District Court in Cause No. B-86,581, styled S. J. Moore Vs C. K. Quin et al.

2. PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

- - -

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 389

AN ORDINANCE *- 701*

APPROPRIATING \$2,000.00 TO PAY JOHN M. MARRIOTT FEES FOR ARCHITECTURAL SERVICES IN CONNECTION WITH FIRE STATION 2

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

1. That \$2,000.00 be and the same is appropriated hereby out of A - Fire Station 2 Building Fund of 1937, to pay John M. Marriott fees for architectural and engineering services in connection with construction of Fire Station 2, in the City of San Antonio, Bexar County, Texas, as follows:-

2. For plans and specifications for Fire Station No. 2 and repair shops, (not including plumbing, heating, electric wiring and roofing and metal work), 3 $\frac{1}{2}$ % of \$43,000.00 according to contract dated the 6 day of August, 1937 \$,1500.00

For engineering services for J. W. Beretta Co., for concrete structure W P A work, by separate agreement with City 500.00

3. PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

- - -

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: "yes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 390

AN ORDINANCE *MO-702*

APPROPRIATING \$281.82 TO PAY FREEMAN PRINTING COMPANY FOR PRINTING BRIEFS IN CAUSE NO. 2140-7049, STYLED MCKENZIE CONSTRUCTION COMPANY VS CITY OF SAN ANTONIO

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

1. That \$281.82 be and the same is appropriated hereby out of the 1937 general fund - Judgments & suits Departments, to pay Freeman Printing Company for printing briefs in Cause No. 2140-7049, styled McKenzie Construction Company vs City of San Antonio, et al., in the Supreme Court of Texas, as follows:-

Printing Briefs	\$280.80
Postage, to clerk of Supreme Court	<u>1.02</u>
	\$281.82

2. PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

- - -

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: "yes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 391

AN ORDINANCE *-703*

REFUNDING CITY TAXES PAID TWICE IN ERROR

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the hereinafter named party be refunded the amount set out below as refund of City Taxes paid twice in error, for the fiscal years 1935 and 1936, all as more fully set out in their petition for refund, which bears the favorable recommendation of the Commissioner of Taxation, to-wit:

Beale Realty Company	\$15.36
(School Tax, \$10.60)	

and the sum of fifteen Dollars and Thirty-Six Cents, (\$15.36, be and the same is hereby appropriated out of the Back Tax General Fund for the purpose of making such refunds.

PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

- - -

Commissioner Rubiola introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 392

AN ORDINANCE *MO-704*

ACCEPTING THE PROPOSAL OF NEESE BROS. INC. AND APPROPRIATING THE SUM OF THREE HUNDRED SEVENTY-SIX & NO /100 DOLLARS OR SO MUCH OF SAID SUM AS MAY BE REQUIRED, OUT OF THE 1937 GENERAL FUND (ZOO)

BE IT ORDAINED by the Commissioners of the City of San Antonio, that the within proposal, insofar as it relates to 640 bags cement in paper @ .61 $\frac{1}{4}$ ¢ per bag less 2 $\frac{1}{2}$ ¢ per bag \$376.00 only, of Neese Bros. Inc., to furnish the City of San Antonio, Project #9120 Zoo Department, with 640 bags cement @ 61 $\frac{1}{4}$ ¢ less 2 $\frac{1}{2}$ ¢ per bag net total sum of \$376.00, be and the same is hereby accepted, and that the Mayor be and he is hereby authorized to enter on said proposal an acceptance of same as above specified on behalf of and as the act of the City of San Antonio, Texas, and that the sum of three hundred seventy-six & no/100 dollars or so much of said sum as may be required, be and it is hereby appropriated out of the 1937 General Fund (Zoo) Fund, Project #9120 Zoo Department, for the payment thereof.

PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

- - -

Commissioner Rubiola introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 393

AN ORDINANCE *-705*

ACCEPTING THE PROPOSAL OF BRANDT IRON WORKS AND APPROPRIATING THE SUM OF ONE HUNDRED NINTY-EIGHT & 94/100 DOLLARS OR SO MUCH OF SAID SUM AS MAY BE REQUIRED, OUT OF THE 1937 GENERAL FUND (ZOO) FUND

BE IT ORDAINED by the Commissioners of the City of San Antonio, that the within proposal, insofar as it relates to reinforcing steel for African Panarama only, of Brandt Iron Works to furnish the City of San Antonio, Project #6624 Zoo Department, with reinforcing steel for African Panarama at Brackenridge Park be and the same is hereby accepted, and that the Mayor be and he is hereby authorized to enter on said proposal an acceptance of same as above specified on behalf of and as the act of the City of San Antonio, Texas; and that, the sum of One Hundred Ninty-eight & 94/100 Dollars or so much of said sum as may be required, be and it is hereby appropriated out of the Fund Project #6624 Zoo Department, for the payment thereof.

PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

- - -

Commissioner Steffler introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 394

AN ORDINANCE *-706*

APPROPRIATING \$11.90 TO REIMBURSE E. A. KUEHN FOR DAMAGE TO TIRES AND TUBES.

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

1. That \$11.90 be and the same is appropriated hereby out of the 1937 General Fund - Judgments & Suits Department, to reimburse E. A. Kuehn for damage to tires and tubes of automobile caused by hole in paving in 2600 Block of Broadway, in the City of San Antonio, Bexar County, Texas, on December 25, 1937.

2. Upon execution and delivery of release, approved by the City Attorney, the City Auditor is directed to deliver City warrant in the above amount to E. A. Kuehn.

3. PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright.  
Acting Mayor

- - -

Commissioner Steffler introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 395

AN ORDINANCE *MO-707*

APPROPRIATING \$25.00 OUT OF THE CITY OF SAN ANTONIO EXCAVATION TRUST  
ACCOUNT FOR PLUMBER'S DEPOSIT REFUND

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$25.00, be and the same is hereby appropriated out of Excavation Trust Account for Plumber's Deposit Refund, as per City Engineer's letter of January 27, 1938, as follows:

Month C. Gross                      \$25.00

PASSED AND APPROVED on the 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

- - -

Commissioner Wright made the following recommendations, which were adopted by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

Modern Neon Corp. for permit to erect neon sign at Third & Alamo. Granted.  
Modern Neon Corp. for permit to erect neon sign at 200 Hampshire. Granted.  
Modern Neon Corp. for permit to erect neon sign at 1806 Broadway. Granted.  
Modern Neon Corp. for permit to erect neon sign at N. Alamo & Third. Granted.  
Modern Neon Corp. for permit to erect neon sign at 205 S. Alamo. Granted.  
Modern Neon Corp. for permit to erect neon sign at 136 W. Commerce. Granted.  
Modern Neon Corp. for permit to erect neon sign at 300 James St. Granted.  
New Sign Shop for permit to erect neon sign at 101 E. Ashby. Granted.  
Neon Signs & Service Inc. for permit to erect neon sign at 515 N. St. Mary's. Granted.  
Reich Sign Co. for permit to erect neon sign at 2201 Nogalitos Ave. Granted.  
Reich Sign Co. for permit to erect neon sign at N. Pine & Vanness St. Granted.  
Reich Sign Co. for permit to erect neon sign at 1805 Main Ave. Granted.  
Reich Sign Co. for permit to erect neon sign at 207 S. Santa Rosa. Granted.  
Texas Neon Sign Co. for permit to erect neon sign at Moore Bldg. Houston St. Granted.  
Packer Corporation to erect bulletin board at Main and Maple Sts. Granted.

- - -

Commissioner Bushick introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Wright, Bushick, Rubiola, Steffler. Nays, Mayor Quin, absent.

NO. 396

AN ORDINANCE *MO-708*

APPROPRIATING \$86.75 TO PAY J. IRVING NICHOLS FEES FOR PREPARING  
TRANSCRIPT OF EVIDENCE OF B-87795, STYLED CHARLES E. HUMMEL VS  
CITY OF SAN ANTONIO

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

1. That \$86.75 be and the same is appropriated hereby out of the 1937 General Fund - Judgments & Suits Department, to pay J. Irving Nichols fees for preparing transcript of evidence in Cause No. B-87,795 styled Charles E. Hummel vs City of San Antonio, in the 45th District Court of Bexar County, Texas, as follows:

Original transcript (filed in duplicate)                      \$84.00  
Photostating Exhibits 1, 2, 3 and 6                                      2.75

2. PASSED AND APPROVED this 27th day of January, A. D. 1938.

ATTEST: Jas. Simpson  
City Clerk

Phil Wright  
Acting Mayor

---

On motion duly seconded and carried, the meeting adjourned.

APPROVED Phil Wright  
Acting Mayor

ATTEST: Jas Simpson  
City Clerk