

MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

MONDAY, SEPTEMBER 6th, A. D. 1927, 10 A. M.

PRESENT: Honorable Phil Wright, Acting Mayor, presiding, and Commissioners, Bushick, Steffler.
Absent Hon. Jno. W. Tobin, Mayor and Commissioner Lambert.

Minutes of the previous meeting were ordered approved.

---MEMORIALS AND PETITIONS---

Proposals to pave E. Travis Street and E. Nueva Street, were opened and referred to the City Engineer for tabulation.

The following petitions, were read and referred to the Commissioner of Fire and Police.
Action Display Adv. Co., for permit to erect Bill Boards Blanco Road and San Francisco St.
G. P. Elzondo, for permit to install gasoline equipment at 625 N. Medina Street.
Petition for Street Lamp at Dawson and St. Johns St.
Grande Courts Corporation, for permit to install gasoline storage tanks, pumps and compressors.
A. H. Hoffman, for permit to install gas equipment for Lone Star Grocery 326 Hedges Street.
Dr. A. A. Brown, for permit to erect Drive-in-Station at E. Commerce and Water Sts.
T. H. Wright, Sr. for permit to install gasoline equipment at Carolina and Hoefgen Ave.
Reich Sign Co., for permit to erect Bill Boards at Presa and Gembler Sts.
Sunset System, for permit to erect Electric Sign for Harvey Patterson 119½ Broadway.
Action Display Adv. Co. for permit to erect Bill Boards New Braunfels and Crosby Sts.
Action Display Adv. Co., for permit to erect Bill Boards W. Commerce St. and 24th St.
Action Display Adv. Co., for permit to erect Bill Boards N. C. B. No. 2190 New Braunfels Ave.
Action Display Adv. Co., for permit to erect Bill Boards on Castro and Calaveras Sts.
Action Display Adv. Co., for permit to erect Bill Boards on Neff Ave. and Culebra St.

The following petitions, were read and referred to the Commissioner of Taxation.
Evangelical Community Church for exemption from taxation on Lots 13, A-12 B.C.6374.
Mount Olive Lutheran Church, for exemption from Taxation on Lots 12 & 13, Blk. C.B. 3038.

Commissioner Wright, made the following recommendations, which were read and adopted.
J. Gonzales, for permit to install gas equipment at Lakeview and Chupaderas St. Not Granted.
Frank Munoz, for permit to install gas equipment at 205 Guadalupe Street. Not Granted.
Reich Sign Co., for permit to erect Bill Boards on Lot 3-4 N.C.B. 412 Navarro St. Not Granted.
Sam Speir, Hardware Co., for permit to erect Electric Sign. Granted.
Reich Sign Co., for permit to erect Bill Boards St. Mary's and Garden St. Not Granted.
Witherspoon Refining Co., for permit to install gas equipment 6th and N. Alamo St. Granted.
Cruiz Bros. for permit to exchange gas equipment Labor and Callaghan Ave. Granted.
J. C. Trevino, for permit to install gas equipment 3217 S. Flores St. Granted.
Magnolia Petroleum Co., for permit to install gas equipment in rear 426 Dolorosa St. Granted.
Watts Brothers, for permit to install and replace gas pump 1232 S. Presa St. Granted.
Heirs of A. H. Shafer, for permit to install fuel oil tank basement of Blue Bonnet Hotel. Cor.
St. Mary's and Pecan Sts. Granted.

Teller Electric Co., for permit to erect an Electric Sign at 1821 N. New Braunfels Ave for Victor Theater. Granted.

Reich Sign Co., for permit to erect Bill Board on W. Commerce and Brazos Sts. Granted.

Action Display Adv. Co., for permit to erect Bill Boards S. Flores and Pruitt Ave. Granted.

Petition of the Western Union Telegraph Co, to do certain underground work on Commerce and Presa Sts. Was read and granted on motion of Commissioner Steffler duly seconded and carried.

A Hearing was given the owners of property, interested in the improvement of Agarita Avenue from Breeden Street to N. Flores St. (See Record of Hearings page 52-53).

Commissioner Steffler, introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit; Ayes, Wright, Bushick, Steffler.

MH-349
No.115

AN ORDINANCE

Appropriating \$14,883.34 for construction of the Great Bend Cut-Off Section #1.

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

The sum of \$14,883.34 and the same is hereby appropriated out of the Flood Prevention Fund, River Survey, to pay Walsh and Burney for the construction of the Great Bend Cut-off, Section #1.

AN ORDINANCE

-350

Releasing a Special Assessment lien against Lot No. 1, New City Block 811, and against W. H. Selby, the owner thereof.

