

Appro. No. 1

05-216 AN ORDINANCE (1)

PROVIDING FOR THE PURCHASE OF A POLICE AND MILITARY POLICE BARRACKS
AND MAKING APPROPRIATION FOR PAYMENT OF THE PURCHASE PRICE AND
INCIDENTAL EXPENSES IN CONNECTION THEREWITH.

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

I. There is hereby appropriated out of the 1940 General Fund, Police Department, the sum of \$895.44 to pay to A. H. Higginbotham for the purchase price of property to be used for police and military police barracks, which property is located within the City of San Antonio and is described as follows:

The east portion of Lot No. 9, New City Block No. 927, beginning at a point on line of fence on the north line of the U. S. Arsenal property and east line of Main Avenue for the southwest corner of the tract herein described;

Thence in a northerly direction with the east line of Main Avenue 289 feet to a stake on the north line of Lot No. 9 for northwest corner;

Thence 90° 46' right with the north line of said Lot No. 9 114.1 feet to a corner of fence;

Thence 1° 54' right with line of fence 27.7 feet to corner of fence for northeast corner;

Thence 86° 19' right with line of fence marking the east line of said Lot No. 9, 286.4 feet to a point on line of fence on the north line of the U. S. Arsenal Grounds for southeast corner;

Thence 91° 5' right with line of fence on the north line of the U.S. Arsenal grounds 146.9 feet to the place of beginning.

II. Said property is being purchased by the City of San Antonio subject to the following debts and liens against same:

1. 1940 City and School taxes against said property.
2. The note and lien securing payment thereof described in an extension agreement dated May 4, 1937, in the sum of \$25,000.00, on which there is a balance now due of \$24,104.56, said extension agreement being recorded in Volume 1592, Page 31, Deed Records of Bexar County, Texas, said note now being payable in monthly installments of \$333.33 with interest at 4% per annum, calculated and payable monthly, instead of the manner described in said extension agreement, and said note and lien now being owned by Tony Blanche Schramm, a feme sole.

III. There is hereby appropriated out of the 1940 General Fund, Police Department, in connection with said purchase the following:

1. The sum of Five Hundred Dollars (\$500.00) to pay to A. H. Higginbotham the purchase price for all shades, curtains, linoleum and stoves now located in said premises.
2. The sum of Two Hundred Seventy-five Dollars (\$275.00), or less, to pay to Commercial Abstract & Title Company for necessary title guaranty policies and all incidental expenses incurred in connection with said transaction.

IV. PASSED AND APPROVED this the 2nd day of June, A. D. 1941.

C. K. Quin
Mayor

Attest: Jas Simpson
City Clerk

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05-217

AN ORDINANCE (7)

ACCEPTING AND APPROVING THE SECURITIES PLEDGED BY THE NATIONAL BANK OF COMMERCE OF SAN ANTONIO, TEXAS, TO SECURE THE CITY FUNDS DEPOSITED AND TO BE DEPOSITED IN SAID BANK BY THE CITY DURING THE FISCAL YEAR 1940, AND DIRECTING THE DEPOSITING OF SAID SECURITIES FOR SAFE KEEPING.

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

That the securities pledged with the Governing Body of the City of San Antonio by the National Bank of Commerce of San Antonio, Texas, as City Depository, to secure the funds of said City, deposited and to be deposited in said Bank during the Fiscal Year beginning June 1, 1940 and ending May 31, 1941, be and the same are hereby accepted and approved and that receipt signed by the Mayor, countersigned by the City Auditor, be given said Bank for securities pledged by it, which said securities are described as follows:

Securities pledged by the National Bank of Commerce are described in Receipts Nos. 50 to 58 inclusive, which are made a part of this Ordinance by references as fully as if they were specified herein.

The receipts given to said Bank for securities pledged by it shall recite, in substance, that the said securities have been duly pledged with the Governing Body of the City of San Antonio, Texas, by the National Bank of Commerce, San Antonio, Texas As Depository of said City, for the purpose of securing the funds of said City, deposited and to be deposited in said Bank during the Fiscal Year beginning June 1, 1940, upon the terms and conditions prescribed and provided by law.

It is directed that said securities be deposited by the Mayor, for safe keeping in a safety deposit box in the vaults of the National Bank of Commerce, rented by the City from said Bank.

PASSED AND APPROVED this the 5th day of June, 1941.

C. K. Quin
Mayor

Attest: Jas. Simpson
City Clerk

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05-218

AN ORDINANCE (23)

REPEALING AN ORDINANCE ENTITLED "AN ORDINANCE AMENDING AN ORDINANCE PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO ON THE 13TH DAY OF JANUARY, 1902, ENTITLED 'AN ORDINANCE CREATING THE BOARD OF TRUSTEES OF THE CARNEGIE LIBRARY OF SAN ANTONIO AND DEFINING ITS DUTIES AND POWERS AND REPEALING AN ORDINANCE PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO ON THE 14TH DAY OF OCTOBER 1901' APPOINTING MEMBERS TO SAID BOARD AND REPEALING ALL CONFLICTING ORDINANCE", PASSED AND APPROVED ON THE 5TH DAY OF JUNE, 1939, AND AMENDING SAID ORDINANCE OF JANUARY 13, 1902.

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

1. That an ordinance entitled "AN ORDINANCE AMENDING AN ORDINANCE PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO ON THE 13TH DAY OF JANUARY, 1902, ENTITLED "AN ORDINANCE CREATING THE BOARD OF TRUSTEES OF THE CARNEGIE LIBRARY OF SAN ANTONIO AND DEFINING ITS DUTIES AND POWERS AND REPEALING AN ORDINANCE PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO ON THE 14TH DAY OF OCTOBER, 1901' APPOINTING MEMBERS TO SAID BOARD AND REPEALING ALL CONFLICTING ORDINANCES", passed and approved by the Commissioners of the City of San Antonio on the 5th day of June, 1939, be and the same is hereby repealed.

2. That Sections 1, 2, 3 and 4 of an ordinance passed and approved on January 13, 1902, entitled "AN ORDINANCE CREATING THE BOARD OF TRUSTEES OF THE CARNEGIE LIBRARY OF SAN ANTONIO, AND DEFINING ITS DUTIES AND POWERS, AND REPEALING AN ORDINANCE PASSED AND APPROVED BY THE CITY COUNCIL ON THE 14 DAY OF OCTOBER, 1901", be and the same are hereby amended so that they shall hereafter read as follows:

"Section 1. That the Board of Trustees of the Carnegie Library of the City of San Antonio is hereby created, with the powers and duties as herein provided.

"Section 2. That said Board of Trustees shall consist of fifteen (15) members, who shall be citizens of the State of Texas and residents within the limits of the City of San Antonio at least one year preceding their appointment.

"Section 3. That persons tocompose the Board of Trustees shall be appointed by the Mayor, by and with the consent of the Commissioners of the City of San Antonio, and shall hold their office for the term of two (2) years and until their successors are duly appointed, provided that at the first appointment eight (8) members shall hold office for two years and seven (7) members shall hold for one year from date of appointment, said terms to be determined by lot at the first meeting of said Board of Trustees. All vacancies upon the Board shall be filled by appointment by the Mayor, by and with the consent of the Commissioners of the City of San Antonio.

"Section 4. The officers of the Board shall consist of a President, a Vice President and a Secretary and a Treasurer."

3. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

4. PASSED AND APPROVED this 5th day of June, A. D. 1941.

C. K. Quin
Mayor

Attest: Jas Simpson
City Clerk

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03-219

AN ORDINANCE (24)

REGULATING THE CITY BOARD OF HEALTH, THE CITY HEALTH OFFICER, AND THE PERSONNEL OF THE CITY HEALTH DEPARTMENT OF THE CITY OF SAN ANTONIO; PRESCRIBING THE NUMBER OF MEMBERS OF SUCH BOARD; PERIOD OF TIME AND MANNER OF APPOINTMENT, AND THE QUALIFICATIONS OF THE MEMBERS OF SUCH BOARD; PROVIDING FOR THE ELECTION OF A CHAIRMAN AND VICE-CHAIRMAN; PRESCRIBING TIME OF MEETING AND DUTIES OF SUCH BOARD; PRESCRIBING THE MANNER OF REMOVAL OF MEMBERS OF SUCH BOARD AND OF THE PERSONNEL OF SAID CITY HEALTH DEPARTMENT; PROVIDING FOR SELECTION OF CITY HEALTH OFFICER; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

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

SECTION 1. From and after the passage of this ordinance, the Board of Health of the City of San Antonio shall consist of seven (7) members composed of four (4) physicians, one (1) dentist, one (1) druggist and one (1) sanitary engineer, whose terms of office shall be for a period of not exceeding two (2) years and until the next city election and their successors shall have been appointed and qualified, unless sooner removed for cause.

SECTION 2. No physician shall be eligible for membership on the Board of Health who has not been approved by the Bexar County Medical Society. Such approval may be had either by submission to the Bexar County Medical Society by the Mayor of ten (10) nominees to such board, or, by submission to the Mayor by the Bexar County Medical Society of a list of ten (10) physicians approved by the Bexar County Medical Society for membership upon the Board of Health. The Mayor may elect to submit nominees to the Bexar County Medical Society or he may request the Bexar County Medical Society to submit an approved list of ten (10) physicians.

SECTION 3. No dentist shall be eligible for membership on the Board of Health who has not been approved by the Bexar County Dental Society. Such approval may be had either on submission by the Mayor of five (5) nominees to the Bexar County Dental Society, or, by the Bexar County Dental Society submitting to the Mayor a list of five (5) dentists approved by them to serve on said Board of Health. The Mayor shall either submit five (5) nominees to the Bexar County Dental Society or request said Society to submit such list of five (5) approved dentists.

SECTION 4. No druggist shall be eligible to serve upon the Board of Health unless he shall be approved by the Bexar County Druggists Association. Such approval may be had either by submission to the Bexar County Druggists Association by the Mayor of five (5) nominees to be approved by such Association, or, by the Association submitting to the Mayor the names of five (5) druggists who have been approved by the Association to serve upon the Board of Health, and the Mayor may elect either method of procedure.

SECTION 5. The Sanitary Engineer shall be appointed pursuant to the provisions of the Charter of the City of San Antonio.

SECTION 6. All personnel employed in the operation of the City Health Department shall be appointed by the Mayor of the City of San Antonio and approved by the Board of Health when it has been shown that they meet the minimum qualifications of the position applied for, as provided by the State Board of Health.

SECTION 7. The Board of Health of the City shall have the power to recommend to

the Mayor the dismissal of any employee of the City Health Department.

