

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

THURSDAY, SEPTEMBER 28TH, A. D. 1933, 10:00 A.M.

PRESENT: Honorable C. K. Quin, Mayor, presiding, and Commissioners, Bushick, Rubiola, Steffler, Wright.

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On motion, of Commissioner Steffler, duly seconded and carried, the reading of the Minutes of the meeting of Sept. 21st and 25th, was dispensed with, and ordered approved.

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## ---MEMORIALS AND PETITIONS---

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Proposal from Collins & Fecci and A. D. Politis, for concessions in City Parks were opened and read and referred to Committee of the Whole.

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

Edward Tengg Elec. Co., for permit to erect Electric Sign 2811 N. St. Mary's Street.

Milton Uhr, for permit to erect Electric Sign 540 Fredericksburg Road.

Neon Signs & Service Inc., for permit to erect Electric Sign 213 S. Santa Rosa Ave.

Neon Signs & Service Co., for permit to erect Electric Sign 208 E. Houston-Street.

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

Harry Z. Schmidt, for permit to keep one horse at 1815 Schley Ave.

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

Guadalupe Flores, for refund of beer License.

W. C. Cook, for refund of Cigarette License.

Carroll's Drive-in Place, for refund of Cigarette License.

Kneupper & Dubose, for refund of Cigarette License.

Thos. G. Flower, for refund of Cigarette License.

Mrs. J. C. Olivera, for refund of Cigarette License.

Main Ave. Sandwich Shop, for refund of Cigarette License.

Felthouse Drug Store, for refund of Cigarette License.

Five Point Cafe, for refund of Cigarette License.

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

No. 103

**ML-829.1** AN ORDINANCE

Appropriating \$51.42 to pay Merchants' Bills.

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

The sum of \$51.42 and the same is hereby appropriated out of the following funds to pay Merchants' Bills as per itemized invoices duly approved and now on file in the office of the

of the City Auditor:

Golf Course Fund - - - - -	\$ 9.25
Market House Fund - - - - -	28.17
San Jose Burial Park Operating Fd. -	14.00
	<u>\$ 51.42</u>

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

No. 104 **ML-830** AN ORDINANCE

Appropriating money out of Various Funds for Payrolls.

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

The following amounts or so much thereof as may be necessary be and the same is hereby appropriated out of the hereinafter named funds for payrolls, period ending September 30, 1933.

Market House Fund - - - - -	500.00
Golf Course Fund - - - - -	1,000.00
San Jose Burial Pk. Oper Fd. - - -	500.00
Cemetery Fund - - - - -	200.00
Police & Firemen's Pen. Fd. - - -	2,000.00
Trench Fund - - - - -	900.00
	<u>\$ 5,100.00</u>

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Commissioner Bushick, introduced the following resolution, which was on his motion adopted by unanimous vote of the Commissioners.

Rejecting bids received up to 10 o'clock A. M. September 26, 1933 for binding assessment sheets and instructing City Clerk to return same, unopened, to bidders submitting same, and instructing Acting Purchasing Agent to re-advertise under new specifications.

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

All bids received up to 10 o'clock A. M. of September 26, 1933 for binding assessment sheets be, and the same are hereby rejected, and that the City Clerk be, and he is hereby instructed to return said bids to bidders submitting same, unopened, and that the Acting Purchasing Agent be, and he is hereby instructed to re-advertise for bids for binding said assessment sheets under new specifications, said bids to be received up to 10 o'clock A. M. of October 4th, 1933.

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

No. 105 **-831.1** AN ORDINANCE

Appropriating \$25.00 out of the City of San Antonio Trench Fund Fees for Refund of deposit for Gasoline Equipment Work.

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

The sum of \$25.00 be and the same is hereby appropriated out of Trench Fund Fees for Refund of deposit for Gasoline Equipment Work as per City Engineer's letter of September 28th, 1933, as follows:

Humble Oil & Refining Co. - - - \$25.00

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

**-832** AN ORDINANCE

ACCEPTING THE PROPOSAL OF FRANK McCUMBER TO GATHER THE PECAN CROP IN THAT CERTAIN PROPERTY OWNED BY THE CITY OF SAN ANTONIO AND KNOWN AS THE OLMOS BASIN.

