

A RESOLUTION (2859)

CALLING FOR BIDS FOR THE INSTALLATION OF DRAINAGE
PIPE AND APPURTENANCES ON CUNNINGHAM AVENUE.

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

1. That the City Clerk is directed to advertise for sealed bids addressed to the City Clerk, City Hall, San Antonio 5, Texas, for the installation of drainage pipe and appurtenances on Cunningham Avenue, from North Alamo, east approximately 400 feet.
2. The bid shall be in duplicate, and the envelope containing the bid shall be endorsed "Bid for the Installation of Drainage Pipe and Appurtenances on Cunningham Avenue."
3. A bidder's check in the amount of 2½ per cent of the total bid shall accompany each bid. The construction bond shall be 50 per cent of the total cost of the job. No maintenance bond will be required.
4. Bids will be received at the office of the City Clerk until 10:00 o'clock A. M. CST Thursday, the 13th day of December, A. D. 1945, and then publicly opened and read aloud in the City Council Chamber. Any bids received after the closing time will be returned unopened.
5. The work shall be done and completed in accordance with the plans and specifications and directions of the City Engineer.
6. The successful bidder will be required to execute the Standard City Form Construction Contract prepared and supplied by the City of San Antonio.
7. In case of ambiguity, duplicity or obscurity in the bids, the City Engineer shall have the exclusive power to construe and apply the meaning thereof.
8. No bids may be withdrawn less than three weeks after the scheduled closing time.
9. The City reserves the right to reject any and all bids and waive formality.
10. Attention is called to Article 5129-a Revised Statutes of Texas requiring that not less than the minimum wages prevailing in the locality in which the work is performed for work of a similar character, shall be paid.
11. Advertisement shall be made by the publication of this Resolution for five days in the "COMMERCIAL RECORDER".
12. PASSED AND APPROVED this 29th day of November, A. D. 1945.

/s/ Gus B. Mauermann

Gus B. Mauermann
M A Y O R

ATTEST:

/s/ Frank W. Brady

Frank W. Brady
City Clerk

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APPRO. NO. 430

AN ORDINANCE (2860)

APPROPRIATING \$24,597.73 OUT OF THE 1945 GENERAL FUND,
FOR PER DIEM PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$24,597.73, be and the same is hereby appropriated out of the 1945 General Fund, for per diem payrolls for the period ending November 30, 1945, as follows:

| | |
|-------------------------------------|-----------|
| PUBLIC AFFAIRS IN GENERAL | 355.50 |
| SANITATION, PARKS & PUBLIC PROPERTY | 15,551.17 |
| STREETS & PUBLIC IMPROVEMENTS | 8,309.87 |
| FIRE & POLICE DEPARTMENTS | 381.19 |

 24,597.73

PASSED AND APPROVED on the 4th day of December 1945.

Attest:

P/ L. Anderson

Mayor Pro-Tem

Frank W. Brady, City Clerk

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APPRO. NO. 431

AN ORDINANCE (2861)

APPROPRIATING \$558.50 OUT OF THE PARK REVENUE BOND - 1945
FUND, FOR PAYROLL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$558.50, be and the same is hereby appropriated out of the PARK REVENUE BOND - 1945 FUND, for payroll for the Willow Springs Golf Course for the period ending November 30, 1945, in the amount of \$558.50.

PASSED AND APPROVED on the 4th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 432

AN ORDINANCE (2862)

APPROPRIATING \$11,950.60 OUT OF THE POLICE & FIREMENS'
PENSION FUND, FOR PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$11,950.60, be and the same is hereby appropriated out of the Police and Firemens' Pension Fund, for payrolls for the period ending November 30, 1945, in the amount of \$11,950.60.

PASSED AND APPROVED on the 4th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 433

AN ORDINANCE (2863)

APPROPRIATING \$2,224.50 OUT OF 1945 GENERAL FUND - VARIOUS
DEPARTMENTS - TO PAY FOR INDEPENDENT HIRE OF TEAMS AND TRUCKS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$2,224.50, be and the same is hereby appropriated out of the 1945 General Fund - Various Departments - to pay for Independent Hire of Teams and Trucks for the period of November 16, 1945 to November 30, 1945, inclusive, as per approved estimates on file in the City Auditor's Office, out of the following departments:

| | |
|----------------------|------------|
| Parks & Plazas | \$ 108.00 |
| Garbage & Sanitation | 126.00 |
| Street Maintenance | 1,990.50 |
| | <hr/> |
| | \$2,224.50 |

PASSED AND APPROVED on the 4th day of December, 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 434

AN ORDINANCE (2864)

ACCEPTING PROPOSAL, CREATING CONTRACT AND MAKING AN APPROPRIATION FOR EQUIPMENT, MATERIALS AND SUPPLIES WITH MACK INTERNATIONAL MOTOR TRUCK CORP., HARRISBURG BLVD. HOUSTON, TEXAS.

BE IT ORDAINED by the Commissioners of the City of San Antonio:

1- That this Ordinance evidences the acceptance of the attached Bidders Proposal, and makes and manifests a contract according to the terms of the Proposal, the Charter and relevant Ordinances of the City of San Antonio, with MACK INTERNATIONAL MOTOR TRUCK CORP., Harrisburg Blvd., Houston, Texas.

2- An Appropriation is made hereby in the amount of \$19,374.60 from the 1945 General Fund Fire Department, Fund to pay the debt created by this Ordinance; and the issue of a Warrant is authorized to be delivered to the Contractor; according to the terms of this contract; upon certification for payment under the Ordinances of the City of San Antonio, and in conformity with Section 17 of the Finance Ordinance.

3- This contract shall become effective upon adoption by the Board of Commissioners of The City of San Antonio, and all agreements, if any existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

4- This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with officer or employee of The City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

5- Accepting the attached proposal of Mack International Truck Corp., 3005 Harrisburg Blvd., Houston, Texas, dated November 28, 1945, to furnish the Fire Department with Two Mack Fire Engine Pumpers, Type 85 (750 GPM) 1945 Year Model, Weight 13,400 lbs., 172" Wheelbase, 200 H.P. to be delivered within approximately 120 working days from the date order is received for a net total sum of \$19,374.60

PASSED AND APPROVED this 4th day of December, A. D. 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 435

AN ORDINANCE (2865)

TRANSFERRING \$4,200.00 FROM BACK TAX GENERAL FUND AND \$4,000.00 FROM 1944 GENERAL FUND TO 1945 GENERAL FUND.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$8,200.00, be and the same is hereby ordered transferred to the 1945 General Fund - Taxes, Licenses, Fines, etc. Account from the following Funds:

| | |
|--|------------|
| Back Tax General Fund | \$4,200.00 |
| 1944 General Fund - Taxes, Licenses, Fines, etc. Account | 4,000.00 |

PASSED AND APPROVED on the 6th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 436

AN ORDINANCE (2866)

APPROPRIATING \$25,004.79 OUT OF 1945 GENERAL FUND TO PAY
ONE (1) NOTE NO. 36 AND ACCRUED INTEREST.

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 1945 General Fund - Taxes, Licenses, Fines, etc. Account payable to Alamo National Bank of San Antonio, Texas, to pay One (1) Note No. 36 of the 1945 General Fund Series, maturing on or before July 1, 1946;
AND, the sum of \$4.79, be and the same is hereby appropriated out of 1945 General Fund - Interest Department to pay accrued interest on 1945 General Fund Note No. 36.

PASSED AND APPROVED on the 6th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 437

AN ORDINANCE (2867)

APPROPRIATING \$850.60 OUT OF 1945 GENERAL FUND TO PAY
INTEREST ON 1945 GENERAL FUND NOTES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$850.60, be and the same is hereby appropriated out of 1945 General Fund - Interest Department, - payable to Alamo National Bank of San Antonio, Texas, to pay interest for the month of November, 1945, on 1945 General Fund Notes Nos. 36 to 69 incl. held by Bank.

PASSED AND APPROVED on the 6th day of December, 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 438

AN ORDINANCE (2868)

APPROPRIATING \$85.00 OUT OF 1945 GENERAL FUND - PARKS &
PLAZAS - PAYABLE TO KELLY CONSTRUCTION COMPANY, FOR RENTAL
OF AND MOVING BULLDOZER.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$85.00, be and the same is hereby appropriated out of the 1945 General Fund - Parks & Plazas Department - to pay Kelly Construction Company, for Bulldozer time for leveling of Dump ground at north end of McCullough Avenue, and also for moving Bulldozer, as per approved Invoice on file in the City Auditor's Office.

PASSED AND APPROVED on the 6th day of December, 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 439

AN ORDINANCE (2869)

ACCEPTING PROPOSAL, CREATING CONTRACT AND MAKING AN
 APPROPRIATION FOR EQUIPMENT WITH HERPEL-GILLESPIE,
 321 BROADWAY, SAN ANTONIO, TEXAS.
 Proposal date 11/27/45

BE IT ORDAINED by the Commissioners of the City of San Antonio:

1- That this Ordinance evidences the acceptance of the attached Bidders Proposal, and makes and manifests a contract according to the terms of the Proposal, the Charter and relevant Ordinances of the City of San Antonio, with HERPEL-GILLESPIE, 321 Broadway, San Antonio, Texas,

2- An Appropriation is made hereby in the amount of 1,086.14 from the 1945 General Fund, Rivers & Ditches Department, Fund to pay the debt created by this Ordinance; and the issue of a Warrant is authorized to be delivered to the Contractor, according to the terms of this contract, upon certification for payment under the Ordinances of the City of San Antonio, and in conformity with Section 17 of the Finance Ordinance.

3- This contract shall become effective upon adoption by the Board of Commissioners of The City of San Antonio, and all agreements, if any existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

4- This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with officer or employee of The City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

5- Accepting the Proposal of Herpel-Gillespie, 321 Broadway, San Antonio, Texas, to furnish the River & Ditches Department, with one 1/2 ton 1946 Pickup Ford and appropriating the sum of \$1086.14 out of the 1945 General Fund, Rivers & Ditches Department, in payment of same.

PASSED AND APPROVED this 6th day of December, A. D. 1945.

P. L. Anderson

Mayor Pro Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 440

AN ORDINANCE (2870)

AUTHORIZING THE CITY PURCHASING TO APPROVE PURCHASE
 ORDER FOR THE PURCHASE OF ONE IDEAL POWER MOWER FROM
 L. A. YATES, HIGHWAY 281 NORTH AS DESCRIBED BELOW, FOR
 A NET SUM OF \$650.00, SAME TO BE USED IN THE PARKS &
 PLAZAS DEPARTMENT.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the City Purchasing Agent be, and he is hereby authorized to approve Purchase Order for the purchase of One 1940 Ideal Power Mower from L. A. Yates, Highway 281 North, Yates Airfield, for the net sum of \$650.00;

Description of Power Mower as follows:

Make; Ideal;
 Model; Z-R
 Year Model; 1940;
 Serial No. Y-40289

Attachments;

Cycle Bar;
 Lawn Roller;
 Sweeper attachment;
 Sulkey;

And that the said net amount of \$650.00 be hereby appropriated out of the 1945 General Fund, Parks & Plazas Department, in payment of same.

PASSED AND APPROVED on the 6th., day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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AN ORDINANCE (2871)-

MAKING A LEASE WITH O. R. MITCHELL FOR LAND IN THE OLMOS
BASIN.

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

1. That this ordinance makes and manifests a lease between the City of San Antonio, a municipal corporation, of the County of Bexar and State of Texas, hereinafter styled Lessor, and O. R. Mitchell, of the County of Bexar and State of Texas, hereinafter styled Lessee,

WITNESSETH:-

2. That the Lessor leases to the Lessee and the Lessee takes from the Lessor for a term of 2 years commencing on the 15th day of November, A. D. 1945 and ending on the 14th day of November A. D. 1947, the following tract or parcel of land situated in the County of Bexar and State of Texas, more particularly described by metes and bounds as follows, to-wit:

3. 7½ acres - Bounded on the north by Olmos Dam; on the south by fence on south line of City property; on the west by property line of Don Danvers; and on the east by bluff.

4. The rental to be paid by the Lessee to the Lessor shall be at the rate of \$10.00 per acre per year. The rental shall be paid annually in advance by the Lessee at the office of the License and Dues Collector of the City of San Antonio, in the City Hall, Bexar County, Texas. This lease is not subject to renewal by holdover by the Lessee, voluntarily or involuntarily, and this lease will terminate on the 14th day of November, A. D. 1947. Any occupancy of this land after the termination date shall create a tenancy from month to month at a rental triple the rental specified herein subject to all other conditions imposed in this contract upon the Lessee.