SECTION 8. The regular meeting of said Board shall be held on the second Tuesday of each month. Special meetings may be called by the Chairman of said Board or by a majority of the members of said Board, provided that due notice be given each member forty-eight (48) hours prior to such special meeting. No member of the Board of Health shall be discharged without first being given a public hearing before the Commissioners of the City of San Antonio. The Board of Health shall, at its first meeting, elect from its membership a Chariman and a Vice-Chairman. The Mayor shall be an ex-officio member of the Board of Health but shall not have the right to vote at any of the meetins of said Board.

SECTION 9. The City Health Officer shall be selected by the Mayor from a list of names submitted by the Board of Health, and said Health Officer must meet the minimum qualifications established for such position by the State Board of Health.

SECTION 10. Every section of this ordinance and every provision of each section is hereby declared to be an individual section or provision, and the holding of any section or provision of any section to be void, ineffective or unconstitutional, for any cause whatsoever, shall not be deemed to affect any other sections or provisions thereof.

SECTION 11. All ordinances or parts of ordinances in conflict herewith shall be and are hereby repealed.

SECTION 12. WHEREAS, an emergency is apparent for the immediate preservation of order, good government and public health that requires this ordinance to become effective at once, THEREFORE, upon the passage of this ordinance by a vote of four-fifths (4/5) of the Commissioners, it whall be effective from and after the date of its passage, as made and provided by the Charter of the City of San Antonio.

PASSED AND APPROVED this 5th day of June, A. D. 1941.

C. K. Quin
Mayor

Attest: Jas Simpson
City Clerk

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05-220
AN ORDINANCE (27)

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$4,000.00 TO PAY THE CURRENT EXPENSES OF SAID CITY IN THE MATTER OF THE FIREMEN, POLICEMEN AND FIRE ALARM OPERATORS' PENSION FUND DURING THE FISCAL YEAR 1941.

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

1. That for the purpose of paying the debts of the City of San Antonio incurred for current expenses during the fiscal year beginning June 1, 1941, and to pay the current expenses of said City for the remainder of said fiscal year ending May 31, 1942, representing the obligations of the City for the payments of benefits stipulated under the terms of an Ordinance creating a Special Fund to aid the disbursements of the Board of Firemen, Policemen and Fire Alarm Operators' Pension Fund Trustees, passed and approved on the 1st day of July, A.D. 1929, there shall be borrowed and secured from the National Bank of Commerce of San Antonio, Texas, advances of money for said purpose in the amount of \$4,000.00, or so much thereof as may be needed, which amount does not exceed the estimated current income of said City for said fiscal year for said purpose, and to evidence said loans and advances promissory notes of the City of San Antonio shall be executed and delivered to said National Bank of Commerce of San Antonio, Texas, as hereinafter provided, under the power vested in the City of San Antonio by its Charter and the Constitution and Laws of the State of Texas.

2. That said notes shall be numbered consecutively, from 1 to 4, both inclusive, and shall be for the sum of \$1,000.00 each,

3. That the above said notes, aggregating \$4,000.00 shall be payable to the bearer at National Bank of Commerce of San Antonio, Texas; all said notes to be dated the day and date they are executed, and shall bear interest at the rate of 2.67 per cent per annum from date thereof, calculated and payable monthly, as it accrues, provided, that interest shall be payable only on cash actually advanced on said notes, and only from the dates of such advancements, and, provided, that said notes or advances made by said Bank to said City of San Antonio shall draw interest after maturity thereof at the rate of 6 per cent per annum; said notes shall be signed by the Mayor, countersigned by the City Auditor of said City, and by the City Treasurer, and attested by the City Clerk of said City, and the corporate seal of said City shall be impressed upon each of said notes; said notes shall provide for final maturity not later than June 30, 1942, unless the National Bank of Commerce should cease to be the City depository, in which event this entire series of notes shall, at the option of the holder thereof, become due and payable, with the privilege of prepayment prior to maturity.

4. That all of the taxes and revenues of the City of San Antonio arising from the special tax levied and collected to create the Firemen, Policemen and Fire Alarm Operators' Pension Fund for the fiscal year beginning June 1, 1941, and ending May 31, 1942, and all uncollected back taxes arising from the special tax levied for this purpose for previous years, subject only to existing prior valid pledges of said back taxes, be and the same are hereby irrevocably pledged, transferred and assigned for the payment of the above said notes and advances, and that said notes and all interest thereon shall constitute a first lien upon the revenue arising from the special tax levied and collected to create such Pension Fund for said fiscal year, and all said uncollected back taxes arising from the special tax levied for this purpose for previous years, subject only to existing prior valid pledges of said back taxes, and shall be paid therefrom and from the said taxes and current income and revenues arising from said special tax levied and collected for such Pension Fund and such uncollected back taxes before any such taxes, revenues or incomes or back taxes may be lawfully appropriated to any other purpose or object whatsoever.

5. That the proceeds of said loans shall be used to take up and pay off the outstanding indebtedness of the City of San Antonio legally incurred for the current expenses of said City during said fiscal year, representing the obligations of the City for the payments of benefits stipulated under the terms of an ordinance creating a Special Fund to aid disbursements of the Board of Firemen, Policeman and Fire Alarm Operators' Pension Fund Trustees, passed and approved on the 1st day of July, A.D. 1929, and in the payment of the current expenses of said City for said purposes for the remainder of this fiscal year, as provided by and in accordance with the Charter and Ordinances of said City.

6. In the event the present depository of the City of San Antonio does not continue as such for the fiscal and tax year of 1942-42, the City agrees to see that the then new depository will take up any unpaid balance of this series of notes before the transfer of the City deposits is made to the new depository.

7. That the form of said notes shall be substantially as follows:-

\$1,000.00

NO. _____

UNITED STATES OF AMERICA
THE STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO PENSION FUND NOTE
FISCAL YEAR JUNE 1, 1941 TO MAY 31, 1942

The City of San Antonio, a municipal corporation, in the County of Texar, State of Texas, acting herein through and by its duly authorized and empowered officers, for value received, acknowledges itself indebted to, and hereby promises to pay to bearer, at NATIONAL BANK OF COMMERCE OF SAN ANTONIO, in San Antonio, Texas, on or before the 30th day of June, 1942, unless the National Bank of Commerce should cease to be the City depository, in which event this note shall, at the option of the holder thereof, become due and payable, the sum of One Thousand (\$1,000.00) Dollars, in lawful and legal money of the United States of America, with interest thereon from the date hereof until maturity, at the rate of 2.67 per cent per annum, payable monthly as it accrues, past due principal and interest to bear interest from date due until paid at the rate of 6 per cent per annum; and it is expressly agreed and understood that in the event this obligation is not paid at maturityk and is placed in the hands of an attorney for collection after maturity, or collected through judicial proceedings of any kind, an additional 5 per cent on the amount of principal and interest unpaid shall be payable and paid as attorney's fees.

This note is one of a series of notes, numbered 1 to 4, inclusive, for \$1,000.00 each, and aggregate \$4,000.00, to be dated when and as issued, given and executed for money loaned and advanced for paying off indebtedness incurred for current expenses of the City of San Antonio, and to supply needed money and funds to pay current expenses of the City representing obligations of the City for the payments of benefits stipulated under the terms of an Ordinance creating a Special Fund to aid the disbursements of the Board of Firemen, Policemen and Fire Alarm Operators' Pension Fund Trustees, passed and approved on the 1st day of July, A.D. 1929, for and during the fiscal year beginning June 1, 1941, and ending May 31, 1942, such said notes having been issued and to be issued under and by virtue of Charter and Ordinances of the City of San Antonio and the Constitution and Laws of the State of Texas, and in pursuance of an ordinance duly passed by the Commissioners of said City on the ____ day of Jyne, A.D. 1941, recorded and of record in the Ordinances Record Book _____ of the City of San Antonio, and are secured concurrently, regardless of date of issuance, as shown and recited in said ordinance.

The date of this note is in conformity with said ordinance, and is the date of advancements and payment to the City of the amount hereof.

It is hereby declared and certified that all acts, conditions and things required to be done precedent to and authorizing the borrowing of said funds and money and the issuance of this series of notes and pledging, transferring and assigning securities, above referred to, for the purpose of better securing the payment thereof, have been properly done and performed in regular and due time, form and manner, as authorized and required by the City Charter and Ordinances and as provided by law; and that the revenues arising from the special tax levied and collected to create the Firemen, Policemen and Fire Alarm Operators' Pension Fund for said fiscal year, and all uncollected back taxes arising from the special tax levied for this purpose for previous years, subject only to existing prior valid pledges of said back taxes, and the securities aforesaid, are bound, pledged, transferred and assigned for the purpose of better securing the payment of said entire series of notes issued, and to be issued, per all of their terms, all standing alike and being equally proportionally secured, and no part of which said securities shall be diverted, applied or used for any other purpose or object whatsoever until the full and final payment, principal and interest, of said series of notes.

IN TESTIMONY WHEREOF, the City of San Antonio has caused this note to be executed, signed by the Mayor, countersigned by the City Treasurer and the City Auditor, and attested by the City Clerk, with the corporate seal affixed, this the _____ day of _____ 1941.

ATTEST:

Jas. Simpson
City Clerk
CITY OF SAN ANTONIO, TEXAS

CITY OF SAN ANTONIO, TEXAS

By C. K. Quin
Mayor, CITY OF SAN ANTONIO, TEXAS
Countersigned:
By _____
Treasurer, CITY OF SAN ANTONIO, TEXAS
By _____
Auditor, CITY OF SAN ANTONIO, TEXAS

8. That the Mayor of said City be and he is hereby authorized and directed to deliver said promissory notes to the payees thereof upon payment by said payee of the amount designated in each of said notes, said notes to be delivered to said payee in consecutive numerical order hereinabove designated.

9. Upon payment of said notes, or any of them, the same shall be cancelled by the holder and returned to the City Auditor.

10. PASSED AND APPROVED this 10th day of June, A.D. 1941

ATTEST:

Jas. Simpson
City Clerk.

AN ORDINANCE (28)

C. K. Quin
Mayor

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$5,000.00 TO PAY CURRENT EXPENSES OF SAID CITY DURING THE FISCAL YEAR 1941 FOR PUBLIC LIBRARIES.

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

1. That for the purpose of paying the debts of the City of San Antonio incurred for current expenses for the support and maintenance of the Public Libraries during the fiscal year beginning June 1, 1941, and to pay the current expenses of said City for the support and maintenance of the Public Libraries for the remainder of said fiscal year ending May 31, 1942, there shall be borrowed and secured from the National Bank of Commerce of San Antonio, Texas, advances of money for said purposes in the amount of \$5,000.00, or so much thereof as may be needed, which amount does not exceed the estimated current income of said City for said fiscal year applicable to said purpose, and to evidence said loans and advances promissory notes of the City of San Antonio shall be executed and delivered to said National Bank of Commerce of San Antonio, Texas, as hereinafter provided, under the power vested in the City of San Antonio by its Charter and the Constitution and Laws of the State of Texas.

2. That said notes shall be numbered consecutively, from 1 to 5, both inclusive, and shall be for the sum of \$1,000.00 each.