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

1. That the City of San Antonio does hereby accept the proposal of Frank McCumber to

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gather the pecan crop situated upon the property of the City of San Antonio known as the Olmos Basin, and as compensation therefor to give one-half of the bulk of the pecans so collected and gathered, in accordance with the conditions hereinafter specified.

2. This ordinance shall create and manifest a contract under which these oceans are to be collected by Frank McCumber and the compensation paid by the City of San Antonio therefor.

3. Frank McCumber is to furnish all necessary apparatus and instruments used in the thrashing and gathering of the pecan crop located upon the property herein referred to.

4. After such crop has been gathered, the same shall be packed securely in sacks and deposited in the warehouse of the City and to held by the City until an agent thereof, to be designated by the Commissioner of Sanitation, Parks and Public Property, shall make the proper division thereof between Frank McCumber and the City of San Antonio.

5. The City of San Antonio shall not be held liable for any character of injury sustained by Frank McCumber upon the property owned by the City of San Antonio and herein referred to, or for any injury that may result to Frank McCumber as a result of the carrying out of his part of this contract, and Frank McCumber hereby agrees to indemnify the City against any injury resulting to any other person by reason of the gathering of the pecan crop herein.

6. The exercise of any right under this contract by Frank McCumber will be a complete acceptance of all its terms and conditions.

7. PASSED AND APPROVED this 26th day of September, A. D. 1933.

ATTEST: Jas. Simpson.  
City Clerk.

C. K. Quin.  
Mayor.

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

**ML-833** AN ORDINANCE

AUTHORIZING THE PROJECT OF A ZOOLOGICAL SERVICE AND EXHIBITION HALL AND FOR THE ALLOCATION OF \$204,945.00 BY THE UNITED STATES FOR ITS CONSTRUCTION UNDER THE NIRA.

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

1. That the project to construct a ZOOLOGICAL SERVICE AND EXHIBITION HALL by the City of San Antonio, a Home Rule municipality under the Constitution and Laws of the State of Texas, incorporated in the year A. D. 1836, acting by and through its Mayor, C. K. Quin, on property of the City of San Antonio, and the allocation by the United States of America of the sum of \$204,945.00 to provide for its construction under the provisions of Section 202 and/or 203, 206, 207 and 208 of the National Industrial Recovery Act approved on the 16 of June, 1933, be and the same is hereby approved and authorized.

2. The Mayor of the City of San Antonio is hereby empowered and authorized to execute every deed, lease, contract, lien, mortgage, bond, note or certificate which is now required or which may be required hereafter by the Administrator of Public Works appointed by the President, or such other Agency of the United States in whom is vested the presidential function.

3. The application for a loan to the Federal Emergency Administration of Public Works is approved as a part of this ordinance by reference as fully and to all intents and purposes as if it were copied in full here.

4. The City of San Antonio will pass such other ordinances which may be necessary to accomplish the completion of the project approved.

5. PASSED AND APPROVED this 28th day of September, A. D. 1933.

ATTEST: Jas. Simpson.  
City Clerk.

C. K. Quin.  
Mayor

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

**ML-834** AN ORDINANCE

AUTHORIZING THE PROJECT OF AN ARMORY AND FOR THE ALLOCATION OF \$300,000.00 BY THE UNITED STATES FOR ITS CONSTRUCTION UNDER THE NIRA.

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

1. That the project to construct an ARMORY by the City of San Antonio, a Home Rule municipality under the Constitution and Laws of the State of Texas, incorporated in the year A. D. 1836, acting by and through its Mayor, C. K. Quin, on property of the City of San Antonio, and the allocation by the United States of America of the sum of \$300,000.00 to provide for its construction under the provisions of Section 202 and/or 203, 206, 207 and 208 of the National Industrial Recovery Act approved on the 16 of June, 1933, be and the same is hereby approved and authorized.

2. The Mayor of the City of San Antonio is hereby empowered and authorized to execute every deed, lease, contract, lien, mortgage, bond, note or certificate which is now required or which may be required hereafter by the Administrator of Public Works appointed by the President, or such other agency of the United States in whom is vested the presidential function.