5. The land demised herein shall be used solely for grazing and agricultural purposes. The Lessee shall enclose the demised land by a substantial stock-proof fence which shall be constructed so that it will not float, and the construction shall be subject to approval by the City Engineer, and a condition precedent to this lease. The Lessee will not permit any waste upon this land, cut timber or remove earth.

6. The Lessee acknowledges that he has examined the premises and that the same are suitable and sufficient for the purpose for which they are to be used and the Lessee takes the property as it is.

7. The Lessee acknowledges that this land is the bottom of the Olmos Detention Basin, that it is subject to overflow and as a part of the consideration of this lease, the Lessee releases the Lessor from all claims for damages to persons or to property caused by floods or inundation; and the Lessee will put outlets from the land herein demised onto high ground and will remove all livestock from this area in the event of a flood or threat of flood. The Lessee will not put anything in this area except the fences herein permitted.

8. The Lessee acknowledges that this is property that the City of San Antonio bought for public purposes and that its use for a public purpose is a right paramount to the rights of the Lessee under this lease and in the event the City of San Antonio elects to use the land herein conveyed, or any part thereof, for any public purpose or any quasi-public purpose, then the City of San Antonio may terminate this lease as fully as if it had expired by its own

terms, upon giving the Lessee 30 days notice of the intention to terminate.

9. The Lessee further covenants and agrees that he will not assign this lease, nor sublet the whole or any part thereof, nor make or allow to be made any unlawful, improper or offensive use thereof, and it shall be lawful for the Lessor at any reasonable time to enter into and upon the real estate above described to examine the condition thereof, and that the Lessee herein will, at the expiration of the term of this lease, peaceably yield up unto Lessor all and singular the real estate herein leased in a reasonably good and clean condition.

10. It is further covenanted and agreed that should the Lessee herein in any manner fail or refuse to abide by the terms, conditions and provisions of this lease contract, that such failure shall, at the option of the Lessor immediately cancel this lease and all rights thereunder as fully and completely as though the entire term of said lease had expired, and Lessor herein shall thereupon be entitled to immediate possession of the real estate herein leased without any further notice.

11. And it is further covenanted and agreed by Lessee herein that should this lease be for any reason cancelled or terminated before the full term thereof has expired, or should, after the full expiration of the term of this lease, the Lessor be compelled in any manner to bring any form of proceedings in any court or courts as a result of such cancellation or termination, then Lessee herein agrees that he will pay a reasonable attorney's fees, and all costs of court that may be incurred as a result of such legal proceedings.

12. The failure of the Lessor to enforce any covenant, or condition, by reason of its breach by the Lessee, shall not waive, or void, the right of the Lessor to enforce the same agreement or condition on the occasion of any subsequent breach or default.

13. PASSED, APPROVED AND SIGNED this 6th day of December, A. D. 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

14. ACCEPTED by the Lessor as the contract of lease, this day of December, A. D. 1945.

Lessee

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AN ORDINANCE (2872)

MAKING A CONTRACT FOR A TRUCK WITH W. E. RIDGEWAY.

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

1. That this ordinance makes and manifests a contract between the City of San Antonio, and the undersigned, hereinafter called Contractor. WITNESSETH:-

2. That the Contractor will supply to the City of San Antonio, one three (3) yard dump truck, to deliver gravel, furnished by the City from City gravel pit, to streets designated by the City Engineer at a rate per load to be agreed upon with the City Engineer.

3. That the Contractor shall, at his own expense, employ the driver, and maintain the truck in a good state of repair.

4. The Contractor will use the truck to haul gravel to the above designated streets and location, at the time and place directed by the City Engineer of the City of San Antonio; and will accomplish this work in a manner and by the method chosen by the Contractor.

5. This contract may be terminated by either party at will.

6. It is the intention of the parties that the Contractor will be independent; and that

neither the relation of principal and agent nor master and servant shall exist.

7. This instrument in writing constitutes the entire agreement of accord and satisfaction between the parties, there being no other written or parole agreement with any officer or employee of the City; it being understood by the undersigned that the Charter of the City of San Antonio requires all contracts to be in writing and approved by ordinance, before the City is bound.

8. PASSED AND APPROVED this 6th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

9. ACCEPTED:

/s/ Ridgeway, W. E.
Contractor. M
No. Eldorado Street E 5436

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AN ORDINANCE (2873)

MAKING A CONTRACT FOR A TRUCK WITH ERNEST DALBOSCO

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

1. That this ordinance makes and manifests a contract between the city of San Antonio, and the undersigned, hereinafter called Contractor. WITNESSETH:-

2. That the Contractor will supply to the City of San Antonio, one three (3) yard dump truck, to deliver gravel, furnished by the City from City gravel pit, to streets designated by the City Engineer at a rate per load to be agreed upon with the City Engineer.

3. That the Contractor shall, at his own expense, employ the driver, and maintain the truck in a good state of repair.

4. The Contractor will use the truck to haul gravel to the above designated streets and location, at the time and place directed by the City Engineer of the City of San Antonio; and, will accomplish this work in a manner and by the method chosen by the Contractor.

5. This contract may be terminated by either party at will.

6. It is the intention of the parties that the Contractor will be independent; and that neither the relation of principal and agent nor master and servant shall exist.

7. This instrument in writing constitutes the entire agreement of accord and satisfaction between the parties, there being no other written or parole agreement with any officer or employee of the City; it being understood by the undersigned that the Charter of the City of San Antonio requires all contracts to be in writing and approved by ordinance, before the City is bound.

8. PASSED AND APPROVED this 6th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

9. ACCEPTED:

Ernest Dalbosco
Contractor
No. 1308 Buena Vista Street

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APPRO. NO. 441

AN ORDINANCE (2874)

APPROPRIATING \$805.00 OUT OF STREET PAVING ACCOUNT - PAYABLE TO KELLY CONSTRUCTION COMPANY, FOR DOUBLE ASPHALT SURFACE TREATMENT ON FAIR AVENUE.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$805.00, be and the same is hereby appropriated out of STREET PAVING ACCOUNT - to pay Kelly Construction Company, for Double Asphalt Surface Treatment on Fair Avenue, between South Hackberry Street and South Presa Street, as per 1st and Final Estimate and attached agreement, approved and on file in the City Auditor's Office.

PASSED AND APPROVED on the 6th day of December, 1945.

P. L. Anderson
Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 442

AN ORDINANCE (2875)

APPROPRIATING \$320.70 OUT OF 1945 GENERAL FUND - STREET MAINTENANCE PAYABLE TO B. H. BUCH FOR GRAVEL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$320.70, be and the same is hereby appropriated out of the 1945 General Fund - Street Maintenance - to pay B. H. Buch, for 6416 cubic yards of gravel @ 5¢ per cubic yard, in accordance with proposal accepted by the City of San Antonio on May 25, 1945, and as per approved estimate on file in the City Auditor's Office.

PASSED AND APPROVED on the 6th day of December, 1945.

P. L. Anderson
Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 443

AN ORDINANCE (2876)

APPROPRIATING \$50.00 OUT OF THE CITY OF SAN ANTONIO STREET EXCAVATION TRUST ACCOUNT FOR REFUNDS AND REPAIRS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$50.00 be; and the same is hereby appropriated out of the Street Excavation Trust Account for refunds and repairs, as per City Engineer's letter of December 6th, 1945, as follows:

| | | |
|---------------------|---------|---------|
| Pauline Rodriguez | Refund | \$10.00 |
| Jose DeOchoa | " | 15.00 |
| E. T. Reilly | " | 10.00 |
| Mrs. W. J. Busbee | " | 3.65 |
| Pedro Garcia | " | 5.00 |
| City of San Antonio | Repairs | 6.35 |
| Total | | \$50.00 |

PASSED AND APPROVED on the 6th day of December 1945.

P. L. Anderson
Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 444

AN ORDINANCE (2877)

ACCEPTING PROPOSAL, CREATING CONTRACT AND MAKING AN APPROPRIATION FOR SUPPLIES WITH STRAUS-FRANK CO., 301 S. FLORES STREET, SAN ANTONIO, TEXAS
Proposal date 11/28/45

BE IT ORDAINED by the Commissioners of the City of San Antonio;-

1- That this Ordinance evidences the acceptance of the attached Bidders Proposal, and makes and manifests a contract according to the terms of the Proposal, the Charter and relevant Ordinances of the City of San Antonio, with STRAUS-FRANK CO., 301 S. Flores Street, San Antonio, Texas.

2- An Appropriation is made hereby in the amount of \$3,381.00 from the 1945 General Fund, Fire Department Fund to pay the debt created by this Ordinance; and the issue of a Warrant is authorized to be delivered to the Contractor, according to the terms of the contract, upon certification for payment under the Ordinances of the City of San Antonio, and in conformity with Section 17 of the Finance Ordinance.

3- This contract shall become effective upon adoption by the Board of Commissioners of The City of San Antonio, and all agreements, if any existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

4- This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with officer or employee of The City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

5- Accepting the attached proposal of Straus-Frank Co., 301 S. Flores Street, San Antonio, Texas, insofar, as it relates ITEM 1 (b), to furnish the Fire Department with 3000 ft. 2½" Fire Hose, Double Jacket, BUCKEYE BRAND Twill Woven Hose at \$1.127 per foot f.o.b. Central Fire Headquarters, San Antonio, Texas, and the total sum of \$3,381.00 is hereby appropriated out of the 1945 General Fund, Fire Department, in payment of same.

PASSED AND APPROVED this 6th., day of December, A. D. 1945.

P. L. Anderson

MAYOR Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 445

AN ORDINANCE (2878)

ACCEPTING PROPOSAL, CREATING CONTRACT AND MAKING AN APPROPRIATION FOR SUPPLIES WITH KALLISON'S, 124 S. FLORES STREET, SAN ANTONIO, TEXAS.
Proposal date 11/28/45

BE IT ORDAINED by the Commissioners of the City of San Antonio:

1- That this Ordinance evidences the acceptance of the attached Bidders Proposal, and makes and manifests a contract according to the terms of the Proposal, the Charter and relevant Ordinances of the City of San Antonio, with KALLISON'S, 124 S. Flores Street, San Antonio, Texas,

2- An Appropriation is made hereby in the amount of \$3,300.00 from the 1945 General Fund, Fire Department, Fund, to pay the debt created by this Ordinance; and the issue of a Warrant is authorized to be delivered to the Contractor, according to the terms of this contract, upon certification for payment under the Ordinances of the City of San Antonio, and in conformity with Section 17 of the Finance Ordinance.

3- This contract shall become effective upon adoption by the Board of Commissioners of

The City of San Antonio, and all agreements, if any existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

4- This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with officer or employee of The City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

5- Accepting the attached proposal of Kallison's 124 S. Flores Street, San Antonio, Texas, insofar, as it relates to ITEM 1 (a), to furnish the Fire Department with 3000 feet 2½" Fire Hose, Multex 2 ply Multiple woven hose, at \$1.10 per foot, f.o.b. Central Fire Headquarters, San Antonio, Texas, and the total sum of \$3,300.00 is hereby appropriated out of the 1945 General Fund, Fire Department, in payment of same.

PASSED AND APPROVED this 6th., day of December, A. D. 1945.

P. L. Anderson
Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 446

AN ORDINANCE (2879)

ACCEPTING PROPOSAL, CREATING CONTRACT AND MAKING AN
APPROPRIATION FOR SUPPLIES WITH AMERICAN LAFRANCE
FOAMITE CORP., 123 Merchant Street, SAN ANTONIO, TEXAS
Proposal date 11/26/45 Factory Elmira, N.Y.

BE IT ORDAINED by the Commissioners of the City of San Antonio:

1- That this Ordinance evidences the acceptance of the attached Bidders Proposal, and makes and manifests a contract according to the terms of the Proposal, the Charter and relevant Ordinances of the City of San Antonio, with AMERICAN LAFRANCE FOAMITE CORP., 123 Merchant Street, San Antonio, Texas.

2- An Appropriation is made hereby in the amount of \$1,560.00 from the 1945 General Fund, Fire Department Fund to pay the debt created by this Ordinance; and the issue of a Warrant is authorized to be delivered to the Contractor, according to the terms of this contract, upon certification for payment under the Ordinances of the City of San Antonio, and in conformity with Section 17 of the Finance Ordinance.