3. That the above said notes, aggregating \$5,000.00, shall be payable to the bearer at National Bank of Commerce of San Antonio, Texas; all said notes to be dated the day and date

they are executed, and shall bear interest at the rate of 2.67 per cent per annum from date thereof, calculated and payable monthly, as it accrues, provided, that interest shall be payable only on cash actually advanced on said notes, and only from the dates of such advancements and, provided, that said notes or advances made by said Bank to said City of San Antonio shall draw interest after maturity thereof at the rate of 6 per cent per annum; said notes shall be signed by the Mayor, countersigned by the City Auditor of said City, and by the City Treasurer, and attested by the City Clerk of said City, and the corporate seal of said City shall be impressed upon each of said notes; said notes shall provide for final maturity not later than June 30, 1942, unless the National Bank of Commerce should cease to be the City depository, in which event this entire series of notes shall, at the option of the holder thereof, become due and payable, with the privilege of prepayment prior to maturity.

4. That the taxes and revenues of the City of San Antonio arising from the special tax levied and collected to create such Library Fund for the fiscal year beginning June 1, 1941, and ending May 31, 1942, and all uncollected back taxes arising from the special tax levied for this purpose for previous years, subject only to existing prior valid pledges of said back taxes, be and the same are hereby irrevocably pledged, transferred and assigned for the payment of the above said notes and advances, and that said notes and all interest thereon shall constitute a first lien upon the revenue arising from the special tax levied and collected to create such Library Fund for said fiscal year, and all said uncollected back taxes arising from the special tax levied for this purpose for previous years, subject only to existing prior valid pledges of said back taxes, and shall be paid therefrom and from the said taxes and current income and revenues arising from said special tax levied and collected for such Library Fund and such uncollected back taxes before any such taxes, revenues or incomes or back taxes may be lawfully appropriated to any other purpose or object whatsoever.

5. That the proceeds of said loans shall be used to take up and pay off the outstanding indebtedness of the City of San Antonio legally incurred for the current expenses for the support and maintenance of the Public Libraries of said City during the said current expenses for the support and maintenance of the Public Libraries of said City for the remainder of this fiscal year, as provided by the and in accordance with the Charter and Ordinances of said City.

6. In the event the present depository of the City of San Antonio does not continue as such for the fiscal and tax year of 1942-42, the City agrees to see that the then new depository will take up any unpaid balance of this series of notes before the transfer of the City deposits is made to the new depository.

7. That the form of said notes shall be substantially as follows:-

\$1,000.00

NO. _____

UNITED STATES OF AMERICA
THE STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO LIBRARY FUND NOTE
FISCAL YEAR JUNE 1, 1941 TO MAY 31, 1942.

The City of San Antonio, a municipal corporation, in the County of Bexar, State of Texas, acting herein through and by its duly authorized and empowered officers, for value received, acknowledges itself indebted to, and hereby promises to pay to bearer, at NATIONAL BANK OF COMMERCE OF SAN ANTONIO, in San Antonio, Texas, on or before the 30th day of June, 1942, unless the National Bank of Commerce should cease to be the City depository; in which event this note shall, at the option of the holder thereof, become due and payable, the sum of One Thousand (\$1,000.00) Dollars, in lawful and legal money of the United States of America, with interest thereon from the date hereof until maturity, at the rate of 2.67 per cent per annum, payable monthly as it accrues, past due principal and interest to bear interest from date due until paid at the rate of 6 per cent per annum; and it is expressly agreed and understood that

in the event this obligation is not paid at maturity, and is placed in the hands of an attorney for collection after maturity, or collected through judicial proceedings of any kind, an additional 5 per cent on the amount of principal and interest unpaid shall be payable and paid as attorney's fees.

This note is one of a series of notes, numbered 1 to 5, inclusive, for \$1,000.00 each, and aggregate \$5,000.00, to be dated when and as issued, given and executed for money loaned and advanced for indebtedness incurred for current expenses for the support and maintenance of the Public Libraries of the City of San Antonio, and to supply needed money and funds to pay current expenses for the support and maintenance of the Public Libraries of the City for and during the fiscal year beginning June 1, 1941 and ending May 31, 1942, such said notes having been issued and to be issued under and by virtue of Charter and Ordinances of the City of San Antonio and the Constitution and Laws of the State of Texas, and in pursuance of an ordinance duly passed by the Commissioners of said City on the _____ day of June, 1941, recorded and of record in the Ordinances Record Book _____ of the City of San Antonio, and are secured concurrently, regardless of date of issuance, as shown and recited in said ordinance.

The date of this note is in conformity with said ordinance, and is the date of advancement and payment to the City of the amount hereof.

It is hereby declared and certified that all acts, conditions and things required to be done precedent to and authorizing the borrowing of said funds and money and the issuance of this series of notes and pledging, transferring and assigning securities, above referred to, for the purpose of better securing the payment thereof, have been properly done and performed in regular and due time, form and manner, as authorized and required by the City Charter and Ordinances and as provided by law; and that the revenues arising from the special tax levied and collected to create the Library Fund for said fiscal year, and all uncollected back taxes arising from the special tax levied for this purpose for previous years, subject only to existing prior valid pledges of said back taxes, and the securities aforesaid, are bound, pledged, transferred and assigned for the purpose of better securing the payment of said entire series of notes issued, and to be issued, per all of their terms, all standing alike and being equally proportionally secured, and no part of which said securities shall be diverted, applied or used for any other purpose or object whatsoever until the full and final payment, principal and interest, of said series of notes.

IN TESTIMONY WHEREOF, the City of San Antonio has caused this note to be executed, signed by the Mayor, countersigned by the City Treasurer and the City Auditor, and attested by the City Clerk, with the corporate seal affixed, this the _____ day of _____, 1941.

CITY OF SAN ANTONIO, TEXAS

By C. K. Quin
Mayor, CITY OF SAN ANTONIO, TEXAS

ATTEST:

Jas. Simpson
City Clerk
CITY OF SAN ANTONIO, TEXAS

Countersigned:

By _____
Treasurer, CITY OF SAN ANTONIO, TEXAS

By _____
Auditor, CITY OF SAN ANTONIO, TEXAS

8. That the Mayor of said City be and he is hereby authorized and directed to deliver said promissory notes to the payees thereof upon payment by said payee of the amount designated in each of said notes, said notes to be delivered to said payee in consecutive numerical order hereinabove designated.

9. Upon payment of said notes, or any of them, the same shall be cancelled by the holder and returned to the City Auditor.

10. PASSED AND APPROVED this 10th day of June, A.D. 1941.

C. K. Quin
Mayor

ATTEST:

Jas. Simpson
City Clerk

* * * * *

05-222

AN ORDINANCE (29)

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$250,000.00 TO PAY
THE CURRENT EXPENSES OF SAID CITY DURING THE FISCAL YEAR 1941.

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

1. That for the purpose of paying the debts of the City of San Antonio incurred for current expenses during the fiscal year beginning June 1, 1941, and to pay the current expenses of said City for the remainder of said fiscal year ending May 31, 1942, there shall be borrowed and secured from the National Bank of Commerce of San Antonio, Texas, advances of money for said purposes in the amount of \$250,000.00, or so much thereof as may be needed, which amount does not exceed the estimated current income of said City for said fiscal year, and to evidence said loans and advances promissory notes of the City of San Antonio shall be executed and delivered to said National Bank of Commerce of San Antonio, Texas as hereinafter provided, under the power vested in the City of San Antonio by its Charter and the Constitution and Laws of the State of Texas.

2. That said notes shall be numbered consecutively, from 1 to 10, both inclusive, and shall be for the sum of \$25,000.00 each.

3. That the above said notes, aggregating \$250,000.00 shall be payable to the bearer at National Bank of Commerce of San Antonio, Texas; all said notes to be dated the day and date they are executed, and shall bear interest at the rate of 2.67 per cent per annum from date thereof, calculated and payable monthly, as it accrues, provided, that interest shall be payable only on cash actually advanced on said notes, and only from the dates of such advancements, and, provided, that said notes or advances made by said Bank to said City of San Antonio shall draw interest after maturity thereof at the rate of 6 per cent per annum; said notes shall be signed by the Mayor, countersigned by the City Auditor of said City, and by the City Treasurer, and attested by the City Clerk of said City, and the corporate seal of said City shall be impressed upon each of said notes; said notes shall provide for final maturity not later than June 30, 1942, unless the National Bank of Commerce should cease to be the City depository, in which event this entire series of notes shall, at the option of the holder thereof, become due and payable, with the privilege of prepayment prior to maturity.

4. That all taxes and revenues of the City of San Antonio for the fiscal year beginning June 1, 1941, and ending May 31, 1942, and all the current revenues of the City of San Antonio arising from taxation and all other sources during said fiscal year, and all uncollected back taxes for previous years, subject only to existing prior valid pledges of said back taxes, be and the same are hereby irrevocably pledged, transferred and assigned for

the payment of the above said notes and advances, and that said notes and all interest thereon shall constitute a first lien upon and against all said taxes and revenues for said fiscal year, and all said uncollected back taxes for previous years subject only to existing prior valid pledges of said back taxes, and shall be paid therefrom and from the current incomes and revenues of the City and such uncollected back taxes before any such taxes, revenues or incomes or back taxes may be lawfully appropriated to any other purpose or object whatsoever,

5. That the proceeds of said loans shall be used to take up and pay off the outstanding indebtedness of the City of San Antonio legally incurred for the current expenses of said City during the said current fiscal year, and in the payment of the current expenses of said City for the remainder of this fiscal year, as provided by the and in accordance with the Charter and Ordinances of said City.

6. In the event the present depository of the City of San Antonio does not continue as such for the fiscal and tax year of 1942-42, the City agrees to see that the then new depository will take up any unpaid balance of this series of notes before the transfer of the City deposits is made to the new depository.

7. That the form of said notes shall be substantially as follows:

\$25,000.00

NO. _____

UNITED STATES OF AMERICA
THE STATE OF TEXAS
COUNTY OF TEXAS
CITY OF SAN ANTONIO GENERAL FUND NOTE
FISCAL YEAR JUNE 1, 1941 TO MAY 31, 1942

The City of San Antonio, a municipal corporation, in the County of Bexar, State of Texas, acting herein through and by its duly authorized and empowered officers, for value received, acknowledges itself indebted to, and hereby promises to pay to bearer, at NATIONAL BANK OF COMMERCE OF SAN ANTONIO, In San Antonio, Texas, on or before the 30th day of June, 1942, unless the National Bank of Commerce should cease to be the City depository, in which event this note shall, at the option of the holder thereof, become due and payable, the sum of twenty-five Thousand (\$25,000.00) Dollars, in lawful and legal money of the United States of America, with interest thereon from the date hereof until maturity, at the rate of 2.67 per cent per annum, payable monthly as it accrues, past due principal and interest to bear interest from date due until paid at the rate of 6 per cent per annum; and it is expressly agreed and understood that in the event this obligation is not paid at maturity, and is placed in the hands of an attorney for collection after maturity, or collected through judicial proceedings of any kind, an additional 5 per cent on the amount of principal and interest unpaid shall be payable and paid as attorney's fees.