3. The application for a loan to the Federal Emergency Administration of Public Works is approved as a part of this ordinance by reference as fully and to all intents and purposes as if it were copied in full here.

4. The City of San Antonio will pass such other ordinances which may be necessary to accomplish the completion of the project approved.

5. PASSED AND APPROVED this 28 day of September, A. D. 1933.

ATTEST: Jas. Simpson.  
City Clerk.

C. K. Quin.  
Mayor.

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

**-835** AN ORDINANCE

Accepting the proposal of S. X. Callahan for battery couples and plates for Fire Alarm Department.

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

That the City of San Antonio does hereby accept the attached written proposal of S. X. Callahan dated September 21, 1933, offering the requirements of the Fire Alarm Department for battery couples and plates for the City of San Antonio, in accordance with the specifications and description which are a part hereof, upon the condition that said contractor making said proposal shall comply strictly with all requirements made under the stipulations of this ordinance and all instruments referred to herein which are a part hereof by reference.

The contractor will furnish the City with battery couples and plates described as follows:

300 Battery Couples for Open Top Glass jars  
24 Postive end plates 4 in. long by 3 in. wide  
24 Negative end plates 4 in. long by 3 in. wide

and deliver the same to the plant of the Fire Alarm Department in the Central Fire & Police Building within ten days from the date of placing of an order therefor as authorized herein, at the price of seventy cents (.70) each for three hundred battery couples and forty-four cents (4.44) each for the forty-eight end plates less discount of two per centum if payment is issued therefor on or before the tenth day of the month following that in which shipment and delivery are made, The total money consideration of this purchase is Two Hubdred Thirty-

One Dollars and Twelve Cents less the discount of Four Dollars and Sixty-two Cents, or a net amount of Two Hunsred Twenty-Six Dollars and Fifty Cents. The City shall have a right to examine and test the supplies upon delivery; and if the kind and quality is found to be different from or less than that specified and described in said proposal, then the contractor will at its own expense and without cost to the City, remove all such supplies found to be different from or lower in quality than that proposed, from the plant of the Fire Alarm Department, and will replace such supplies with couples and plates of proper kind and quality, or in case of failure and refusal of the contractor todo so, the City may do so at the expense of the contractor.

If any dispute arises between the contractor and the City as to the meaning of any part of the specifications or as to the manner of executing the contract arising from the proposal and this acceptance, or any parts thereof, or as to the quality or quantity of the supplies tended, the decision of the Purchasing Agent in such matter shall be final and conclusive, and any doubt as to the meaning of any of the included instruments shall be decided and construed by the Purchasing Agent, who shall give all directions or explanations necessary to give due effect to the same and to make clear in conflict or uncertainty therein.

The acceptance and exercise of any right under this contract by the contractor shall be an acceptance of all of its terms and conditions.

All other bids covered by the specifications in this ordinance are hereby rejected.

PASSED AND APPROVED this the 28th day of September, 1933, A. D.

ATTEST: Jas. Simpson.  
City Clerk.

C. K. Quin.  
Mayor

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Commissioner Wright, made the following recommendations, which were read and adopted by the following vote on roll call, to-wit; Ayes, Quin, Bushick, Rubiola, Steffler, Wright.  
W. C. Cook, for permit to install gas equipment 218 Hedges Street. Granted.  
Natl. Adv. Corp., for permit to erect Electric Sign 512 E. Houston Street. Granted.  
Natl. Outdoor Adv. Corp., for permit to erect Electric Sign 534 Mitchell Street. Granted.  
Texas Outdoor Adv. Co., for permit to erect Electric Sign 104 South Street. Granted.  
Quality Steam Laundry, for permit to establish Laundry-Cleaning Plant at 401 Goliad St. Granted.

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On motion, of Commissioner Wright, duly seconded, and carried, by unanimous vote of the Commissioners, the petition of Nevelow Bros., for permit to remove and install gas equipment 807 N. Flores Street. Not Granted.

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

ATTEST: Jas Simpson  
CITY CLERK.

APPROVED: C. K. Quin  
MAYOR.