3- This contract shall become effective upon adoption by the Board of Commissioners of The City of San Antonio, and all agreements, if any existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

4- This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with officer or employee of The City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

5- Accepting the attached proposal of American LaFrance Foamite Corp., 123 Merchant Street, San Antonio, Texas, Factory Elmira N. Y. insofar, as it relates to ITEM 2 (a) to furnish the Fire Department with 2000 feet 1½" Fire Hose at 78¢ per foot, f.o.b. Central Fire Headquarters, San Antonio, Texas, and the total sum of \$1,560.00 is hereby appropriated out of the 1945 General Fund, Fire Department, in payment of same.

PASSED AND APPROVED this 6th day of December, A. D. 1945.

Attest: Frank W. Brady, City Clerk*

P. L. Anderson
Mayor Pro-Tem

* * *

APPRO. NO. 447

AN ORDINANCE (2880)

TRANSFERRING \$10,000.00 FROM 1945 GENERAL FUND - PARKING
METER ACCOUNT TO THE POLICE & FIREMEN'S PENSION FUND.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$10,000.00,
be and the same is hereby ordered transferred from 1945 General Fund - Parking Account to the
Police & Firemen's Pension Fund.

PASSED AND APPROVED on the 6th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 448

AN ORDINANCE (2881)

AUTHORIZING THE CITY PURCHASING AGENT TO APPROVE THE PAYMENT
FOR PAINTING, CORKING AND REPAIRS TO THE EXTERIOR OF THE
SAN PEDRO PLAY HOUSE AND APPROPRIATING THE SUM OF \$442.47
IN PAYMENT TO HACKNEY PAINT & DECORATING CO., 202 CANDLER
STREET, SAN ANTONIO, TEXAS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, That, the City Purchasing
Agent be, and he is hereby authorized to approve the payment of \$442.47 in payment to Hackney
Paint & Decorating Co., 202 Candler Street, San Antonio, Texas, for the purpose of Bainting,
Corking and making minor Repairs to the entire exterior of the San Pedro Play House and ap-
propriating the sum of \$442.47 out of the 1945 General Fund, San Pedro Play House Department,
in payment of same;

PASSED AND APPROVED on the 6th., day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 449

AN ORDINANCE (2882)

APPROPRIATING \$100.00 OUT OF 1945 GENERAL FUND TO PAY RENT
FOR U. S. EMPLOYMENT SERVICE .

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$100.00,
be and the same is hereby appropriated out of the 1945 General Fund, out of the following
department, and payable to the person or persons shown below:

U. S. Employment Service Dept:

| | |
|--|----------|
| Mortgage Loan & Agency Company | |
| U. S. Employment Service Rent - December 1945: | \$100.00 |

PASSED AND APPROVED on the 6th day of December, 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 450

AN ORDINANCE (2883)

APPROPRIATING \$20.00 OUT OF 1945 GENERAL FUND - HEALTH DEPARTMENT - PAYABLE TO W. T. QUILLIN, CASHIER OF THE HEALTH DEPARTMENT FOR INCIDENTAL EXPENDITURES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$20.00, be and the same is hereby appropriated out of the 1945 General Fund - Health Department - payable to W. T. Quillin, Cashier, of the Health Department, to be used for incidental expenditures of the Health Department, as provided by Section 16 of the Finance Ordinance.

PASSED AND APPROVED on the 6th day of December, 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 451

AN ORDINANCE (2884)

ACCEPTING PROPOSAL, CREATING CONTRACT AND MAKING AN APPROPRIATION FOR EQUIPMENT WITH MARTIN WRIGHT ELECTRIC CO., 1001 NAVARRO STREET, SAN ANTONIO, TEXAS. Proposal date 12/1/45.

BE IT ORDAINED by the Commissioners of the City of San Antonio:

1- That this Ordinance evidences the acceptance of the attached Bidders Proposal, and makes and manifests a contract according to the terms of the Proposal, the Charter and relevant Ordinances of the City of San Antonio, with MARTIN WRIGHT ELECTRIC CO., 1001 Navarro Street, San Antonio, Texas,

2- An Appropriation is made hereby in the amount of \$153.00 from the 1945 General Fund, La Villita Department, Fund to pay the debt created by this Ordinance; and the issue of a Warrant is authorized to be delivered to the Contractor, according to the terms of this contract, upon certification for payment under the Ordinances of the City of San Antonio, and in conformity with Section 17 of the Finance Ordinance.

3- This contract shall become effective upon adoption by the Board of Commissioners of The City of San Antonio, and all agreements, if any existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

4- This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with officer or employee of The City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

5- Contract to furnish the La Villita Department with On Water Cooler, Drayer-Hanson Electric, Model 10-B-14, Capacity 10-GPH, 1/6 H.P. Motor for a net sum of \$153.00.

PASSED AND APPROVED this 6th day of December, A. D. 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

* * *

AN ORDINANCE (2885)

ACCEPTING PROPOSAL, CREATING CONTRACT FOR MATERIALS AND SUPPLIES WITH SOUTHWEST STONE COMPANY, 1603 MERCANTILE BANK BUILDING, DALLAS 1, TEXAS. Proposal date 11/30/45.

BE IT ORDAINED by the Commissioners of the City of San Antonio:

1- That this Ordinance evidences the acceptance of the attached Bidders Proposal, and makes and manifests a contract according to the terms of the Proposal, the Charter and relevant Ordinances of the City of San Antonio, with SOUTHWEST STONE COMPANY, 1603 Mercantile Bank Building, Dallas 1, Texas,

2- See Section 5.

3- This contract shall become effective upon adoption by the Board of Commissioners of The City of San Antonio, and all agreements, if any existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

4- This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with officer or employee of The City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

5- Accepting the attached Proposal of Southwest Stone Co., 1603 Mercantile Bank Building, Dallas 1, Texas, to furnish the Various City Departments with the requirements of Trap Rock, 3/8 to 20 mesh, F.O.B. cars Knippa, Texas, @ \$1.30 per ton less 20¢ per ton if paid within 15 days from the date of invoice.

PASSED AND APPROVED this 6th., day of December, A. D. 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 452

AN ORDINANCE (2886)

APPROPRIATING \$17,691.70 OUT OF U. S. GOV'T TAX ACCOUNT
TO PAY WITHHOLDING TAXES FOR MONTH OF NOVEMBER 1945.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$17,691.70, be and the same is hereby appropriated out of the U. S. Gov't Tax Account, payable to the Alamo National Bank, for credit to Account of Federal Reserve Bank of Dallas, Texas, Fiscal Agent of the United States - Withheld Taxes, being amount deducted from payrolls for the month of November 1945.

PASSED AND APPROVED on the 10th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson

Asst. City Clerk

* * *

APPRO. NO. 453

AN ORDINANCE (2887)

APPROPRIATING \$50,023.02 OUT OF 1945 GENERAL FUND TO PAY
1945 GENERAL FUND NOTES NOS. 37 & 38, AND ACCRUED INTEREST.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$50,000.00, be and the same is hereby appropriated out of 1945 General Fund - Taxes, Licenses, Fines, etc. Account payable to Alamo National Bank of San Antonio, Texas, to pay two (2) Notes Nos. 37 & 38 of the 1945 General Fund Series, \$25,000.00 each, maturing on or before July 1, 1946; AND, the sum of \$23.02, be and the same is hereby appropriated out of 1945 General Fund -

Interest Department to pay accrued interest on 1945 General Fund Notes Nos. 37 & 38.

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 454

AN ORDINANCE (2888)

APPROPRIATING \$370,734.36 OUT OF VARIOUS SINKING FUNDS
TO PAY JANUARY 1, 1946 BOND AND INTEREST COUPON MATURITIES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$370,734.36, be and the same is hereby appropriated payable to Alamo National Bank of San Antonio, Texas to pay January 1, 1946 Bond and Interest Coupon Maturities, out of the following Sinking Funds:

| <u>SINKING FUNDS</u> | <u>BONDS</u> | <u>INTEREST COUPONS</u> |
|---|--------------|-----------------------------|
| Park Improvement Bonds of 1924 | \$ 2,500.00 | \$ 1,187.50 |
| Street Paving & Marker Bonds of 1924 | 11,000.00 | 5,350.00 |
| Sanitary Sewer Bonds of 1924 | 2,500.00 | 1,187.50 |
| Fire & Police Station Bonds of 1924 | 2,500.00 | 1,187.50 |
| Street Opening & Widening Bonds of 1924 | 6,000.00 | 2,975.00 |
| Bridge Bonds of 1924 | 2,500.00 | 1,187.50 |
| Storm Sewer Bonds of 1924 | 6,000.00 | 2,975.00 |
| Flood Prevention Bonds of 1924 | 70,000.00 | 33,250.00 |
| Auditorium Bonds of 1924 | 5,000.00 | 2,375.00 |
| | \$108,000.00 | \$ 51,675.00 |
| Street Opening & Widening Bonds of 1926 | \$ 10,000.00 | \$ 4,725.00 |
| Bridge Bonds of 1926 | 2,500.00 | 1,181.25 |
| Auditorium Building Bonds of 1926 | 5,000.00 | 2,362.50 |
| Street Paving Bonds of 1926 | 7,000.00 | 2,970.00 |
| Storm & Sanitary Sewer Bonds of 1926 | 1,500.00 | 596.25 |
| | \$ 26,000.00 | \$ 11,835.00 |
| Hospital Building Bonds of 1927 | 1,000.00 | 630.00 |
| City Hall Building Bonds of 1927 | 6,000.00 | 3,105.00 |
| Incinerator Building Bonds of 1927 | 4,000.00 | 1,867.50 |
| Storm & Sanitary Sewer Bonds of 1927 | 19,000.00 | 9,292.50 |
| Street Paving Bonds of 1927 | 7,000.00 | 3,712.50 |
| Bridge Bonds of 1927 | 6,000.00 | 3,105.00 |
| Street Opening & Widening Bonds of 1927 | 22,000.00 | 11,137.50 |
| Park Improvement Bonds of 1927 | 4,000.00 | 1,867.50 |
| Fire & Police Building Bonds of 1927 | 3,000.00 | 1,552.50 |
| Auditorium Building Bonds of 1927 | 2,000.00 | 945.00 |
| Flood Prevention Bonds of 1927 | 15,900.00 | 7,425.00 |
| | \$ 89,000.00 | \$ 44,640.00 |
| Funding Bonds of 1931 | \$ ----- | \$ 15,750.00 |
| Sewer Construction Bonds of 1936 | \$ 5,000.00 | \$ 275.00 |
| Street Improvement Bonds of 1936 | 6,000.00 | 1,180.00 |
| River Improvement Bonds of 1936 | 1,000.00 | 256.25 |
| Bridge Construction Bonds of 1936 | 1,000.00 | 256.25 |
| Airport Improvement Bonds of 1936 | 500.00 | 46.86 |
| Park Improvement Bonds of 1936 | 3,000.00 | 606.25 |
| | \$ 16,500.00 | \$ 3,220.61 |
| Fire Station 2 Building Bonds of 1937 | \$ ----- | \$ 862.50 |
| Police & Fire Station Bonds of 1937 | ----- | 517.50 |
| Health Building Bonds of 1937 | ----- | 60.00 |
| Stinson Airport Bonds of 1937 | ----- | 315.00 |
| Bridge Construction Bonds of 1937 | ----- | 315.00 |
| Street Improvement Bonds of 1937 | ----- | 413.75 |
| Sewer Construction Bonds of 1937 | ----- | 457.50 |
| | \$ ----- | \$ 2,941.25 |
| Improvement District No. 15 | \$ ----- | \$ 1,172.50 |
| TOTAL BONDS | \$239,500.00 | |
| TOTAL COUPONS | 131,234.36 | |
| GRAND TOTAL | \$370,734.36 | |

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann
M A Y O R

ATTEST:
Frank W. Brady, City Clerk

* * *

APPRO. NO. 455

AN ORDINANCE (2889)