This note is one of a series of notes, numbered 1 to 10, inclusive, for \$25,000.00 each, and aggregate \$250,000.00, to be dated when and as issued, given and executed for money loaned and advanced for paying off indebtedness incurred for current expenses of the City of San Antonio, and to supply needed money and funds to pay current expenses in the operation of the City's affairs for and during the fiscal year beginning June 1, 1941 and ending May 31, 1942, such said notes having been issued and to be issued under and by virtue of Charter and Ordinances of the City of San Antonio and the Constitution and Laws of the State of Texas, and in pursuance of an ordinance duly passed by the Commissioners of said City on the _____ day of June, 1941, recorded and of record in the Ordinances Record Book _____ of the City of San Antonio, and are secured concurrently, regardless of date of issuance, as shown and recited in said ordinance.

The date of this note is in conformity with said ordinance, and is the date of advancement and payment to the City of the amount hereof.

It is hereby declared and certified that all acts, conditions and things required to be done precedent to and authorizing the borrowing of said funds and money and the issuance of this series of notes and pledging, transferring and assigning securities, above referred to, for the purpose of the better securing the payment thereof, have been properly done and performed in regular and due time, form and manner, as authorized and required by the City Charter and Ordinances and as provided by law; and that the full faith and credit of the City of San Antonio, and the securities aforesaid, are bound, pledged, transferred and assigned for the purpose of better securing the payment of said entire series of notes issued, and to be issued, per all of their terms, all standing alike and being equally proportionally secured, and no part of which said securities shall be diverted, applied or used for any other purpose or object whatsoever until the full and final payment, principal and interest, of said series of notes.

IN TESTIMONY WHEREOF, the City of San Antonio has caused this note to be executed, signed by the Mayor, cojntersigned by the City Treasurer and the City Auditor, and attested by the City Clerk, with the corporate seal affixed, this the _____ day of _____, 1941.

CITY OF SAN ANTONIO, TEXAS

By C. K. Quin
Mayor, CITY OF SAN ANTONIO, TEXAS

ATTEST:

Jas. Simpson
City Clerk
CITY OF SAN ANTONIO, TEXAS

Countersigned:

By _____
Treasurer, CITY OF SAN ANTONIO, TEXAS

By _____
Auditor, CITY OF SAN ANTONIO, TEXAS

8. That the Mayor of said City be and he is hereby authorized and directed to deliver said promissory notes to the payees thereof upon payment by said payee of the amount designated in each of said notes, said notes to be delivered to said payee in consecutive numerical order hereinabove designated.

9. Upon payment of said notes, or any of them, the same shall be cancelled by the holder and returned to the City Auditor.

10. PASSED AND APPROVED this 10th day of June, A.D. 1941.

ATTEST:

Jas. Simpson
City Clerk

C. K. Quin
M A YOR

* * * *

05-223
AN ORDINANCE (30)

AUTHORIZING THE RENEWAL OF A GROUP INSURANCE POLICY ISSUED BY THE AETNA LIFE INSURANCE COMPANY, COVERING MEMBERS OF THE FIRE AND POLICE DEPARTMENTS OF THE CITY OF SAN ANTONIO.

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

That the group insurance heretofore issued by the Aetna Life Insurance Company, of Hartford, Connecticut, in favor of the City of San Antonio, evidenced by Group Policy No. 8511, is hereby renewed for the period of one year beginning May 4, 1941 and ending May 3, 1942, same covering members of the Fire and Police Departments of the City of San Antonio, said renewal to be upon the same terms and conditions as the original policy above referred to.

PASSED AND APPROVED this 10th day of June, A.D. 1941.

C. K. Quin
MAYOR

ATTEST:

Jas. Simpson
City Clerk

* * * *

05-224
AN ORDINANCE (40)

REGULATING THE RATES OF THE SOUTHWESTERN BELL TELEPHONE COMPANY.

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

Section 1. That the Southwestern Bell Telephone Company shall make effective June 16, 1941, the following reductions in its rates and charges:

Business Service:

One party business flat rate	from \$8.75 to \$8.50 per month
Dial private branch exchange trunks	from \$13.13 to \$12.75 per month
Charge for wiring plan #203	from 50 cts. to 40 cts. per month
Charge for wiring plan #400	from 50 cts. to 15 cts. per month

Residence Service:

One party residence flat rate	from \$3.75 to \$3.50 per month
Two party residence flat rate	from \$3.00 to \$2.75 per month
Four party residence flat rate	from \$2.50 to \$2.25 per month

General:

The extra charge of 25 cents per month on desk or hand sets now in effect on certain classes of service shall be eliminated.

The areas in which service shall be rendered without excess mileage charges shall be extended so as to afford a reduction in such charges of \$3,120.00 per year.

Section 2. That nothing in this ordinance contained shall be construed as in any manner limiting, modifying or abrogating the right and power of the Board of Commissioners under the charter of the City of San Antonio to regulate the rates charged by the Southwestern Bell Telephone Company for local exchange telephone service within the City.

Section 3. This ordinance being of urgent public importance, and being necessary for the immediate preservation of the public welfare and safety, shall be and become effective

from and immediately after its passage and approval.

PASSED AND APPROVED this 12th day of June, 1941.

C. K. Quin
Mayor

Attest:

Jas Simpson
City Clerk

* * * *

05-225

AN ORDINANCE (41)

AUTHORIZING THE MAYOR TO EXECUTE CERTAIN LEASE AND CONTRACTS
FOR SERVICES AT STINSON FIELD, WITH THE CIVIL AERONAUTICS
ADMINISTRATION.

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

1. That the Mayor be and he is hereby authorized to execute the following instruments for quarters and service to Airway Traffic Control Center in the Municipal Hangar Building at Stinson Field:

a. Lease of one room, being northwest half of the Municipal Hangar Building, approximate dimensions 29 feet 2 inches by 39 feet 9 inches, or total of approximately 1159 square feet of floor space, said Municipal Hangar Building located southeast of the Administration Building at Stinson Field, San Antonio, Texas, at an annual rental of \$1.00, said lease being for one year beginning July 1, 1941 and ending June 30, 1942.

b. Contract for furnishing 115 volt, 60 cycle, single phase electric service to the Airway Traffic Control above, at the rate of \$.036 per kwh, contract to remain in force until further notice, subject to a termination privilege by either party upon 30 days' notice in writing;

c. Contract for furnishing heat, janitor service, water and toilet facilities to the Airway Traffic Control Center above, at a flat rate of \$20.00 per month, said contract to become effective upon the date that the Airway Traffic Control Center permanently occupies this space to begin operation of the Center, and shall remain in force thereafter until further notice, subject to a termination privilege by either party upon 30 days' notice in writing;

all of said contracts and lease to be between the Department of Commerce, Civil Aeronautics Administration, United States of America and the City of San Antonio.

2. PASSED AND APPROVED this 12th day of June, A. D. 1941.

C. K. Quin
Mayor

Attest:

Jas Simpson
City Clerk

* * * *

05-226

AN ORDINANCE (42)

GRANTING THE REQUEST OF THE SALVATION ARMY, FOR EXEMPTION AND CANCELLATION OF TAXES FOR THE FISCAL YEAR 1941 AND SUBSEQUENT THERETO ON LOT A-4, CITY BLOCK 541, FRONTING ON ELM STREET AND FIFTH STREET.

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

1. That the property known as Lot A-4, City Block 541, fronting on Elm Street and Fifth Street, used and occupied by The Salvation Army as a home for stranded women and children be and is hereby declared to be of an exempt character and not subject to taxation and the petition of The Salvation Army for cancellation of taxes levied upon said property for the fiscal year 1941 is hereby granted, and said peroperty is hereby exempted from taxation for the fiscal year 1941 and fiscal years subsequent thereto.

2. PASSED AND APPROVED this 12th day of June, A. D. 1941.

C. K. Quin
Mayor

Attest: Jas. Simpson
City Clerk

* * * * *

05-227

AN ORDINANCE (43)

GRANTING THE REQUEST OF THE TRUSTEE OF CENTRAL BAPTIST CHURCH, OF SAN ANTONIO, TEXAS, FOR EXEMPTION AND CANCELLATION FOR TAXES FOR THE FISCAL YEAR 1939 AND SUBSEQUENT THERTO ON LOTS 39 AND 40, IN NEW CITY BLOCK 6488, FRONTING ON MITCHELL PLACE.

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

1. That the property known as Lots 39 and 40, New City Block 6488, fronting on Mitchell Place, used and occupied by the Central Baptist Church of San Antonio, Texas, be and is hereby declared to be of an exempt character and not subject to taxation and the petition of the Trustee of Central Baptist Church, of San Antonio, Texas, for cancellation of taxes levied upon said property for the fiscal year 1939 is hereby granted, and said property is hereby exempted from taxation for the fiscal year 1939 and fiscal years subsequent therto.

2. PASSED AND APPROVED this 12th day of June, A. D. 1941.

C. K. Quin
Mayor

Attest:

Jas Simpson
City Clerk

* * * * *

05-228

AN ORDINANCE (44)

GRANTING THE REQUEST OF MOST REV. ROBERT E. LUCEY, ARCHBISHOP OF SAN ANTONIO, FOR EXEMPTION AND CANCELLATION OF TAXES FOR THE FISCAL YEAR 1941 ON LOTS 13 AND 14, BLOCK 2, NEW CITY BLOCK 6365, FRONTING ON PEREZ STREET.

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

1. That the property known as Lots 13 and 14, Block 2, New City Block 6365, fronting on Perez Street, used and occupied as a Clergyman's Residence, be and the same is hereby declared to be of an exempt character and not subject to taxation, and the petition of the Most Rev. Robert E. Lucey, dated May 27, 1941, for cancellation of taxes levied upon said property for the fiscal year 1941, and fiscal years subsequent thereto, is hereby granted.

2. PASSED AND APPROVED this 12th day of June, A. D. 1941.

C.K. Quin
Mayor

Attest:

Jas Simpson
City Clerk

* * *

05-229

AN ORDINANCE (45)

GRANTING THE REQUEST OF THE TRUSTEE OF LAKEVIEW GOSPEL CHAPEL, OF SAN ANTONIO, TEXAS, FOR EXEMPTION AND CANCELLATION OF TAXES, FOR THE FISCAL YEAR 1941 AND SUBSEQUENT THERETO ON LOT 2, BLOCK 32, NEW CITY BLOCK 3631, FRONTING ON RUIZ STREET.