APPROPRIATING \$98,987.94 OUT OF THE 1945 GENERAL FUND, FOR
SEMI-MONTHLY PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$98,987.94, be and the same is hereby appropriated out of the 1945 General Fund, for semi-monthly payrolls for the period ending December 15, 1945, as follows:

| | |
|-------------------------------------|-----------|
| PUBLIC AFFAIRS IN GENERAL | 17,233.74 |
| TAXATION DEPARTMENT | 4,777.50 |
| SANITATION, PARKS & PUBLIC PROPERTY | 12,191.74 |
| STREETS & PUBLIC IMPROVEMENTS | 7,222.49 |
| FIRE & POLICE DEPARTMENTS | 57,562.47 |

98,987.94

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 456

AN ORDINANCE (2890)

APPROPRIATING \$421.59 OUT OF 1945 GENERAL FUND - VARIOUS
DEPARTMENTS - PAYABLE TO DAN QUILL, POSTMASTER, FOR POSTAL
CARDS AND STAMPS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$421.59, be and the same is hereby appropriated out of the 1945 General Fund - Various Departments - to pay Dan Quill, Postmaster for postal cards and stamps, as per approved purchase orders on file in the City Auditor's Office for the following Departments:

| | |
|--------------------------------|---------|
| Auditing - Stamps | \$36.00 |
| Corporation Court - Stamps | 155.09 |
| Health - Stamps | 300.00 |
| Museum - Postal Cards & Stamps | 30.00 |
| Recreation - Stamps | 5.50 |
| Sewage Plant - Stamps | 5.00 |

\$ 421.59

PASSED AND APPROVED on the 13th day of December, 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 457

AN ORDINANCE (2891)

APPROPRIATING \$229.80 OUT OF 1944 GENERAL FUND - ASSESSOR'S
DEPT. TO PAY VARIOUS MERCHANTS BILLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$229.80, be and the same is hereby appropriated out of the 1944 General Fund - Assessor's Dept. - to pay Various Merchants out of Appropriation No. 841, dated May 31, 1945, as listed below:

| | |
|-------------------|-----------|
| Blue & Blue | \$ 159.80 |
| The Clegg Company | 70.00 |

\$ 229.80

PASSED AND APPROVED on the 13th day of December, 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 458

AN ORDINANCE (2892)

APPROPRIATING \$162.50 OUT OF THE INTER-AMERICAN HEALTH
PROJECT NO. AIA2-53-9, FOR PAYROLL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$162.50, be and the same is hereby appropriated out of the Inter-American Health Project No. AIA2-5309, for semi-monthly payroll for the period ending December 15, 1945, in the amount of \$162.50.

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 459

AN ORDINANCE (2893)

APPROPRIATING \$257.60 OUT OF THE 1945 GENERAL FUND -
GARBAGE & SANITATION DEPARTMENT - PAYABLE TO ELGIN
SWEEPER COMPANY, ELGIN, ILLINOIS, FOR ONE (1) DRC-L
ELEVATOR BELT ASSEMBLY.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$257.60, be and the same is hereby appropriated out of the 1945 General Fund - Garbage and Sanitation Department - payable to Elgin Sweeper Company, Elgin, Illinois, for One (1) DRC-L Elevator Belt Assembly.

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 460

AN ORDINANCE (2894)

APPROPRIATING \$66.00 OUT OF THE CITY OF SAN ANTONIO
STREET EXCAVATION TRUST ACCOUNT FOR REFUNDS AND REPAIRS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$66.00 be; and the same is hereby appropriated out of the Street Excavation Trust Account for refunds and repairs, as per City Engineer's letter of December 12, 1945, as follows:

| | | |
|----------------------|---------|---------|
| Mettie Linder | Refund | \$ 6.00 |
| Pauline Rodriguez | " | 5.00 |
| Joe Garza | " | 4.00 |
| E. Martinez | " | 4.00 |
| Jose Romero | " | 9.00 |
| Mrs. Herbert Stevens | " | 4.00 |
| Olin L. Potter | " | 10.00 |
| City of San Antonio | Repairs | 24.00 |

Total \$66.00

PASSED AND APPROVED on the 13th day of December, 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

AN ORDINANCE (2895)

MAKING A CONTRACT FOR A TRUCK WITH W. G. MORTON.

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

1. That this ordinance makes and manifests a contract between the city of San Antonio, and the undersigned, hereinafter called Contractor. WITNESSETH:-

2. That the Contractor will supply to the City of San Antonio, one three (3) yard dump truck, to deliver gravel, furnished by the City from City gravel pit, to streets designated by the City Engineer at a rate per load to be agreed upon with the City Engineer.

3. That the Contractor shall, at his own expense, employ the driver, and maintain the truck in a good state of repair.

4. The Contractor will use the truck to haul gravel to the above designated streets and location, at the time and place directed by the City Engineer of the City of San Antonio; and, will accomplish this work in a manner and by the method chosen by the Contractor.

5. This contract may be terminated by either party at will.

6. It is the intention of the parties that the Contractor will be independent; and that neither the relation of principal and agent nor master and servant shall exist.

7. This instrument in writing constitutes the entire agreement of accord and satisfaction between the parties, there being no other written or parole agreement with any officer or employee of the City; it being understood by the undersigned that the Charter of the City of San Antonio requires all contracts to be in writing and approved by ordinance, before the City is bound.

8. PASSED AND APPROVED this 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

9. ACCEPTED:

/s/ W. G. Morton
Contractor

No. 132 Oakland Street.

* * *

APPRO. NO. 461

AN ORDINANCE (2896)

APPROPRIATING \$4.10 OUT OF 1945 GENERAL FUND - POLICE DEPARTMENT - PAYABLE TO FRED HUNTRESS, COUNTY CLERK, COURT HOUSE, FOR ACCOUNT OF NOTARY FEES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$4.10 be and the same is hereby appropriated out of the 1945 General Fund - Police Department - payable to Fred. Huntress, County Clerk, Court House, for account of fees as follows:

| | |
|-------------------|---------|
| George F. Herzing | \$ 2.05 |
| T. H. Reagan | 2.05 |
| | <hr/> |
| | \$ 4.10 |

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 462

AN ORDINANCE (2897)

APPROPRIATING \$256.47 PAYABLE TO HARLEY-DAVIDSON CYCLE COMPANY, FOR 10 H-D MOTORCYCLE ANTENNAS, 6 CABLES, SPEAKER, ETC. OUT OF THE 1944 GENERAL FUND - POLICE DEPARTMENT - OUT OF APPROPRIATION #762 - MAY 10th, 1945.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$256.47 be, and the same is hereby appropriated out of the 1944 General Fund - Police Department - payable to Harley-Davidson Cycle Company, for 10 H-D Motorcycle receiving antennas HD #8301-39 and 6 Cables, Speaker 65" HD #8352-38, and miscellaneous supplies, payment to be made out of Appropriation #762 dated May 10th 1945.

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 463

AN ORDINANCE (2898)

APPROPRIATING \$66.00 OUT OF COMMERCE BUILDING FUND - TO PAY OTIS ELEVATOR COMPANY, MAINTENANCE OF ELEVATORS FOR THE MONTH OF NOVEMBER, 1945.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$66.00 be and the same is hereby appropriated out of the Commerce Building Fund - payable to Otis Elevator Company, for Maintenance of two elevators for the month of November, 1945, as per approved purchase order on file in the City Auditor's Office.

PASSED AND APPROVED on the 13th day of December, 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 464

AN ORDINANCE (2899)

APPROPRIATING \$104.63 OUT OF PARK REVENUE BOND - 1945 FUND TO PAY FOR MATERIALS & SUPPLIES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$104.63, be and the same is hereby appropriated out of the Park Revenue Bond - 1945 Fund - to pay various merchants for materials and supplies, as per approved statements on file in the City Auditor's Office.

PASSED AND APPROVED on the 13th day of December, 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 465

AN ORDINANCE (2900)

APPROPRIATING \$55.00 OUT OF THE 1945 GENERAL FUND - PAUPER INTERMENT DEPARTMENT, PAYABLE TO CASTILLO FUNERAL HOME, FOR BURIAL OF PAUPERS DURING THE MONTH OF NOVEMBER, 1945.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$55.00, be

and the same is hereby appropriated out of the 1945 General Fund - Pauper Interment Department payable to Castillo Funeral Home, for burial of paupers during the month of November 1945, as per approved bill on file in the City Auditor's Office.

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 466

AN ORDINANCE (2901)

APPROPRIATING \$60.00 OUT OF THE 1945 GENERAL FUND - HEALTH DEPT., TO PAY DR. B. E. GALLOWAY, FOR PROFESSIONAL SERVICES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$60.00, be and the same is hereby appropriated out of the 1945 General Fund - Health Department, payable to Dr. B. E. Galloway, for professional services rendered during the month of November 1945, at the Robert B. Green Hospital T. B. Clinic, as per approved bill on file in the City Auditor's Office.

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 467

AN ORDINANCE (2902)

APPROPRIATING \$60.00 OUT OF 1945 GENERAL FUND - HEALTH DEPARTMENT, TO PAY DR. J. M. DONALDSON JR., FOR PROFESSIONAL SERVICES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$60.00, be and the same is hereby appropriated out of the 1945 General Fund - Health Department, payable to Dr. J. M. Donaldson Jr., for professional services rendered during the month of November 1945, at the Robert B. Green Hospital - T. B. Clinic, as per approved bill on file in City Auditor's Office.

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 468

AN ORDINANCE (2903)

APPROPRIATING \$45.00 OUT OF 1945 GENERAL FUND - HEALTH DEPARTMENT, TO PAY DR. HELEN CANNON-BERNFIELD, FOR PROFESSIONAL SERVICES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$45.00, be and the same is hereby appropriated out of 1945 General Fund - Health Department, payable to Dr. Helen Cannon-Bernfield, for Professional Services rendered during the month of November 1945, at the Robert B. Green Hospital T. B. Clinic, as per approved bill on file in the City Auditor's Office.

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 469

AN ORDINANCE (2904)

APPROPRIATING \$463.42 OUT OF 1945 GENERAL FUND TO PAY
EXCHANGE ON JANUARY 1, 1946 BOND AND INTEREST COUPON
MATURITIES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$463.42, be and the same is hereby appropriated out of the 1945 General Fund - Exchange Department - payable to the Alamo National Bank of San Antonio, Texas, to pay exchange on \$370,734.36, Bond and Interest coupon maturities due January 1, 1946.

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 470

AN ORDINANCE (2905)

AUTHORIZING THE MAYOR, GUS B. MAUERMANN, TO EXECUTE AND DELIVER QUITCLAIM DEED TO LOTS 1 & 2, BLK. 6, C.B. 3963 WITHIN CORPORATE LIMITS OF CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS TO JOHN M. GONZALEZ FOR CONSIDERATION OF \$397.37 CASH; AND APPROPRIATING THE SUM OF \$396.12 OUT OF 1945 GENERAL FUND, TO PAY STATE AND COUNTY PRO RATA PART OF JUDGMENT, SCHOOL AND CITY TAXES AND COSTS.

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

The Mayor, Hon. Gus B. Mauermann, be and he is authorized and directed to execute in name of and deliver for City of San Antonio quit-claim deed conveying all right, title and interest owned and held by City of San Antonio for itself and for San Antonio Independent School District, State of Texas and Bexar County under Sheriff's deed dated June 5, 1945, recorded in Vol. 2127, pages 355-6, Deed Records Bexar County, Texas being Lots 1 & 2, Blk. 6, City Block 3963 within the corporate limits of the City of San Antonio, Bexar County, Texas to John M. Gonzalez for the sum of \$397.37 cash, such deed to be without warranty and subject to right of redemption; and

Be it further ordained, that the sum of \$396.12 be appropriated out of the 1945 General Fund Judgments & Suits Department, and the same be paid out and disbursed as follows:

| | | |
|-----|--|--------|
| (1) | To P. E. Dickison, Tax Assessor-Collector for amount of judgment for state and county taxes recovered in cause C-11528 in the sum of | 154.65 |
| (2) | To City Tax Collector for amount of judgment for City and School taxes recovered in cause C-11528 in the sum of | 175.82 |
| (3) | To Hart McCormick, District Clerk for court costs in casue C-11528 in the sum of | 50.00 |
| (4) | To Owen Kilday, Sheriff, for Documentary Stamps, Publishers fees and acknowledgment in the sum of | 15.65 |

Total \$396.12

PASSED AND APPROVED on the 13th day of December 1945.

Approved as to Form
Cobbs Jr.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady, City Clerk *

*

*

APPRO. NO. 471

AN ORDINANCE (2906)

APPROPRIATING \$1.25 OUT OF THE 1945 GENERAL FUND TO PAY FOR RECORDING SHERIFF'S DEED IN CAUSE NO. C-11528, STYLED CITY OF SAN ANTONIO, ET AL VS. JUAN F. VALDEZ, ET AL.

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

The sum of \$1.25 be and the same is hereby appropriated out of the 1945 General Fund, Back Tax Attorney's Department to pay the costs of recording Sheriff's deed in cause No. C-11528, and that the same be paid out as follows:

To M. L. Roark, for recording Sheriff's deed \$ 1.25

PASSED AND APPROVED on the 13th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 472

AN ORDINANCE (2907)

APPROPRIATING \$26,091.86 OUT OF THE 1945 GENERAL FUND, FOR PER DIEM PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$26,091.86, be and the same is hereby appropriated out of the 1945 General Fund, for per diem payrolls for the period ending December 15, 1945, as follows:

| | |
|-------------------------------------|-----------|
| PUBLIC AFFAIRS IN GENERAL | 1,175.07 |
| SANITATION, PARKS & PUBLIC PROPERTY | 16,239.41 |
| STREETS & PUBLIC IMPROVEMENTS | 8,352.85 |
| FIRE & POLICE DEPARTMENTS | 324.53 |

26,091.86

PASSED AND APPROVED on the 18th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 473

AN ORDINANCE (2908)

APPROPRIATING \$49,989.66 OUT OF THE 1945 GENERAL FUND - TO PAY FOR MATERIALS, SUPPLIES AND MISCELLANEOUS EXPENDITURES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$49,989.66, or as much thereof as may be necessary, be and the same is hereby appropriated out of the 1945 General Fund, to pay for materials, supplies and miscellaneous expenditures, payable as per approved bills on file in the City Auditor's Office for the following departments:

| | |
|-------------------------------------|-------------|
| Public Affairs in General | \$ 9,311.27 |
| Taxation | 22.30 |
| Sanitation, Parks & Public Property | 15,980.19 |
| Streets and Public Improvements | 10,775.52 |
| Fire & Police | 13,900.38 |

\$ 49,989.66

PASSED AND APPROVED on the 18th day of December, 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 474

AN ORDINANCE (2909)

APPROPRIATING \$1,787.63 OUT OF 1945 GENERAL FUND, TO
PAY TELEPHONE SERVICES FOR THE MONTH OF DECEMBER 1945.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,787.63, be and the same is hereby appropriated out of the 1945 General Fund - Various Departments, payable to The Southwestern Bell Telephone Company, to pay telephone services for the month of December 1945, for the following departments:

| | |
|---|-----------|
| Department of Public Affairs in General | \$ 511.43 |
| Department of Taxation | 78.03 |
| Department of Sanitation, Parks & Public Property | 128.92 |
| Department of Streets & Public Improvements | 59.70 |
| Department of Fire & Police | 994.80 |
| Texas State Guard | 14.75 |

\$1,787.63

PASSED AND APPROVED on the 18th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 475

AN ORDINANCE (2910)

APPROPRIATING \$566.50 OUT OF THE PARK REVENUE BOND -
1945 FUND, FOR PAYROLL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$566.50, be and the same is hereby appropriated out of the PARK REVENUE BOND - 1945 FUND, for payroll for the Willow Springs Golf Course for the period ending December 15, 1945, in the amount of \$566.50.

PASSED AND APPROVED on the 18th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 476

AN ORDINANCE (2911)

APPROPRIATING \$1,812.14 OUT OF 1945 GENERAL FUND - VARIOUS
DEPARTMENTS TO PAY FOR INDEPENDENT HIRE OF TEAMS AND TRUCKS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,812.14, be and the same is hereby appropriated out of the 1945 General Fund - Various Departments - to pay for Independent Hire of Teams and Trucks for the period of December 1, 1945 to December 15, 1945, inclusive, as per approved estimates on file in the City Auditor's Office, out of the following Departments:

| | |
|----------------------|-----------|
| Parks & Plazas | \$ 128.00 |
| Garbage & Sanitation | 136.50 |
| Street Maintenance | 1,547.64 |

\$ 1,812.14

PASSED AND APPROVED on the 18th day of December, 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady, City Clerk *

* * *

APPRO. NO. 477

AN ORDINANCE (2912)

APPROPRIATING \$505.49 OUT OF 1945 GENERAL FUND TO PAY CITY'S SHARE OF GROUP INSURANCE FOR DECEMBER, 1945 COVERING VARIOUS EMPLOYEES IN THE POLICE & FIRE DEPARTMENTS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$505.49, be and the same is hereby appropriated out of the 1945 General Fund - Various Departments - to pay Aetna Life Insurance Company the City's share of Group Insurance for the month of December, 1945, covering various employees in the following departments:

| | |
|-------------------------------|----------|
| Fire & Police Commissioner | \$ 2.22 |
| Police Department | 344.67 |
| Fire Department | 154.16 |
| Fire Alarm Department | 2.96 |
| Weights & Measures Department | 1.48 |
| | <hr/> |
| | \$505.49 |

PASSED AND APPROVED on the 18th day of December 1945.

P. L. Anderson

Mayor Pro-Tem

ATTEST:

Frank W. Brady
City Clerk

* * *

AN ORDINANCE (2913).

REPEALING AN ORDINANCE ENTITLED "AN ORDINANCE PROHIBITING THE SALE OF ALCOHOLIC BEVERAGES WITHIN 300 FEET OF ANY CHURCH, PUBLIC SCHOOL OR PUBLIC HOSPITAL", PASSED AND APPROVED ON THE 15TH DAY OF NOVEMBER, A. D. 1945.

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

1. That an ordinance entitled "AN ORDINANCE PROHIBITING THE SALE OF ALCOHOLIC BEVERAGES WITHIN 300 FEET OF ANY CHURCH, PUBLIC SCHOOL OR PUBLIC HOSPITAL", passed and approved by the Commissioners of the City of San Antonio on the 20th day of November, A. D. 1945, being Ordinance No. 2837, recorded in Ordinance Book "N", at page 198, be and the same is repealed hereby.

2. PASSED ~~AND APPROVED~~ this 20th day of December, A. D. 1945, by roll call vote, to-wit: Ayes, Callaghan, Hein, Steffler and Anderson; Nay, Mauermann.

Gus B. Mauermann
M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 478

AN ORDINANCE (2914)

TRANSFERRING \$4,000.00 FROM BACK TAX GENERAL FUND TO 1945 GENERAL FUND.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$4,000.00, be and the same is hereby ordered transferred to the 1945 General Fund - Taxes, Licenses, Fines, etc. Account from the Back Tax General Fund.

PASSED AND APPROVED on the 20th day of December 1945.

Gus B. Mauermann

M A Y O R

AT TEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 479

AN ORDINANCE (2915)

APPROPRIATING \$25,018.22 OUT OF 1945 GENERAL FUND TO
PAY ONE NOTE (1) NO. 39 AND ACCRUED INTEREST.

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 1945 General Fund - Taxes, Licenses, Fines, etc. Account payable to Alamo National Bank of San Antonio, Texas, to pay one (1) Note No. 39 of the 1945 General Fund Series, maturing on or before July 1, 1945;

AND, the sum of \$18.22, be and the same is hereby appropriated out of 1945 General Fund - Interest Department to pay accrued interest on 1945 General Fund Note.No. 39.

PASSED AND APPROVED on the 20th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 480

AN ORDINANCE (2916)

APPROPRIATING \$25.00 OUT OF 1944 GENERAL FUND -
ASSESSORS DEPARTMENT - PAYABLE TO FREEMAN PRINTING
CO. OUT OF APPROPRIATION NO. 841 - MAY 31, 1945.

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 the 1944 General Fund - Assessors Department - payable to Freeman Printing Co. as per approved Purchase Order No. 664c, on file in the City Auditor's Office, to be paid out of Appropriation No. 841 - May 31, 1945, out of 1944 General Fund.

PASSED AND APPROVED on the 20th day of December, 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 481

AN ORDINANCE (2917)

APPROPRIATING \$738.00 OUT OF 1945 GENERAL FUND - SEWAGE
PLANT DEPARTMENT - TO PAY FOR ONE CARLOAD OF LIQUID
CHLORINE AND FREIGHT CHARGES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$738.00, be and the same is hereby appropriated out of the 1945 General Fund - Sewage Plant Department - for one carload of liquid chlorine, in drums at \$2.00 per cwt., FOB Corpus Christi, Texas, as per contract accepted May 31, 1945, and payment of the freight thereon, the above amount payable as follows:

| | |
|------------------------------|-----------|
| Peaslee-Gaulbert Corporation | \$ 594.00 |
| Texas & New Orleans Railroad | 144.00 |
| | <hr/> |
| | \$ 738.00 |

PASSED AND APPROVED on the 20th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

* * *

AN ORDINANCE (2918).

MAKING A LEASE WITH W. B. ADAMS, FOR INCINERATOR NO. 3.

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

1. That this ordinance makes and manifests a lease between the City of San Antonio, Lessor, and W. B. Adams, Lessee, in words and figures as follows, WITNESSETH:-

2. The Lessor demises and leases unto the Lessee the building at the intersection of Porter and Clark Street, within the corporate limits of the City of San Antonio, known as Incinerator No. 3.

3. To have and to hold to the Lessee for the term beginning the 1st of January, 1946 to the 30th of June, 1946, at the rate of \$20.00 per month, payable in advance at the office of the License and Dues Collector of the City of San Antonio, and thereafter on a month-to-month basis at the rate of \$20.00 per month. The City may terminate this lease at any time after the 30th of June, 1946, after giving the Lessee at least 30 days notice.

4. The Lessee covenants as follows:

5. To keep in repair all improvements as the same are now, reasonable wear and tear and damage by fire or other unavoidable casualty excepted;

6. To yield up the demised premises in such a state of repair and management as shall be in compliance herewith at the expiration of this lease;

7. The holding over by the Lessee after the expiration of this lease without the written consent of the Lessor shall be at a rate double the amount specified herein;

8. The Lessee has examined the premises and the improvements thereon and warrants that they are satisfactory for the purpose for which the property is to be used.

9. The Lessor covenants with the Lessee:

10. That the Lessee paying the amount specified and observing and performing all and several the covenants and conditions herein on his part contained, shall peaceably hold and enjoy the demised premises during said term without any interruption by the Lessor or any person rightfully claiming under the Lessor.

11. This instrument in writing constitutes the entire agreement of accord and satisfaction between the parties, there being no other written or parole agreement with any officer or employee of the City; it being understood by the undersigned that the Charter of the City of San Antonio requires all contracts to be in writing and approved by ordinance, before the City is bound.

12. PASSED AND APPROVED this 20th day of December, A. D. 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

13. ACCEPTED, this 20th day of December, A. D. 1945.

Lessee

/s/ Wayne B. Adams.

* * *

APPRO. NO. 482

AN ORDINANCE (2919)

APPROPRIATING \$100.00 OUT OF 1945 GENERAL FUND - SEWER
MAINTENANCE - PAYABLE TO SATARAIN BROS. TO PAY CITY'S PART
OF SANITARY SEWER MAIN.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$100.00, be and the same is hereby appropriated out of the 1945 General Fund - Sewer Maintenance Department - to pay Satarain Bros. City's part of the cost of constructing 140 lineal feet 8"

sanitary sewer main, in accordance with agreement to property owners on Delgado Street, east of Hamilton Street, as per approved 1st and Final estimate on file in the City Auditor's Office.

PASSED AND APPROVED on the 20th day of December, 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

* * *

AN ORDINANCE (2920).

CLOSING THE ALLEY IN NEW CITY BLOCK 250 BETWEEN NORTH SALADO STREET AND NORTH MEDINA STREET, AND MAKING A CONVEYANCE OF PARTS THEREOF TO THE CARPENTER PAPER COMPANY AND LOUIS E. SIEN, ET AL.

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

1. That the alley in New City Block 250 between North Salado Street and North Medina Street, in the City of San Antonio, Bexar County, Texas, be and the same is abolished, closed and abandoned as a public way of the City of San Antonio.