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

1. That the property known as Lot 2, Bloek 32, New City Block 3631, fronting on Ruiz Street, used and occupied by the Lakeview Gospel Chapel, of San Antonio, Texas, be and is hereby declared to be of an exempt character and not subject to taxation and the petition of the Trustee of Lakeview Gospel Chapel., of San Antonio, Texas, for cancellation of taxes levied upon said property for the fiscal year 1941 is hereby granted, and said property is hereby exempted from taxation for the fiscal year 1941 and fiscal years subsequent thereto.

2. PASSED AND APPROVED this 12th day of June, A. D. 1941.

C. K. Quin
Mayor

Attest: Jas Simpson
City Clerk

* * *

05-220

AN ORDINANCE (46)

GRANTING THE REQUEST OF NEW PROVIDENCE BAPTIST CHURCH, OF SAN ANTONIO, TEXAS, FOR EXEMPTION AND CANCELLATION OF TAXES FOR THE FISCAL YEAR 1939 AND SUBSEQUENT THERETO ON THE EAST 42.5 FEET OF THE WEST 1/2 OF LOT 2, NEW CITY BLOCK 2132, FRONTING ON WEST POPLAR STREET.

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

1. That the property known as the East 42.5 feet of the West 1/2 of Lot 2, New City Block 2132, fronting on West Poplar Street, used by the New Providence Baptist Church, of San Antonio, Texas, be and is hereby declared to be of an exempt character and not subject to taxation and the petition of of the Trustees of the New Providence Baptist Church, of San Antonio, Texas, for cancellation of taxes levied upon said property for the fiscal year 1939 is hereby granted, and said property is hereby exempted from taxation for the fiscal year 1941 and fiscal years subsequent thereto.

2. PASSED AND APPROVED this 12th day of June, A. D. 1941.

C. K. Quin
Mayor

Attest: Jas Simpson
City Clerk

* * * *

05-221

AN ORDINANCE (47)

GRANTING THE REQUEST OF W. W. JACKSON, PRESIDNET OF THE UNIVERSITY OF SAN ANTONIO, OF SAN ANTONIO, TEXAS, FOR EXEMPTION AND CANCELLATION OF TAXES FOR FISCAL YEAR 1940 AND SUBSEQUENT THERETO ON CERTAIN PROPERTIES USED EXCLUSIVELY FOR EDUCATIONAL PURPOSES.

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

That the following described property, to-wit:

Lots 1 to 10	Block 1	City Block 4033
Lots 1 to 30	Block 2	City Block 4033
Lots 1 to 30	Block 3	City Block 4033
Lots 1 to 30	Block 4	City Block 4033
Lots 1 to 14 and 16 to 29	Block 5	City Block 4033
Lots 1 to 10 and 16 to 30	Block 6	City Block 1980
Lots 1 to 15	Block 8	City Block 4033
Lots 3 to 15	Block 9	City Block 4033
Lots 4 to 15 and 22 to 26	Block 10	City Block 4033
Lots 1 to 14 and 16 to 29	Block 11	City Block 4033

Lots 1 to 3 and 5 to 15	Block 12	City Block 1981
Lots 14, 15, 29, 30	Block 15	City Block 4033
All of	Block 16	City Block 4033

And personal property consisting of Furniture and Fixtures
for school purposes;

used and occupied by the University of San Antonio, of San Antonio, Texas, be and is hereby declared to be of an exempt character and not subject to taxation and the petition of the President of the University of San Antonio, of San Antonio, Texas, for cancellation of taxes levied upon said property for the fiscal year 1940 is hereby granted, and said property is hereby exempted from taxation for the fiscal year 1940 and fiscal years subsequent thereto.

PASSED AND APPROVED this 12th day of June, A. D. 1941.

C. K. Quin
City Clerk

Attest:

Jas Simpson
City Clerk

* * * *

05-232 AN ORDINANCE (48)

GRANTING THE REQUEST OF THE CONCEPCIONIST FRANCISCAN SISTERS
(CONCEPCIONISTAS FRANCISCANAS), FOR EXEMPTION AND CANCELL-
ATION OF TAXES FOR THE FISCAL YEAR 1940 ON LOT A-6, NEW CITY
BLOCK A-17, AND THE EAST 147 FEET OUT OF A TRACT OF 48 ACRES
(A8) NEW CITY BLOCK A-17.

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

1. That the property known as Lot A-6, New City Block A-17, comprising 3.59 acres, and the East 147 feet out of a tract of 48 acres (A-8), New City Block A-17, used and occupied by the Concepcionist Franciscan Sisters (Concepcionistas Franciscanas), be and the same are hereby declared to be of an exempt character and not subject to taxation, and the petition of Concepcionist Franciscan Sisters (Concepcionistas Franciscanas), for cancellation of taxes levied upon said property and the exemption of said property from taxes for the fiscal year 1940, and fiscal years subsequent thereto, is hereby granted.

2. PASSED AND APPROVED this 12th day of June, A. D. 1941.

C. K. Quin
Mayor

Attest: Jas Simpson
City Clerk

* * *

05-233
AN ORDINANCE (49)

GRANTING THE REQUEST OF THE TABERNACLE BAPTIST CHURCH, OF SAN ANTONIO, TEXAS, FOR EXEMPTION AND CANCELLATION OF TAXES FOR THE FISCAL YEAR 1937 AND SUBSEQUENT THERETO ON THE LOTS 21, 22 AND 23, CITY BLOCK 6424, FRONTING ON WEST ELSMERE STREET.

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

1. That the property known as Lots 21, 22 and 23, City Block 6424, fronting on West Elsmere Street, used and occupied by the Tabernacle Baptist Church, of San Antonio, Texas, be and is hereby declared to be of an exempt character and not subject to taxation and the petition of the Board of Trustees of Tabernacle Baptist Church, of San Antonio, Texas for cancellation of taxes levied upon said property for the fiscal year 1937 is hereby granted, and said property is hereby exempted from taxation for the fiscal year 1937 and fiscal years subsequent thereto.

2. PASSED AND APPROVED this 12th day of June, A. D. 1941.

C. K. Quin
Mayor

Attest:

Jas Simpson
City Clerk

* * * *

05-234
AN ORDINANCE (56)

PERMITTING THE APPLICATION OF PARTIAL BACK TAX PAYMENTS TO THE PAYMENT OF DELINQUENT AD VALOREM TAXES UNDER THE PROVISIONS OF HOUSE BILL NO. 76, OF THE 47th LEGISLATURE. OF THE STATE OF TEXAS. REGULAR SESSION.

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

1. That any taxpayer who has made partial payments on his delinquent ad valorem taxes, due and owing to the City of San Antonio and the San Antonio Independent School District, under the provisions of Ordinance No. 687, passed and approved on the 28th day of September, 1939, shall have the right and privilege, when he so demands in writing, of having any and all such payments made by him and held by the City of San Antonio in the special fund known as PARTIAL PAYMENT BACK TAX FUND ACCOUNT applied to the payment of his delinquent ad valorem taxes under the provisions of House Bill No. 76, of the 47th Legislature of the State of Texas, Regular Session.

2. That all funds paid as interest and penalties by any taxpayer under the provisions of said above mentioned Ordinance, and held by the City of San Antonio in said PARTIAL PAYMENT BACK TAX FUND ACCOUNT, shall be applied to the payment of any delinquent ad valorem tax owing by said taxpayer in the same manner as the allocated portion of the straight ad valorem tax paid into said Account by said delinquent taxpayer.

3. PASSED AND APPROVED this 16th day of June, A. D., 1941.

C. K. Quin
Mayor

Attest:

Jas. Simpson
City Clerk

* * *

05-225 AN ORDINANCE (74)

ADOPTING THE PROVISIONS OF ART. 7345d, OF VERNON'S
CIVIL STATUTES OF THE STATE OF TEXAS, ANNOTATED.

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

1. The City of San Antonio hereby adopts all of the provisions of Art. 7345d, of Vernon's Civil Statutes of the State of Texas, Annotated, and hereby avails itself of all of the rights and powers vested in it under said article.

2. That Art. 7345d, reads as follows:

In all cases where property appearing on the tax rolls, whether rendered or un-rendered, current or delinquent, appears to have been assessed at a valuation greater than that placed upon other property in such locality of similar value, or out of proportion to the taxable value of such property; or where by reason of the depreciation in the value of such property an adjustment of assessed value would be equitable and expedient; or where by reason of long delinquency, the accumulated delinquent taxes, with penalties, interest, and cost aggregate such amount as to make their collection inequitable or confiscatory, the Commissioners Court of the County in which such property is situated, upon the application of the owner thereof or his duly authorized agent, shall have the power to reopen and reconsider the original assessments. In all such cases, the Commissioners Court shall hear testimony from competent and disinterested witnesses, and may make such personal and independent investigation as may seem necessary and expedient. If, after such investigation it shall appear to the Commissioners Court that such assessments were discriminatory, or out of proportion to the taxable value of the property, or that by reason of the depreciation of value of same, or that the enforced collection of the accumulated delinquent taxes, penalties, interest, and costs would be inequitable or confiscatory, the Commissioners Court may, under its power as a Board of Equalization, make such adjustments as to assessed values of such property as it may determine to be equitable and just. And any previous fixing of values of such property for the years involved shall not be "resadjudicata" as to the particular case.

Provided, that the State Comptroller shall be furnished with a certified copy of any order passed in pursuance hereof, as shall likewise the County Assessor-Collector of Texas, who shall make the necessary correction of his rolls. Provided further, that nothing herein shall be construed as authorizing the Commissioners Court to remit any penalty, interest, or costs that have accrued, but all such penalty, interest, and costs shall be collected on the adjusted assessment as may be authorized by existing law. As added Acts 1939, 46th Leg., H. B., #456, Sec. 1

3. That the power vested in the City of San Antonio under the provisions of this statute shall be exercised by the Board of Commissioners of the City of San Antonio.

PASSED AND APPROVED this 19th day of June, A. D., 1941.

C. K. Quin
Mayor

Attest:

Jas. Simpson
City Clerk

* * *

05-236

AN ORDINANCE (75)

GRANTING REQUEST OF SAN ANTONIO ARSENAL TO BREAK UP AND REPLACE STREET
AND CURBING AT FLORES AND ARSENAL STREETS.

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

1. That the request of the San Antonio Arsenal, dated June 18th, 1941, to break up and replace necessary street and curbing required to move railroad tracks on Flores and Arsenal Streets, as indicated on the attached sketch, necessary on account of the construction of additional buildings on the Arsenal reservation, be and the same is hereby granted, subject to approval of the Railroad to the change of alignment of spur track crossing South Flores Street at Arsenal Street.

2. PASSED AND APPROVED this 19th day of June, A. D. 1941.

C. K. Quin
M A Y O R

ATTEST:

Jas Simpson
City Clerk

* * *

05-237

AN ORDINANCE (76)

ADJUSTING THE TRAINING PERIOD AND CASH ALLOWANCES OF STUDENTS
IN THE SAN ANTONIO FIRE FIGHTERS ACADEMY.