2. That for and in consideration of the sum of \$1,000.00 cash in hand paid, the receipt of which is hereby acknowledged, the City of San Antonio quit claims all its right, title and interest in said property to the Carpenter Paper Company and to Louis E. Sien, Sr. and Albert C. Sien, Sr., in parcels as follows, to-wit:-

3. To Louis E. Sien, Sr. and Albert C. Sien, Sr., the west part of the alley between Lots 1-2 and 7-8, being a tract of land 111.2 feet by 13.8 feet, and the south one-half of the alley adjacent to Lot 9, being an area measuring 55.6 feet by 6.9 feet; which property shall be designated as Lot 14 in said block on the official maps and records of the City of San Antonio. To have and to hold unto the said Louis E. Sien, Sr. and Albert C. Sien, Sr., their heirs and assigns forever.

4. The City of San Antonio quit claims to the Carpenter Paper Company, the east part of said alley between Lots 4-5-6 and 10-11-12, being a tract of land 166.8 feet by 13.8 feet, and the north one-half of the alley adjacent to Lot 3, being an area measuring 55.6 feet by 6.9 feet; which property shall be designated as Lot 13 in said block on the official maps and records of the City of San Antonio. To have and to hold unto the said Carpenter Paper Company, its successors and assigns forever.

5. The City Engineer and the City Assessor are directed to change their books and records accordingly.

6. PASSED APPROVED AND EXECUTED this 20th day of December, A. D. 1945.

Gus B. Mauermann

M A Y O R

(TAX EXEMPT)
ATTEST:

Frank W. Brady

City Clerk

* * *

AN ORDINANCE (2921)

MAKING A CONTRACT FOR A TRUCK WITH ROY J. JACKSON.

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

1. That this ordinance makes and manifests a contract between the city of San Antonio, and the undersigned, hereinafter called Contractor. WITNESSETH:-

2. That the Contractor will supply to the City of San Antonio, one three (3) yard dump truck, to deliver gravel, furnished by the City from City gravel pit, to streets designated by the City Engineer at a rate per load to be agreed upon with the City Engineer.

3. That the Contractor shall, at his own expense, employ the driver, and maintain the truck in a good state of repair.

4. The Contractor will use the truck to haul gravel to the above designated streets and location, at the time and place directed by the City Engineer of the City of San Antonio; and, will accomplish this work in a manner and by the method chosen by the Contractor.

5. This contract may be terminated by either party at will.

6. It is the intention of the parties that the Contractor will be independent; and that neither the relation of principal and agent nor master and servant shall exist.

7. This instrument in writing constitutes the entire agreement of accord and satisfaction between the parties, there being no other written or parole agreement with any officer or employee of the City; it being understood by the undersigned that the Charter of the City of San Antonio requires all contracts to be in writing and approved by ordinance, before the City is bound.

8. PASSED AND APPROVED this 20th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

9. ACCEPTED:

/s/ Roy J. Jackson
Contractor
No. 2300 Somerset Rd.

TK No. $\frac{M}{B}$ 5109
K - 0338

* * *

APPRO. NO. 483

AN ORDINANCE (2922)

APPROPRIATING \$362.60 OUT OF THE 1945 GENERAL FUND - POLICE
DEPT. PAYABLE TO FEDERAL LABORATORIES INC. FOR CARTRIDGES,
GAS MASKS AND PARACHUTE FLARES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$362.60 be and the same is hereby appropriated out of the 1945 General Fund - Police Dept. payable to the Federal Laboratories, Inc. for cartridges, gas masks and parachute flares as per approved purchase orders in the City Auditor's Office.

PASSED AND APPROVED on the 20 day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 484

AN ORDINANCE (2923)

APPROPRIATING \$31.52 OUT OF 1945 GENERAL FUND - HEALTH
DEPARTMENT - PAYABLE TO DR. JOSE G. OLEA, FOR EXPENSES ON
TRIP TO LAREDO, TEXAS, ON OFFICIAL CITY BUSINESS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$31.52, be and the same is hereby appropriated out of the 1945 General Fund - Health Department - to pay Dr. Jose G. Olea, for expenses incurred on trip to Laredo, Texas, to attend Maternal and Child Health Meeting of the Public Health Border Association on November 26 through November

29, 1945, as per approved statement and affidavit on file in the City Auditor's Office.

PASSED AND APPROVED on the 20th day of December, 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 485

AN ORDINANCE (2924)

APPROPRIATING \$12.90 OUT OF PARK REVENUE BOND - 1945 FUND TO PAY FOR TELEPHONE SERVICE.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$12.90, be and the same is hereby appropriated out of Park Revenue Bond - 1945 Fund, payable to Southwestern Bell Telephone Company for telephone services for the month of December 1945.

PASSED AND APPROVED on the 20th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 486

AN ORDINANCE (2925)

APPROPRIATING \$7,161.47 OUT OF THE 1945 GENERAL FUND - ELECTIONS DEPARTMENT, TO PAY BEXAR COUNTY, ONE-HALF OF JULY 25TH ELECTION EXPENSE, AND MACHINE RENTAL AND INCREASED HAULING CHARGE FOR SEPT. 25TH ELECTION.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$7,161.47, be and the same is hereby appropriated out of the 1945 General Fund - Elections Department, to pay Bexar County for the following:

| | |
|---|-------------|
| City's one-half of July 25th 1945 Election expense | \$ 2,434.27 |
| Rental of 152 Voting Machines at \$30.00 each | 4,560.00 |
| Increase in price of hauling at \$1.10 each September 25th election | 167.20 |
| Total | \$ 7,161.47 |

PASSED AND APPROVED on the 20th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 487

AN ORDINANCE (2926)

TRANSFERRING \$2,300.00 FROM BACK TAX GENERAL FUND AND \$4,000.00 FROM 1944 GENERAL FUND TO 1945 GENERAL FUND.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$6,300.00, be and the same is hereby ordered transferred to the 1945 General Fund - Taxes, Licenses, Fines, etc. Account from the following Funds;

| | |
|--|-------------|
| Back Tax General Fund | \$ 2,300.00 |
| 1944 General Fund-Taxes, Licenses, Fines, etc. Account | 4,000.00 |
| | \$ 6,300.00 |

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 488

AN ORDINANCE (2927)

APPROPRIATING \$25,024.93 OUT OF 1945 GENERAL FUND TO PAY ONE (1) NOTE NO. 40 AND ACCRUED INTEREST.

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 1945 General Fund - Taxes, Licenses, Fines, etc. Account payable to Alamo National Bank of San Antonio, Texas, to pay One (1) Note No. 40 of the 1945 General Fund Series, maturing on or before July 1, 1946.

AND, the sum of \$24.93, be and the same is hereby appropriated out of 1945 General Fund - Interest Department to pay accrued interest on 1945 General Fund Note No. 40.

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 489

AN ORDINANCE (2928)

APPROPRIATING \$99,085.58 OUT OF THE 1945 GENERAL FUND, FOR SEMI-MONTHLY PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$99,085.58, be and the same is hereby appropriated out of the 1945 General Fund, for semi-monthly payrolls for the period ending December 31, 1945, as follows:

| | |
|-------------------------------------|-----------|
| PUBLIC AFFAIRS IN GENERAL | 17,264.74 |
| TAXATION DEPARTMENT | 4,512.50 |
| SANITATION, PARKS & PUBLIC PROPERTY | 12,180.84 |
| STREETS & PUBLIC IMPROVEMENTS | 7,306.96 |
| FIRE & POLICE DEPARTMENTS | 57,820.54 |
| | <hr/> |
| | 99,085.58 |

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 490

AN ORDINANCE (2929)

APPROPRIATING \$26,076.96 OUT OF THE 1945 GENERAL FUND, FOR THE ESTIMATES ON PER DIEM PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$26,076.96, be and the same is hereby appropriated out of the 1945 General Fund, for the estimates on per diem payrolls for the period ending December 31, 1945, as follows:

| | |
|-------------------------------------|-----------|
| PUBLIC AFFAIRS IN GENERAL | 757.13 |
| TAXATION DEPARTMENT | 325.00 |
| SANITATION, PARKS & PUBLIC PROPERTY | 16,240.31 |
| STREETS & PUBLIC IMPROVEMENTS | 8,500.00 |
| FIRE & POLICE DEPARTMENTS | 254.52 |
| | <hr/> |
| | 26,076.96 |

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

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APPRO. NO. 491

AN ORDINANCE (2930)

APPROPRIATING \$575.00 OUT OF THE PARK REVENUE BOND -
1945 FUND, FOR PAYROLL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$575.00, be and the same is hereby appropriated out of the PARK REVENUE BOND - 1945 FUND, for payroll for the Willow Springs Golf Course for the period ending December 31, 1945, in the amount of \$575.00.

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 492

AN ORDINANCE (2931)

APPROPRIATING \$162.50 OUT OF THE INTER-AMERICAN
HEALTH PROJECT NO. AIA2-5309, FOR PAYROLL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$162.50, be and the same is hereby appropriated out of the Inter-American Health Project No. AIA2-5309, for semi-monthly payroll for the period ending December 31, 1945, in the amount of \$162.50.

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

* * *

APPRO. NO. 493

AN ORDINANCE (2932)

APPROPRIATING \$2,016.00 OUT OF 1945 GENERAL FUND -
VARIOUS DEPARTMENTS - TO PAY FOR INDEPENDENT HIRE
OF TEAMS AND TRUCKS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$2,016.00, be and the same is hereby appropriated out of the 1945 General Fund - Various Departments - to pay for Independent Hire of Teams and Trucks for the period of December 16th 1945 to December 31st 1945, inclusive, as per estimated estimates on file in the City Auditor's Office, out of the following departments:

| | |
|------------------------|-----------|
| Parks and Plazas | \$ 130.00 |
| Garbage and Sanitation | 136.00 |
| Street Maintenance | 1,750.00 |

\$2,016.00

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

ATTEST:

Frank W. Brady

City Clerk

* * *

M A Y O R

APPRO. NO. 494

AN ORDINANCE (2933)

APPROPRIATING \$190.98 OUT OF 1945 GENERAL FUND TO PAY FOR
TELEPHONE SERVICES FOR THE MONTH OF DECEMBER, 1945.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$190.98, be and the same is hereby appropriated out of the 1945 General Fund - Various Departments, payable to Southwestern Bell Telephone Company, to pay for telephone services for the month of December, 1945 for the following departments:

| | |
|--|-----------|
| Department of Public Affairs in General | \$ 23.33 |
| Department of Sanitation, Parks and Public Property | 83.80 |
| Department of Streets and Public Improvements | 9.90 |
| Department of Fire and Police | 73.95 |
| | <hr/> |
| | \$ 190.98 |

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 495

AN ORDINANCE (2934)

APPROPRIATING \$93.26 OUT OF 1945 GENERAL FUND - VARIOUS
DEPARTMENTS, TO PAY GOVERNMENT TAX ON ADMISSIONS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$93.26, be and the same is hereby appropriated out of the 1945 General Fund - Various Departments to the Collector of Internal Revenue, being tax on admissions from November 1st 1945 to November 30th 1945, inclusive, as per statement on file in the City Auditor's Office, as follows:

1945 General Fund:

| | |
|-------------------|----------|
| Witte Museum | \$ 43.80 |
| Governor's Palace | 49.46 |
| | <hr/> |
| | \$ 93.26 |

PASSED AND APPROVED ON THE 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 496

AN ORDINANCE (2935)

APPROPRIATING \$79.20 OUT OF THE 1945 GENERAL FUND - ANNEXATION
ENGINEERING DEPARTMENT, PAYABLE TO FRANK T. DROUGHT, ENGINEER
FOR PROFESSIONAL SERVICES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$79.20, be and the same is hereby appropriated out of the 1945 General Fund - Annexation Engineering Department, payable to Frank T. Drought, Engineer, for professional services in connection with making boundary surveys of the newly annexed areas to the City of San Antonio, as authorized by action of the City Council, as per approved statement on file in the City Auditor's Office.

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 497

AN ORDINANCE (2936)

APPROPRIATING \$49.00 OUT OF 1945 GENERAL FUND - VARIOUS DEPARTMENTS - PAYABLE TO DAN QUILL, POSTMASTER, FOR POSTAGE STAMPS AND BOX RENT.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$49.00, be and the same is hereby appropriated out of the 1945 General Fund - Various Departments - to pay Dan Quill, Postmaster, for postage stamps and Box Rental, as per approved purchase orders on file in the City Auditor's Office for the following Departments:

| | |
|----------------------------|----------|
| Street Commissioner | \$ 30.00 |
| Fire & Police Commissioner | 15.00 |
| Police | 4.00 |
| | <hr/> |
| | \$ 49.00 |

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 498

AN ORDINANCE (2937)

APPROPRIATING \$60.00 OUT OF 1945 GENERAL FUND - STREET MAINTENANCE DEPT. TO PAY FOR INDEPENDENT HIRE OF TRUCKS AND TEAMS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$60.00, be and the same is hereby appropriated out of the 1945 General Fund - Street Maintenance Department, to pay for Independent Hire of Teams and Trucks for the period of December 1, 1945 to December 15, 1945, inclusive, as per approved estimate on file in the City Auditor's Office.

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 499

AN ORDINANCE (2938)

APPROPRIATING \$11,818.68 OUT OF THE POLICE & FIREMENS' PENSION FUND, FOR PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, That, the sum of \$11,818.68, be and the same is hereby appropriated out of the Police and Firemens' Pension Fund, for payrolls for the period ending December 31, 1945, in the amount of \$11,818.68.

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

AN ORDINANCE (2939),

PROHIBITING THE SALE OF ALCOHOLIC BEVERAGES WITHIN 300 FEET OF ANY CHURCH, PUBLIC SCHOOL OR PUBLIC HOSPITAL; AND PROVIDING FOR EXCEPTIONS THERETO.

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

1. Within the corporate limits of the City of San Antonio, it shall be unlawful for any dealer to sell alcoholic beverages where the place of business of any such dealer is within 300 feet of any church, public school or public hospital, the measurements to be along the property lines of the street fronts and from front door to front door and in a direct line across an intersection where they occur; except (a) when the place of such a business existed at the date of the passage of this ordinance, or (b) when the church, public school or public hospital is built within the proscribed distance of the place of such a business then existing, or (c) when the operator of the church, public school or public hospital consents to the conduct of such a business.

2. "Alcoholic beverage" shall mean alcohol and any beverage containing more than 1/2 of 1 per cent of alcohol by volume which is capable of use for beverage purposes, either alone or when diluted.

3. All ordinances in conflict herewith, either in whole or in part, are repealed.

4. Any person violating the provisions of this ordinance shall, upon conviction, be fined in an amount not more than \$200.00.

5. This ordinance being of urgent importance to the public peace, health and safety of the City of San Antonio, the same shall be in full force and effect from and after its passage by a four-fifths vote of the Commissioners, as made and provided by the Charter of the City of San Antonio.

6. PASSED AND APPROVED this 27th day of December, A. D. 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

APPRO. NO. 500

AN ORDINANCE (2940)

APPROPRIATING \$900.20 OUT OF 1945 GENERAL FUND - AIRPORT DEPARTMENT PAYABLE TO DELMAR H. DUNTON, FOR EXPENSES ON TRIP TO WASHINGTON, D. C. ON OFFICIAL CITY BUSINESS IN CONNECTION WITH SAN ANTONIO MUNICIPAL AIRPORTS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$900.20, be and the same is hereby appropriated out of the 1945 General Fund - Airport Department to pay Delmar H. Dunton, for expenses incurred in the amount of \$400.20, on trip to Washington, D.C., and \$500.00, for services rendered, a total of \$900.20, on official business for the City of San Antonio in connection with San Antonio Municipal Airports, as per approved statement on file in the City Auditor's office.

PASSED AND APPROVED on the 27th day of December 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

AFFIDAVIT OF PUBLISHER.

THE STATE OF TEXAS)
 COUNTY OF BEXAR)
 CITY OF SAN ANTONIO)

Before me, the undersigned authority, on this day personally appeared Mrs. F. E. Miskimin, who being by me duly sworn, says on oath that she is one of the publishers of the COMMERCIAL RECORDER a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the "AN ORDINANCE" hereto attached has been published in every of said newspaper on the following days, to-wit: December 28, 31, 1945, January 2, 3, 4, 7, 8, 9, 10, 11 1946.

/s/ Mrs. F. E. Miskimin

Sworn to and subscribed before me this January 11, 1946.

/s/ Richard H. Dullnig

Notary Public in and for Bexar County,
 Texas

* * *

Ordinance 2939.



AN ORDINANCE (2941)-

PROVIDING FOR THE EXTENSION OF THE LIMITS OF THE CITY OF SAN ANTONIO AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY ADJACENT TO THE BOUNDARIES OF THE CITY ON THE NORTH.

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

1. That the bounds and limits of the City of San Antonio are hereby changed and fixed and the extension thereof provided for and additional territory lying adjacent to said City is annexed; and, the present bounds and limits of said City are changed so as to include all of the territory described thereby, within the corporate limits of the City of San Antonio; which annexed territory is described and included by metes and bounds as follows, to-wit:-

2. Beginning at the intersection of the east line of Broadway with a line parallel to and 150 feet north of the north line of the City of Alamo Heights for the southwest corner of this unit, same being a corner of the present city limits of the City of San Antonio; thence eastward parallel with the north line of the City of Alamo Heights and 150 feet north therefrom, same being the present city limits line of the City of San Antonio, across North New Braunfels Avenue to an intersection with a line parallel to and 150 feet east of the west line of North New Braunfels Avenue for the southeast corner of this unit, also being a corner of the present city limits of the City of San Antonio; thence northward along said line parallel to and 150 feet east of the west line of North New Braunfels Avenue to an intersection with a line parallel to and 150 feet north of the north line of McLean Road extending eastward for the northeast corner of this unit; thence westward along said line which is parallel to and 150 feet north of the extension eastward of the McLean Road and the McLean Road to an intersection with the southeast line of the Nacodoches Road for the northwest corner of this unit; thence in a southwesterly direction along said southeast line of the Nacodoches Road to an intersection with the east line of Broadway, same being in the present city limits line of the City of San Antonio; thence southward along said east line of Broadway and the present city limits line of the City of San Antonio to the place of beginning.

3. The aforesaid bounds and limits shall include the territory over which the City of San Antonio has jurisdiction.

4. That the City of San Antonio shall become liable and bound for the payment of all legal indebtedness, or pro rata part thereof, owing by said area, territory or district for which the City is justly and legally liable upon annexation to the City.

5. That the additional territory and area so annexed, shall be a part of the City of San Antonio; and the inhabitants thereof shall be entitled to all the rights and privileges of all of the other citizens of the City of San Antonio; and shall be bound by the acts, ordinances and regulations of the City of San Antonio.

6. The City Engineer shall change the records of his office to conform to the new bounds and limits of the City of San Antonio, as changed and fixed by this ordinance.

7. The City Tax Assessor shall change the records of his office to conform to the new bounds and limits, and shall proceed to assess taxes and collect taxes on the property included in the new bounds and limits for the next fiscal year, as now provided by the Charter and Ordinances of the City of San Antonio.

8. After the introduction of this ordinance, and after it has been amended, as desired by the Commissioners of the City of San Antonio for final passage, it shall be published in the "COMMERCIAL RECORDER" in the City of San Antonio, one time; and, shall not be passed finally thereafter, until at least thirty days have elapsed after said publication.

9. PASSED AND APPROVED this 29th day of December A. D. 1945.

ATTEST:
Frank W. Brady, City Clerk

Gus B. Mauermann

* * *

MAYOR

AN ORDINANCE (2942).

PROVIDING FOR THE EXTENSION OF THE LIMITS OF THE CITY OF SAN ANTONIO AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY ADJACENT TO THE BOUNDARIES OF THE CITY ON THE EAST.

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

1. That the bounds and limits of the City of San Antonio are hereby changed and fixed and the extension thereof provided for and additional territory lying adjacent to said City is annexed; and, the present bounds and limits of said City are changed so as to include all of the territory described thereby, within the corporate limits of the City of San Antonio; which annexed territory is described and included by metes and bounds as follows, to-wit:

2. Beginning at a point in the east city limits line of the City of San Antonio where it intersects a line parallel to and 150 feet north of the north line of the Klaus Road for the northwest corner of this unit; thence eastward along said line which is parallel to and 150 feet north of the north line of the Klaus Road to a point which is 604.8 feet westward from the west line of the Fey Road extended northward for the northeast corner of this unit; thence southward along a line parallel to and 604.8 feet westward from the west line of the Fey Road extended northward and the west line of the Fey Road to a point 216.0 feet southward from the south line of the Klaus Road for a corner of this unit; thence eastward parallel to and 216.0 feet southward from the south line of the Klaus Road to a point in the east line of the Fey Road for a corner of this unit; thence southward along said east line of the Fey Road to the northwest corner of Lot 3, Block A, Austin Highway Heights Subdivision, same being a corner in the present city limits line of the City of San Antonio; thence following the said present city limits line of the City of San Antonio, southward, southwestward, westward, southward, westward and northward to the place of beginning.

3. The aforesaid bounds and limits shall include the territory over which the City of San Antonio has jurisdiction.

4. That the City of San Antonio shall become liable and bound for the payment of all legal indebtedness, or pro rata part thereof, owing by said area, territory or district for which the City is justly and legally liable upon annexation to the City.

5. That the additional territory and area so annexed, shall be a part of the City of San Antonio; and the inhabitants thereof shall be entitled to all the rights and privileges of all of the other citizens of the City of San Antonio; and shall be bound by the acts, ordinances and regulations of the City of San Antonio.

6. The City Engineer shall change the records of his office to conform to the new bounds and limits of the City of San Antonio, as changed and fixed by this ordinance.

7. The City Tax Assessor shall change the records of his office to conform to the new bounds and limits, and shall proceed to assess taxes and collect taxes on the property included in the new bounds and limits for the next fiscal year, as now provided by the Charter and Ordinances of the City of San Antonio.

8. After the introduction of this ordinance, and after it has been amended, as desired by the Commissioners of the City of San Antonio for final passage, it shall be published in the "COMMERCIAL RECORDER" in the City of San Antonio, one time; and, shall not be passed finally thereafter, until at least thirty days have elapsed after said publication.

9. PASSED AND APPROVED this 29th day of December A. D. 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

* * *

AN ORDINANCE (2943).

MAKING CONTRACT BETWEEN THE CITY AND BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 8 FOR THE OPERATION OF THE SYSTEM, THE ASSUMPTION OF ITS BONDED DEBT AND MATTERS INCIDENTAL THERETO, BY THE CITY.

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

1. That this ordinance makes and manifests the contract between the City of San Antonio and the Bexar County Water Control and Improvement District No. 8, all of the County of Bexar and State of Texas, WITNESSETH:-

2. That the District has issued bonds which create a lien on all property subject to taxation within said District and from the proceeds of such bonds, constructed a sanitary sewer system in the area described in the articles creating said District; and is now and has been operating said system and there is now outstanding bonds secured by lien against the property of said District; and,

3. The City has enacted certain ordinances for the purpose of annexing a territory which includes the area of the District, is required to furnish sewer facilities to such area, and the present sewer system of the District is necessary and fit for such purpose and is needed and will be used to furnish sewer facilities to other areas within the city limits, but not included in the District.

4. That the District is required by law to continue to maintain and operate said sewer system and to pay off and discharge its debts, including said bonds maturing serially over a long period of time; and,

5. It is desirous to avoid the necessity for said District to levy a tax for maintenance and operation and retirement of its bonds; and,

6. It is desirous to have the City assume control over said sanitary sewer system and use as a part of the city system, as a matter of convenience and necessity; NOW, THEREFORE:-

7. It is agreed by and between the City and the District as follows:

8. The City, at its expense, will supply all labor and material necessary to and will operate, use, repair, equip, maintain and extend said sanitary sewer system, as a part of the City sewer system;

9. The City will examine all applications for connections made hereafter to said system, inspect all connections made hereafter, issue permits where proper, and apply and enforce all ordinances and regulations of the City and District in connection with the said system;

10. The City will make and preserve records of applications for connections, permits issued therefor, and evidence showing inspection; and make the extensions, additions, improvements or changes that may be necessary to said system and make and keep appropriate maps or plats thereof;

11. The City will suspend payments to be made by the District to the City for transportation and treatment as is provided in the contract now existing between the District and the City, and will not require the District to maintain any further records of the amount of sewage flow as provided in said contract;

12. The City will replace or pay the District the reasonable cost of replacing any machinery, equipment or part of the system as it is now, which may be removed by the City, if at any time the District shall be required to re-take the sewage system;

13. The City will not hold the District liable for any operation or maintenance expense or for any improvements or changes made to said sewer system, during the time it is being operated by the City under this contract; and, while said sewer system is operated under this contract, the City will defend and reimburse the District for every claim, demand or cause of action, if any, that may arise out of such operation;

14. The City will pay the principal and interest of the bonds outstanding now against

the District as the same accrue and the City shall be subrogated to all rights of the District under said bonds;

15. The City will pay the District for the minimum of the 4 days of service by law of the five Directors of said District;

16. The City will pay the salary of the Secretary for the District to keep the records required by law to be kept by the District;

17. The City may prescribe and collect such sewer rental charge on all connections with the system but outside the area of the District as it may find to be reasonable. In event it be determined by final judgment of a court having jurisdiction that the area comprising the District has not been legally annexed to the City, nevertheless the City shall continue to maintain and operate the sanitary sewer system of the District under the conditions and provisions of this contract, but may from and after such determination charge all connections in the District the fees prescribed in the City ordinance, dated the 1st of March, A. D. 1922, of record in Ordinance Volume F, page 280, for the unexpired term of the disposal contract now in effect between the City and the District.