WHEREAS, on the 19th day of August, 1939, an ordinance was duly adopted creating and establishing the San Antonio Fire Fighters Academy and providing for a training period of thirty (30) months in said school, and further providing for cash allowances to students during said course of training; and,

WHEREAS, on the 17th day of April, 1941, an ordinance was duly adopted changing the training period and cash allowances for students subsequently entering said school; and,

WHEREAS, the original and amended ordinance creates an inequality and variance in the training period and cash allowances between the students entering under the original ordinance and those entering after the passage of the amending ordinance; THEREFORE:-

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

That the training period and cash allowances of the students entering under the original ordinance be made to conform with the training period and cash allowances of the students entering under the amended ordinance; and that said students entering under said original ordinance be given service credit, and cash allowances from June 1, 1941, in accordance with the schedule as set forth in the amending ordinance.

PASSED AND APPROVED this 19th day of June, A. D. 1941.

C. K. Quin
M A Y O R

ATTEST:

Jas Simpson
City Clerk.

* * *

05-238

AN ORDINANCE (80)

CREATING AND ENTERING INTO A CONTRACT BY AND BETWEEN
THE CITY OF SAN ANTONIO, TEXAS, AND THE TOWN OF OLMOS PARK,
TEXAS, TO FURNISH FIRE PROTECTION AND SERVICES TO THE TOWN
OF OLMOS PARK.

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

1. That this ordinance creates and manifests a contract by and between the municipalities of the City of San Antonio, Texas, and the town of Olmos Park, Texas, WITNESSETH:--
2. THAT WHEREAS, the Town of Olmos Park is desirous of obtaining from the City of San Antonio fire protection services for the period commencing June 1st, 1941, and ending May 31st, 1943, inclusive; and pursuant to an ordinance duly passed and adopted by the town council of the Town of Olmos Park at a meeting held on June 2nd, 1941, the Mayor and Secretary were accordingly authorized to enter into a contract with said City of San Antonio to furnish said fire protection services for said period on the hereinafter set forth terms and conditions.
3. AND WHEREAS, the City of San Antonio is desirous of furnishing said fire protection services to the said Town of Olmos Park, NOW, THEREFORE,
4. It is agreed by and between the City of San Antonio and the Town of Olmos Park that for and in consideration of the sum of Five Hundred (\$500.00) Dollars cash paid by the town of Olmos Park into the Treasury of the City of San Antonio, the receipt of which is hereby acknowledged, the City of San Antonio hereby agrees to furnish necessary fire apparatus and to make all necessary runs, including grass or brush fires, to the Town of Olmos Park for the period commencing June 1st, 1941, and ending May 31st, 1943, inclusive.
5. The City of San Antonio agrees to keep at all times during period available for said purpose three (3) adequately equipped and manned fire fighting trucks and the service of one District Fire Chief.
6. It is agreed that the City of San Antonio shall furnish fire apparatus and fireman to the Town of Olmos Park to the limit of its present ability only and subject to its right first to use all such fire apparatus and firemen for all necessary purposes within the corporate limits of the City of San Antonio.
7. It is also agreed and understood that the City of San Antonio will be under no obligation whatsoever to provide any additional facilities for fighting fire such as fire hydrants, water supply, etc. than are already in existence in the Town of Olmos Park, and shall also be under no duty to make inspections.
8. The Fire Marshal shall cooperate in distributing and promulgating fire prevention methods.
9. The City of San Antonio shall be held harmless and indemnified for all damages and injuries to persons or property incurred in making said runs, and for failure to answer any calls if prevented from so doing as above stated.
10. PASSED AND APPROVED, this, the 19th day of June, 1941.

C. K. Quin
MAYOR.

ATTEST:

Jas Simpson, City Clerk

11. The Contract herinabove provided in ordinance form is hereby in all things accepted as written, this the 19th day of June, 1941, as the undersigned is so authorized to do by an ordinance passed by the Town of Olmos Park on the 2nd day of June, 1941.

TOWN OF OLMOS PARK

BY Theo. F. Meyer, Jr.
Mayor

ATTEST:

Van H. Howard, Jr.
City Clerk

* * *

05-239 AN ORDINANCE (105)

CREATING AND PROVIDING FOR THE OPERATION OF A PENSION
SYSTEM FOR FIREMEN, POLICEMEN AND FIRE ALARM OPERATORS
OF THE CITY OF SAN ANTONIO.

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

SECTION 1. There is created hereby a Board to consist of seven (7) members, as follows: The Mayor, two (2) Commissioners, each to serve on this Board for the term of office to which they were elected, two (2) active Firemen, below the grade of Captain, to be selected by the majority vote of the members of the Fire Department by secret ballot, which two members shall be appointed by the governing body of this City, one for the term of two (2) years, and the other for the term of four (4) years, and two (2) active Policemen, below the grade of Captain, to be selected by the majority vote of the members of the Police Department, by secret ballot, which two members shall be appointed by the governing body of this City, one for a term of two (2) years and the other for a term of four (4) years. All members from the Fire Department and the Police Department shall be elected by the contributors to the Fund, and shall serve until their successors are elected and qualified, and their successors shall each be elected and appointed to serve for a term of four (4) years. The appointees and their successors shall constitute the Board of Trustees of the Firemen, Policemen and Fire Alarm Operators Pension Fund, to provide for the disbursement of same, and to designate the beneficiaries thereof. The Board shall be known as the Board of Firemen, Policemen and Fire Alarm Operators Pension Fund Trustees of San Antonio, Texas.

SECTION 2. The Board shall organize by choosing one member as Chairman, and one member as Secretary, which Board shall control and administer the Fund and shall order payments therefrom in pursuance of the provisions of this Ordinance. It shall report annually to the governing body of such City, the condition of the Fund and the receipts and disbursements on account of same, with a complete list of the beneficiaries of the Fund, and the amounts paid them. The Board shall have the power and authority, by a majority vote, to reduce the percentages stipulated in this Ordinance which deals with the disabilities or with awards granted to beneficiaries. The reduction shall be based on the degrees of disability and circumstances surrounding the case. The Board shall have the complete authority and power to administer all of the provisions of this Ordinance and any implied powers under this Ordinance.

SECTION 3. Each fully paid Fireman, Policeman, and Fire Alarm Operator, in the employ of such City, who desires himself or his beneficiaries to participate in said Fund,

shall file a written statement with the Board of his desire to participate in said Fund, and authorize said City to deduct not less than five per cent (5%) nor more than ten per cent (10%) of his wages each month to form a part of the Fund known as The Firemen, Policemen and Fire Alarm Operators Fund.

SECTION 4. There shall be deducted for such fund from the wages of each Fireman, Policeman and Fire Alarm Operator in the employment of such City, upon a vote of the majority of the members of the said Board of Trustees, not less than five per cent (5%) nor more than ten per cent (10%) of the wages earned by such employees when he has filed application therefor. Every contributor to said Fund shall be required to pay into the Fund on the base pay of a private and no more. Any donations made to said Fund and rewards received by any members of either of the departments and all funds received from any source for such Fund, shall be deposited in like manner to such Fund.

SECTION 5. The Board shall hold regular monthly meetings and other meetings upon call of its Chairman, or written demand of a majority of the members. It shall issue orders signed by the Chairman and Secretary, to the persons entitled thereto of the amounts of money ordered paid to such persons from such Fund by said Board, which order shall state for what purposes such payment is to be made. It shall keep a record of the proceedings which record shall be of public record; it shall at each monthly meeting send to the City Treasurer a written list of persons entitled to the payment from the Fund, stating the amount of such payment and for what granted, which list shall be certified and signed by the Chairman and Secretary of such Board attested under oath. The Treasurer shall enter a copy of said list upon the book to be kept for that purpose, which book shall be known as The Record of Firemen, Policemen and Fire Alarm Operators Pension Fund, and the said Board shall direct payment of the amounts herein to the persons entitled thereto out of said Fund. No money of said Fund shall be disbursed for any purpose without a majority vote of the Board, which shall be a "no" and "yes" vote entered upon the proceedings of the Board.

SECTION 6. The Treasurer of said City shall be Treasurer of said Fund. All money for said Fund shall be paid over to and received by the Treasurer for the use of said Fund. and the duties thus imposed upon such Treasurer shall be additional duties for which he shall be liable under his oath and bond as such City Treasurer, but he shall receive no compensation therefor.

SECTION 7. Any person who, at the establishment of said Fund or thereafter, shall have been duly appointed and enrolled in the Fire Department, Police Department, or Fire Alarm Operators Department of such City and who shall have signed an application for participation in said Fund and has allowed deductions from his salary under any former law and is in good standing; and those who have filed written application within forty-five (45) days after the organization of such Board, or who shall file his application within forty-five (45) days after becoming a member of such departments, having served the probationary period, if any, and who shall have allowed such deductions from his salary; and any person heretofore duly appointed or enrolled in the Fire Department, Police Department, or Fire Alarm Operators Department of such City, who is not now a member of the Pension Fund, may file his application with the Board within forty-five (45) days after this Ordinance becomes affective and apply for participation therein; but such applicant shall pass a physical examination of the same character that is required for original admission into the respective department in which he serves, and shall pay into such Fund a sum of money equal to the amount of salary deductions he would have paid had he joined immediately upon becoming eligible to participate in the benefits of said Fund; as well as the beneficiaries hereinafter named shall be entitled to participate in said Fund.

SECTION 8. Whenever any member of said Department shall have contributed a portion of his salary, and shall have served twenty (20) years, in either of said Departments, he may be issued a Certificate of Retirement, which Certificate shall entitle holder to full benefits hereunder provided when presented as application for retirement. No member shall ever receive any award from this Fund for retirement until he has at least served twenty (20) years in either or all of the Departments. A member retireing under the provision of this Ordinance shall receive one-half (1/2) of the salary recieved by him at the time of retirement; provided, however, that in no instance shall the monthly pension allowance awarded him be in excess of one-half (1/2) of the current base pay of a private per month. A member under the age of fifty-five (55) years shall not be entitled to a Certificate of Retirement as a matter of right for service of twenty (20) years, but the Board shall have a hearing on the application and if it appears that the applicant is reasonably able to perform his duties, the Certificate shall not be granted. Any member reaching the age of sixty-five (65) years and having served twenty (20) years in either of all of the Departments, and who has not been retired from such Department, shall be summoned before the Board for the purpose of determining whether or not he should be retired under the provisions of this Ordinance.