18. Should this agreement be terminated so as to require the District to resume operation of the sewer system and levy of taxes, the City will furnish the District with an accurate record of all extensions and additions to the system and of all connections made therewith.

19. The District will permit the City of San Antonio to maintain, control, use, operate, extend, equip, repair or improve the said sanitary sewer system;

20. The District will promptly pay all obligations incurred by it prior to the effective date of this contract and after same are paid will pay over to the City all balances remaining on hand to the credit of the interest and sinking fund for the payment of the bonds and interest of said District; and all maintenance money; and pay as collected all collections of delinquent taxes heretofore levied by the District. The City Back Tax Attorney is authorized to bring suit for and collect back taxes due the District, in the name of the District.

21. The District will not levy taxes hereafter for any purpose until and unless required by the failure of the City to pay before delinquency the sums necessary to discharge the above described bonded indebtedness as the same matures; or, for failure of the City to adequately operate and maintain said sewer system; or, unless required by law or order of a Court of competent jurisdiction;

22. The District will supply the City with the record of all sewer connections heretofore made in the District, and all maps and engineering data;

23. The District agrees to sell any of its unsold bonds heretofore authorized and use the proceeds of sale for the extension of its sewer system within the area of the District in such way as is found to be necessary and equitable by the Directors of the District. The City will pay principal and interest on such bonds as same matures and all provisions of this contract shall apply to such bonds after any sale to the same extent as to District bonds outstanding upon the effective date of this contract.

24. The District will supply the City with a detailed financial statement and balance sheet as of the effective date of this contract.

25. When the above described outstanding bonds and all interest thereon shall have been paid by the City of San Antonio, or refunded by said City, so that the same shall not constitute a debt of the District, then the entire sewer system of said District shall be and thereupon become the absolute property of the City of San Antonio, to have and to hold.

26. In event the District is compelled to resume operation of the sewer system for any reason it is agreed the following provisions shall take effect:

(a) The disposal contract now existing between the parties shall again become effective for the balance of its unexpired term.

(b) All additions, extensions, equipment and appurtenances made or attached to the system by the City and located within the area of the District shall become the property of the District.

(c) The City will credit the District for amounts due under the disposal contract now existing for any connections outside the District area by dividing the total gallonage of sewage passing through the District's system by the total number of connections to the system and multiplying the result by the number of connections outside the District to obtain the total gallonage of outside connections, which shall be accepted as correct by both parties, such amount to be credited on the disposal charged for the whole amount. The City will also give the District credit for a like pro rata cost of pumping power charges calculated in the same manner. A credit shall also be allowed on the same proportionate basis for the maintenance cost of that portion only of the system used by outside connections after submission to and approval by the City Engineer of the items comprising same.

(d) No additional connections outside the area of the District shall be made except with consent of and as prescribed by the District and with consent, where required, of the City.

27. That nothing herein contained shall be construed to cancel the sewage disposal contract now existing between the City and the District; but, during the time the City shall have control and operation of said sewer system said contract shall be suspended, but shall terminate as of the date therein provided, or when the title to the said sanitary sewer system vests in the City of San Antonio as provided herein.

28. This contract shall become effective as of the 31 day of December, A. D. 1945.

29. PASSED AND APPROVED this 29th day of December, A. D. 1945.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady

City Clerk

30. ACCEPTED AND EXECUTED this 31st day of December, A. D. 1945.

BEXAR COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 8

/s/ C. W. Fenstermaker
President of the Board of Directors.

ATTEST:

/s/ John J. Cox
Secretary

* * *

AN ORDINANCE (2944)

MAKING CONTRACT BETWEEN THE CITY AND BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 2 FOR THE OPERATION OF THE SYSTEM, THE ASSUMPTION OF ITS BONDED DEBT AND MATTERS INCIDENTAL THERETO, BY THE CITY.

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

1. That this ordinance makes and manifests the contract between the City of San Antonio and the Bexar County Water Control and Improvement District No. 2, all of the County of Bexar and State of Texas, WITNESSETH:-

2. That the District has issued bonds which create a lien on all property subject to taxation within said District and from the proceeds of such bonds, constructed a sanitary sewer system in the area described in the articles creating said District; and is now and

has been operating said system and there is now outstanding bonds secured by lien against the property of said District; and,

3. That the City of San Antonio has annexed territory including the area of the District or a part thereof; and,

4. That the District is required by law to continue to maintain and operate said sewer system and to pay off and discharge its debts, including said bonds maturing serially over a long period of time; and,

5. The City has and will continue to levy on property located in the District the usual city taxes applicable to all property in the city limits.

6. It is desirous to avoid the necessity for the District to further levy taxes for retirement of its bonded debt or for any expenses of maintenance and operation and for such end it is necessary that the City assume the payment of the bonded debt of the District as well as the expense of maintenance and operation of its sewer system.

7. It is desirous to have the City assume control over said sanitary sewer system and make it a part of the city system, as a matter of convenience and necessity; NOW, THEREFORE:-

8. It is agreed by and between the City and the District as follows:

9. The City, at its expense, will supply all labor and material necessary to and will operate, use, repair, equip, maintain and extend said sanitary sewer system, as a part of the City sewer system;

10. The City will examine all applications for connections made hereafter to said system, inspect all connections made hereafter, issue permits where proper, and apply and enforce all ordinances and regulations of the City in connection with the said system;

11. The City will make and preserve proper records of applications for connections, permits issued therefor, and evidence showing inspection; and make the extensions, additions, improvements or changes that may be necessary to said system and make and keep appropriate maps or plats thereof;

12. The City will suspend payments to be made by the District to the City for transportation and treatment as is provided in the contract now existing between the District and the City, and will not require the District to maintain any further records of the amount of sewage flow as provided in said contract;

13. The City will replace or pay the District the reasonable cost of replacing any machinery, equipment or part of the system as it is now, which may be removed by the City, if at any time the District shall be required to re-take the sewage system;

14. The City will not hold the District liable for any operation or maintenance expense or for any improvements or changes made to said sewer system, during the time it is being operated by the City under this contract; and, while said sewer system is operated under this contract, the City will defend and reimburse the District for every claim, demand or cause of action, if any, that may arise out of such operation;

15. The City will pay the principal and interest of the bonds outstanding now against the District as the same accrue and the City shall be subrogated to all rights of the District under said bonds;

16. The City will pay the District for the minimum of the 4 days of service required by law of the five Directors of said District.

17. The City will pay the salary of the Secretary for the District to keep the records required by law to be kept by the District.

18. The City will charge and collect a sewer rental charge on all connections outside of the City Limits of San Antonio, as prescribed in the ordinance dated the 1st of March, A. D. 1922, as the same is now, or as it may be amended.

19. Should this agreement be terminated so as to require the District to resume operation of the sewer system and levy of taxes, the City will furnish the District with an accurate record of all extensions and additions to the system and of all connections made therewith.

20. The District will permit the City of San Antonio to maintain, control, use, operate, extend, equip, repair or improve the said sanitary sewer system;

21. In event the bond debt of the District can be fully paid off and discharged or can be refunded so that it will no longer constitute an obligation of the District, any funds of the District then on hand from any source which are not required to pay any other valid obligation of the District will be applied or used to assist in making the final payment on such bonds or the full refunding thereof, provided they no longer constitute an obligation against the District.

22. The District will not levy taxes hereafter for any purpose until and unless required by the failure of the City to pay before delinquency the sums necessary to discharge the above described bonded indebtedness as the same matures; or, for failure of the City to adequately operate and maintain said sewer system; or, unless required by law or order of a Court of competent jurisdiction;

The City will not levy any special or particular tax applicable only to property and persons in the District for operation, extension, equipment, repair or maintenance of the District sewer system or the retirement of outstanding bonded indebtedness of the District, but will levy on property and persons in the District only the usual taxes applicable to all property in the city limits.

23. The District will supply the City with a copy of its records of all sewer connections heretofore made in the District and a copy of all maps and engineering data pertaining to its sewer system.

24. The District shall pay any current obligation, except its bonded indebtedness, which is due now;

25. The District will have its records audited and supply the City with a copy of auditor's report, showing in detail its financial statement and balance sheet as of the effective date of this contract.

26. When the above described outstanding bonds and all interest thereon shall have been paid by the City of San Antonio, or refunded by said City, so that the same shall not constitute a debt of the District, then the entire sewer system of said District shall be and thereupon become the absolute property of the City of San Antonio, to have and to hold.

27. That nothing herein contained shall be construed to cancel the sewer disposal contract now existing between the City and the District; but, during the time the City shall have control and operation of said sewer system said contract shall be suspended, but shall terminate as of the date therein provided, or when the title to the said sanitary sewer system vested in the City of San Antonio as provided herein.

28. It is further agreed that seven-twelfths (7/12) of the tax assessed and levied by the District against persons and property in its boundaries for the fiscal year 1945 shall be credited upon the City tax assessed and levied for its fiscal year beginning June 1, 1945, and ending May 31, 1946. The refund shall be made when a tax receipt shall be delivered to the City showing payment of tax to the District, but penalty and interest shall not be refunded.

29. This contract shall become effective as of the 31 day of December, A. D. 1945.

30. PASSED AND APPROVED this 29th day of December, A. D. 1945.

Gus B. Mauermann

M A Y O R

ATTEST:
Frank W. Brady, City Clerk

31. ACCEPTED AND EXECUTED this 31st day of December, A. D. 1945.

BEXAR COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 2.

/s/ Eugene Bissett
President of Board of Directors.

ATTEST:

/s/ Y. L. Crenshaw
Secretary.

* * *

APPRO. NO. 501

AN ORDINANCE (2945)

APPROPRIATING \$1,136.45 OUT OF THE 1945 GENERAL FUND -
INTEREST DEPT TO PAY INTEREST ON 1945 GENERAL FUND NOTES
FOR DECEMBER 1945.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,136.45, be and the same is hereby appropriated out of the 1945 General Fund - Interest Department, to pay the Alamo National Bank of San Antonio, Texas, interest for the month of December 1945, on 1945 General Fund Notes Nos. 41 to 88 inclusive held by said bank, as per approved statement on file in the City Auditor's Office.

PASSED AND APPROVED on the 3rd day of January 1946.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 502

AN ORDINANCE (2946)

APPROPRIATING \$12.75 OUT OF 1945 GENERAL FUND - STREET
MAINTENANCE - PAYABLE TO MRS. MARY SCHUH FOR GRAVEL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$12.75, be and the same is hereby appropriated out of the 1945 General Fund - Street Maintenance - to pay Mrs. Mary Schuh, for 255 cubic yards of gravel @ 5¢ per cubic yard, in accordance with proposal accepted by the City of San Antonio on September 20, 1945, and as per approved estimate on file in the City Auditor's office.

PASSED AND APPROVED on the 3rd day of January 1946.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady
City Clerk

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APPRO. NO. 503

AN ORDINANCE (2947)

APPROPRIATING \$248.40 OUT OF 1945 GENERAL FUND - STREET
MAINTENANCE - PAYABLE TO B. H. BUCH FOR GRAVEL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$248.40, be and the same is hereby appropriated out of the 1945 General Fund - Street Maintenance - to pay B. H. Buch, for 4968 cubic yards of gravel @ 5¢ per cubic yard, in accordance with proposal accepted by the City of San Antonio on May 25, 1945, and as per approved estimate on file in the City Auditor's office.

PASSED AND APPROVED on the 3rd day of January 1946.

Gus B. Mauermann

M A Y O R

ATTEST:

Frank W. Brady, City Clerk

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