SECTION 9.. When any member of the Fire Department, Police Department or Fire Alarm Operators Department has been issued a Certificate of Retirement under the provisions of this Ordinance, he shall be entitled, after having received said Certificate, to one half (1/2) of the base pay of a private per month. The said Certificate shall vurther state that in case of death, or in case he becomes permanently disabled, he shall be and his beneficiaries shall be entitled to the same awards and rights to participate in the provisions of this Ordinance and of any other Ordinance or Statute heretofore or hereafter made, as well as any of the provisions of the City Charter of the City of San Antonio heretofore or hereafter made, as he would have had before the said Board issued his Certificate of Retirement. The said Certificate shall be attested under seal and signature of the Chairman of the Pension Board of Firemen, Policemen and Fire Alarm Operators and attested by the Secretary.

SECTION 10. When any member of the Fire Department, Police Department, and Fire Alarm Operators Department of the City and who is contributing to said Fund, as herein provided, shall become so permanently disabled through injury or disease contracted directly in the line of duty, as to incapacitate him from the performance of his duties, and shall make written application subject to medical examination for such injuries or disease, he shall be retired from the service and be entitled to receive from the said Fund one-half (1/2) of the base pay of a private per month, which base pay of a private shall be computed on the basis of the current payroll. In no case shall a disability claim be acknowledged or award made hereunder until disability has been proved to be continuous and wholly incapaciating for a period of not less than ninety (90) days.

SECTION 11. In case of the death before or after retirement of any members of the Fire, Police and Fire Alarm Operators Departments of said City from disease contracted or injury received directly while in line of duty, and who at the time of his death, or retirement, was a contributor to the said Fund, leaving a widow, a child or children shall be entitled to receive from the said Fund an amount not to exceed one-half (1/2) of the current base of a private per month; one-half (1/2) of the widow's amount in the aggregate shall go to the children under seventeen (17) years of age and one-half (1/2) for the widow. No child resulting from any marriage subsequent to the date of the retirement of said member, shall be entitled to a pension under this Ordinance. In case there are no children, the widow shall receive one-third (1/3) of the current base pay of a private per month. The one-fourth (1/4) award to the children shall be paid by the Board to the legal guardian of the children. In no instance

shall the amount received by the widow, child or children, exceed a pension allowance of one-half (1/2) of the current base payment of a private per month.

SECTION 12. In case of the death before or after the retirement of any member of the Fire, Police or Fire Alarm Operators Departments of said City, from disease contracted or injury directly received while in line of duty and who at the time of death was a contributor to the said Fund, leaving the widow and more than one child under the age of seventeen (17) years, such children shall receive jointly from the Fund, one-half (1/2) of the current base pay of a private per month; but if only one child is left, such child shall receive from the Fund, one-fourth (1/4) of the current base pay of a private per month. No child shall be paid more than one-fourth (1/4) of the current base pay of a private per month. When any child who is a beneficiary under this Ordinance, shall reach the age of seventeen (17) years, then such child shall no longer participate in the division of said wages of said deceased, but the benefits shall be paid to the remaining child or children, if any, under seventeen (17) years of age. Upon the remarriage of the widow, either statutor or common law, or the marriage of any child granted such pension, the pension shall cease. No widow resulting from any marriage subsequent to the date of the retirement of said member, shall be entitled to a pension under this Ordinance.

SECTION 13. If any member of the Fire, Police and Fire Alarm Operators Departments dies before or after retirement, from injury received, or disease contracted directly in line of duty, who was a contributor to said Fund and entitled to participate in said Fund himself, leaves no widow or child, but leaves surviving him a father and mother wholly dependent upon said pension for support, such dependent father and mother shall be entitled to receive one-third (1/3) of the base pay of a private per month, to be equally divided between said father and mother, so long as they are wholly dependent. Where there is one (1) dependent, either father or mother, the Board shall grant the surviving dependent one-fourth (1/4) of the current base pay of a private per month. The Board shall have authority to make a thorough investigation, determine the facts as to the dependency of the said parties and each of them, as to how long the same exists and may, at any time, upon the request of any beneficiary or any contributor to such Fund, reopen any award made to any of said parties and discontinue such pension as to all or any of them as it may deem proper and the finding of any Board in regard to any matters, as well as to all pensions granted under this Ordinance shall be final upon all parties seeking a pension, until such award of the Trustees shall have been set aside or revoked by a Court of competent jurisdiction.

SECTION 14. The Board shall consider all cases for retirement and pension of the members of the Fire, Police and Fire Alarm Operators Departments rendered necessary or expedient under the provisions of this Ordinance, and all applications for pensions by widow, the children, and relatives, and the said Trustees shall give notice to persons asking for a pension to appear before said Board and offer such sworn evidence as he, or they, may desire. Any person who is a member of said Departments and who is a contributor to the said Fund may appear either in person, or by attorney, and contest the application for participation in said Fund by any person claiming to be entitled to participate therein, and may offer testimony in support of such contest. The Chairman of said Board shall have the authority to issue process for witnesses and administer oaths to said witnesses and to examine any witness as to any matter affecting retirement or a pension under the provisions of this Ordinance. Such process for witnesses shall be served by any member of the Police, Fire or Fire Alarm Operators Departments and upon the failure of any witness to attend and testify, he or she may be compelled to attend and testify as in any judicial proceeding,

according to practice in a Justice Court.

SECTION 15. Said Board may cause any person receiving any pension under the provisions of this Ordinance, who has served less than twenty (20) years to appear and undergo medical examination by either the City Physician or some reputable physician selected by the Board; as a result of which the Board shall determine whether the relief in said case shall be continued, increased, decreased or discontinued. In making the findings the Board may change any percentage stipulated in this Ordinance by reducing the same to one-twentieth (1/20) for each year served, not to exceed one-half (1/2) of the current base pay of a private; if any person receiving benefits under the provisions of this Ordinance after due notice, fails to appear and undergo such examination, the Board may reduce or entirely discontinue such benefits.

SECTION 16. Funds are hereby authorized to be paid out of the General Fund, or the Special Fund of such City; and, money collected by such City from the use of parking meters on the Streets, shall be used for the purpose of carrying out the provisions of this Ordinance. Nothing herein is to be construed as denying the City any right which it may have at this time, to raise or procure money for the benefit of said pension fund, which might be in addition to the method or methods herein provided.

SECTION 17. At the end of the fiscal year all money paid into the Fund that remains as a surplus over and above the orders for payments as issued by the Board, shall be paid into the Reserve Retirement Fund to accumulate at interest for the benefit of the Reserve Fund needs. All such funds as may accumulate in this special Retirement Reserve shall be invested at regular intervals or at such times as the accumulations justify, in accordance with the City Charter for investment of the Sinking Funds of such City. The Board shall have the power to make these investments for the sole benefit of this Retirement Reserve Fund. The investment shall remain in the custody of the Treasurer in the same manner as provided for the custody of the fund. The Board shall have the power and authority, by a majority vote of its members, to disburse the monies accumulated as the retirement needs arise.

SECTION 18. No amount awarded to any person under the provisions of this Ordinance shall be liable for the debts of any such person; shall not be assignable; and shall be exempt from garnishment or other legal process.

SECTION 19. This Ordinance shall be the essence of the contract of the employment and appointment of the firemen, policemen and fire alarm operators by said City; and, the deferred payment is a part of the compensation for services rendered to the City.

SECTION 20. The right is vested in the persons specified in this Ordinance to participate in such Fund and to receive the payments in strict accord herewith; and the means of its enforcement shall never be impaired nor be denied.

SECTION 21. The said City shall pay the deficiency, if any, between the money procured under the terms of this Ordinance and the amount of the deferred payments prescribed herein.

SECTION 22. All persons in said City, who are being paid under the terms of any similar statute or ordinance, shall be included in this ordinance and shall continue to be paid in accord with the schedule stipulated herein.

SECTION 23. The accounts of the firemen, policemen and fire alarm operators shall be kept separately, and if any of these classes of employees are included in any Statute of the State of Texas creating a pension system, then the Board created herein shall stand in the place and stead of any similar Board created by such Statute and shall receive the apportionment due the class of employees mentioned, and shall pay the money allocated, under the terms of this Ordinance to such class, but the other classes specified herein shall not participate in any such funds.

SECTION 24. All ordinances or parts of ordinances in conflict herewith are hereby expressly repealed.

SECTION 25. If any part or parts of this ordinance shall be held unconstitutional, such unconstitutionality shall not affect the validity of the remaining parts of this ordinance and the Board of Commissioners hereby declare that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared unconstitutional.

SECTION 26. This Ordinance is enacted to put into full force and affect the power of the City of San Antonio under its Charter and the Statutes of the State of Texas, to create, operate and disburse a Firemen, Policemen and Fire Alarm Operators Pension Fund, and to make rules and regulations to govern the same.

SECTION 27. WHEREAS, an emergency is apparent for the immediate preservation of order, good government and public safety that requires this ordinance to become effective at once; therefore, upon the passage of this ordinance by a vote of four-fifths (4/5) of the Commissioners, it shall be effective from and after the date of its passage as made and provided by the Charter of the City of San Antonio.

PASSED AND APPROVED this 26th day of June, A. D. 1941.

C. K. Quin
Mayor

ATTEST:

Jas. Simpson
City Clerk

* * *

05-240 AN ORDINANCE (87-A)

AUTHORIZING THE TRANSFER OF ALL MONEY OF THE CITY
OF SAN ANTONIO FROM NATIONAL BANK OF COMMERCE OF SAN ANTONIO,
TEXAS, TO FROST NATIONAL BANK OF SAN ANTONIO, TEXAS.

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

1. That the City Treasurer and the City Auditor be and they are hereby directed and are hereby empowered to transfer by city warrants or city checks on the National Bank of Commerce of San Antonio, Texas, all of the money of the City of San Antonio on deposit in said Bank, in general, special and sinking funds, to the Frost National Bank of San Antonio, Texas, as City Depository and City Fiscal Agent.

2. PASSED AND APPROVED this 26th day of June A. D. 1941.

C. K. Quin
Mayor

ATTEST:

Jas. Simpson
City Clerk

* * *

05-241 AN ORDINANCE (106)

CHANGING THE NAME OF EWALD STREET TO OLIPHANT COURT.

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

- 1. That the petition, dated April 29, 1941, filed by all of the owners of abutting property to change the name of Ewald Street to Oliphant Court, said petition being attached hereto and made a part hereof, bearing favorable recommendation of the City Engineer, be and the same is hereby granted.
- 2. And Ewald Street be and the same is hereby changed to Oliphant Court.
- 3. The City Engineer is directed to change his records, and the City Tax Assessor is directed to change his records to conform to this enactment.
- 4. PASSED AND APPROVED this 26th day of June, A. D. 1941.

C. K. Quin
Mayor

ATTEST:

Jas. Simpson
City Clerk

* * *

Appro. # 60

05-242

AN ORDINANCE (107)

FIXING THE STATUS AND COMPENSATION OF DISTRICT
CHIEF A. L. RATHKE.

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

- 1. That from and after June 1st, 1941, District Chief A. L. Rathke, of the San Antonio Fire Department, shall receive a monthly salary of \$200.00 per month, of which the City of San Antonio shall pay the sum of \$50.00 per month, through the San Antonio Board of Education, and the balance of same, to-wit: \$150.00 per month, shall be received from the Texas State Board for Vocational Education and the San Antonio Independent School District of the City of San Antonio, said District Chief Rathke being enrolled as a teacher and instructor of vocational education, to-wit: Science of Fire Fighting and Prevention; there is hereby appropriated from the 1941 General Fund-Fire Department Account, the sum of \$600.00 to apply on said salary for one year, beginning June 1, 1941, which appropriation shall be paid at the rate of \$50.00 monthly to said Board of Education for the account of said District Chief A. L. Rathka.
- 2. District Chief Rathke shall perform the duties of teacher and Instructor of Science of Fire Fighting and Prevention in the training schools of said Fire Department for said period.
- 3. District Chief Rathke shall retain his membership, commission and present rank in said Fire Department, and his status shall be otherwise unchanged.
- 4. PASSED AND APPROVED this 26th day of June, A. D. 1941.

C. K. Quin
Mayor

ATTEST:

Jas Simpson
City Clerk

* * *

05-243

AN ORDINANCE (109)

ACCEPTING AND APPROVING THE SECURITIES PLEDGED BY
THE FROST NATIONAL BANK OF SAN ANTONIO, TEXAS, TO
SECURE THE CITY FUNDS DEPOSITED AND TO BE DEPOSITED
IN SAID BANK BY THE CITY DURING THE FISCAL YEAR 1941,

AND DIRECTING THE DEPOSITING OF SAID SECURITIES
FOR SAFE KEEPING.

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

That the securities pledged with the Governing Body of the City of San Antonio by the Frost National Bank of San Antonio, Texas, as City Depository, to secure the funds of said City, Deposited and to be deposited in said Bank during the Fiscal Year beginning June 1, 1941 and ending May 31, 1942, be and the same are hereby accepted and approved and that receipt signed by the Mayor, countersigned by the City Auditor, be given said Bank for securities pledged by it, which said securities are described as follows:

Securities pledged by the Frost National Bank of San Antonio, Texas are described on attached receipt dated June 25, 1941, which is made a part of this Ordinance by reference as fully as if it were specified herein.

The Receipt given to said Bank for securities pledged by it shall recite, in substance, that the said securities have been duly pledged with the Governing Body of the City of San Antonio, Texas, by the Frost National Bank of San Antonio, Texas as Depository of said City, for the purpose of securing the funds of said City, deposited and to be deposited in said Bank during the Fiscal Year beginning June 1, 1941, upon the terms and conditions prescribed and provided by law.

It is directed that said securities be deposited by the Mayor, for safe keeping in a safety deposit box in the vaults of the Frost National Bank of San Antonio, Texas, rented by the City from said Bank.

PASSED AND APPROVED this the 26th day of June, 1941

C. K. Quin
Mayor

ATTEST:

Jas. Simpson
City Clerk.

San Antonio, Texas
June 25, 1941

RECEIVED of the Frost National Bank, San Antonio, Texas the following securities pledged by the said bank to the Governing Body of the City of San Antonio for the purpose of securing funds deposited and to be deposited by said City for the fiscal year 1941:

U. S. 2% Treasury Notes, Series B-1942, dated
9/15/37, due 9/15/42, Nos. 5784-5843 inclusive
60 @ \$10,000.00 each-----\$ 600,000.00

U. S. 2% Treasury Notes, Series B-1942, dated
9/15/37, due 9/15/42, Nos. 2567-2580 inclusive
14 @ \$100,000.00 each----- 1,400,000.00

Total----- 2,000,000.00

The said securities have been deposited in safe deposit box No. 2448 and have been duly pledged with the Governing Body of the City of San Antonio by the said Frost National Bank, as a depository of said City, for the purpose of securing the funds of said City, deposited and to be deposited in said Bank by virtue of Ordinance passed June 19, 1941, of said City, upon the terms and conditions prescribed and provided by law.

CITY OF SAN ANTONIO, TEXAS

BY: C. K. Quin
Mayor, City of San Antonio, Texas

Countersigned:

Walter Tatsch Auditor

City
Jas. Simpson Clerk

H. C. Kramme

Victor Keller

By:

C. Ray Davis

Witnesses:

By: L. L. Lentz, Vice-President

H. T. Hebdon, Asst. Cash

* * * *

05-244

AN ORDINANCE (116)

CREATING AND MANIFESTING A CONTRACT OF EMPLOYMENT WITH SOUTH-WESTERN LABORATORIES, AS TESTING LABORATORY FOR FIELD TESTING AND INSPECTION WORK DURING CONSTRUCTION OF NEW MUNICIPAL AIR-PORT FOR THE CITY OF SAN ANTONIO.

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

1. That this ordinance creates and manifests a contract by and between the City of San Antonio, a municipal corporation, acting by and through its Mayor, duly authorized hereto, hereinafter termed "CITY", and Southwestern Laboratores, a private corporation, hereinafter called "LABORATORY", which said agreement is in terms, conditions and provisions as hereinafter set forth.

2. The parties hereto, each in consideration of the agreements made herein, have mutually agreed and covenanted, and do hereby mutually agree and covenant, as follows:

3. Laboratory agrees to do all field testing and inspection work as set forth in its proposal, and as set forth and required in the specifications entitled "Outline of Work to be Performed by Testing Laboratory during Construction of New Municipal Airport for City of San Antonio, Texas", a copy of said specifications being hereto attached, marked "Exhibit A" and made a part hereof.

4. Laboratory shall give its personal attention to the execution of this contract, and shall employ only competent and skillful assistants in the performance thereof, and all camples tested shall be saved and delivered to the City.

5. For performance of the services outlined in said specification and in proposal of Laboratory, the City hereby agrees to and acceptsdthe proposal, dated June 27, 1941, made by the Laboratory, which proposal is hereto attached, marked "Exhibit B", and made a part here-of, and agrees to pay for the services to be rendered \$700.00 per month for a period not to exceed 6 months, aggregating a total sum of \$4,200.00, and payments to be made monthly at the rate of \$700.00 per month; and if an additional field man is needed in the opinion of the City, then he shall be paid at the rate of \$15.00 per day or \$250.00 per month, payable monthly, as set forth in said proposal.

6. Laboratory binds itself not to assign, sublet or transfer its interest in this agreement without the written consent of the City.

7. It is further understood and agreed that the Laboratory will fully comply with the fules and regulations of the Work Projects Administration as directed by the Acting State Director of said Administration.

PASSED AND APPROVED this 30th day of June, A.D. 1941.

C. K. QUIN
M A Y O R

ATTEST:

Jas. Simpson
City Clerk

APPROVED: This 10th day of July, A.D. 1941

SOUTHWESTERN LABORATORIES,

By A. H. Preston

* * * * *

03-245

AN ORDINANCE (117)

CREATING AND MANIFESTING A CONTRACT OF EMPLOYMENT WITH SHILSTONE TESTING LABORATORIES, INC., AS TESTING LABORATORY, FOR PORTION OF TESTING WORK DURING CONSTRUCTION OF NEW MUNICIPAL AIRPORT FOR THE CITY OF SAN ANTONIO.

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

1. That this ordinance creates and manifests a contract by and between the City of San Antonio, a municipal corporation, acting by and through its Mayor, duly authorized hereto, hereinafter termed "CITY", and Shilstone Testing Laboratories, Inc., a private corporation, hereinafter called "LABORATORY", which said agreement is in terms, conditions and provisions as hereinafter set forth.

2. The parties hereto, each in consideration of the agreements made herein, have mutually agreed and covenanted, and do hereby mutually agree and covenant, as follows:

3. Laboratory agrees to inspect concrete pipe, test cement, and test reinforcing steel physically, as set forth in its proposal, and as set forth and required in the specifications entitled "Outline of Work to be Performed by Testing Laboratory during Construction of New Municipal Airport for City of San Antonio", a copy of said specifications being hereto attached, marked "Exhibit A", and made a part hereof.

4. Laboratory shall give its personal attention to the execution of this contract, and shall employ only competent and skillful assistants in the performance thereof, and all samples tested shall be saved and delivered to the City.

5. For performance of the services outlined in said specifications and in proposal of Laboratory, the City hereby agrees to and accepts the proposal, dated June 27, 1941, made by the Laboratory, which proposal is hereto attached, marked "Exhibit B", and made a part hereof, and agrees to pay for the services to be rendered, the total sum of approximately \$4,433.00, and payments to be made at the end of each month for that portion of the work completed and accepted during that month.

6. Laboratory binds itself not to assign, sublet or transfer its interest in this agreement without the written consent of the City.

7. It is further understood and agreed that the Laboratory will fully comply with the rules and regulations of the Work Projects Administration as directed by the Acting State Director of said Administration.

PASSED AND APPROVED this 30th day of June, A.D. 1941.

C. K. QUIN

M A Y O R

ATTEST:

Jas. Simpson

City Clerk

APPROVED: This 1st day of July, A.D. 1941

SHILSTONE TESTING LABORATORIES, INC.

By Cecil M. Shilstone

* * * * *

AN ORDINANCE (135)

CANCELLING ABATING A CERTAIN PORTION OF TAXES ON PROPERTY USED

BY N.Y.A. FOR SEWING ROOM PROJECT.

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

1. That a portion of taxes for fiscal year 1941, beginning June 1st, 1941, and ending May 31st, 1942, and for such additional time as the property may be used by the N.Y.A. as a sewing room, on Lot 10, in City Block 36, known as 521 South Laredo Street, in the City of San Antonio, Bexar County, Texas, amounting to the sum of \$300.00 for the fiscal year, at the rate of \$25.00 per month thereof, be and the same are hereby cancelled and abated; such cancellation and remission of taxes on said property to be only for the time said property is used by the N.Y.A. for the Sewing Room Project, said property being assessed in the name of Frank Gerroanni.

2. The City Assessor and the City Tax Collector are hereby directed to amend their records so that taxes on property mentioned above will be collected in accordance with this ordinance.

3. PASSED AND APPROVED this 3 day of July, A.D. 1941.

C. K. QUIN

M A Y O R

ATTEST:

Jas. Simpson

City Clerk

Appro. No. 81

* * * * *

AN ORDINANCE (138)

ADOPTING A BUDGET FOR THE EXPENDITURES FOR OPERATING EXPENSES OUT OF THE 1941 GENERAL FUND OF THE CITY OF SAN ANTONIO DURING THE CURRENT FISCAL YEAR 1941.

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

1. That the budget for the expenditures of the five various Departments for operating expenses out of the 1941 General Fund of the City of San Antonio during the current Fiscal Year beginning the 1st day of June, A.D. 1941, and ending the 31st day of May, A.D. 1942 is the total sum of \$2,919,000.00.