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

Whereas, on the tenth day of November A. D. 1915, there was filed for record in the Deed Records of Bexar County, Texas, in Volume 472, pages 140 to 148 thereof, a certified copy of An Ordinance Levying Special Assessments and Taxes on account of the cost of the improvement of Macon Street from San Pedro Avenue to Jones Avenue, in the City of San Antonio Texas, said ordinance having been previously passed and approved by the City Council of said City of San Antonio on the 17th day of December, A. D. 1914; and

Whereas by the recording of said Ordinance a lien was created against Lot No. 1, New City Block 811, in the City of San Antonio, Texas and against W. H. Selby the owner thereof, to secure the cost of paving and curbing in front of said property, and

Whereas the City Engineer of the City of San Antonio has reported that said paving and curbing have never been constructed in front of said property;

Now therefore be it ordained; that in consideration of the premises; the City of San Antonio, by this ordinance soes hereby relinquish and forever quit claim the above described property unto the said W. H. Selby, his heirs and assigns, and all rights, title, claim or interest that the City of San Antonio has or had to said lot by reason of the aforesaid lien.

-351
No.116

AN ORDINANCE

Appropriating \$1340.44 to pay Rodgers & Stewart for paving Lynwood Ave. from Grant Ave. to Martinez Creek.

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

The sum of \$1340.44 is hereby appropriated from the Storm and Sanitary Sewer Fund of 1927, to pay Rodgers & Stewart for paving Lynwood Ave. from Grant Ave. to Martinez Creek.

AN ORDINANCE

MH-352

ACCEPTING PROPOSAL OF Southwest Bitulithic Company for paving of West Euclid Ave. from N. Flores to Camaron St. and authorizing Contract and Appropriating Money Therefor.

(For full text of this ordinance see Street Improvement Records, Vol. 18, page 117).

AN ORDINANCE

-353

ACCEPTING PROPOSAL OF Southwest Bitulithic Company for paving of West Evergreen St. from San Pedro to N. Flores St. and authorizing Contract and Appropriating Money Therefor.

(For full text of this ordinance see Street Improvement Records, Vol. 18, page 119).

AN ORDINANCE

-354

ACCEPTING PROPOSAL OF Southwest Bitulithic Company for paving of West Agarita Ave. from N. Flores to Ripley St. and authorizing Contract and Appropriating Money Therefore.

(For full text of this ordinance see Street Improvement Records, Vol. 18, page 121).

AN ORDINANCE

-355

LEVYING SPECIAL ASSESSMENTS ON ACCOUNT OF THE IMPROVEMENT OF DOLOROSA STREET, BY WIDENING AND STRAIGHTENING IT FROM THE WEST LINE OF MILITARY PLAZA TO THE EAST LINE OF SANTA ROSA AVENUE; PROVIDING FOR THE ISSUANCE OF ASSESSMENT CERTIFICATES, ETC.

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

1. That, WHEREAS, the Commissioners did heretofore, on the 1st day of August, A. D. 1927, by ordinance, duly order the improvement on the special assessment plan of that portion of Dolorosa Street, in the City of San Antonio, Bexar County, Texas, between the west line of Military Plaza and the east line of Santa Rosa Avenue, by widening and straightening said Dolorosa Street; and, order that a hearing be given to the owners of property abutting thereon for the purpose of determining the amounts, if any, that should be assessed against said owners and said properties to defray their lawful proportion of the cost of said improvement by virtue of the enhanced value of said properties resulting from said improvement; and,
2. WHEREAS, said improvements, and the special assessments to be levied thereafter, and all proceedings, notices and instruments in connection therewith are governed by certain rules and regulations described in a certain ordinance of the City of San Antonio known as the "Improvement Ordinance", passed and approved on the 8th day of March, A. D. 1920, and as amended on the 8th day of August, A. D. 1920, which together with all subsequent amendments to said ordinances, if any, and Chapter 11, Title 22 of the Revised Statutes for 1911, as amended and revised, are made a part of this ordinance, and all such proceedings and other matter requisite to the passage of this ordinance have been regularly had, done and performed, and are hereby ratified and confirmed; and,
3. WHEREAS, the notice of said property owners' hearing was duly given by publishing such notice three times in a newspaper in this city, to-wit: the San Antonio Evening News, on the 2nd, 3rd, and 4th days of August, A. D. 1927, and additional and cumulative notice of said hearing was duly given by posting registered letters containing a copy of the aforesaid ordinance, more than ten (10) days prior to the date set for said hearing, one of each of said letters was addressed to each of the property owners; and,
4. WHEREAS, the hearing was duly opened at the time and place prescribed in said ordinance and notice, to-wit; on the 15th day of August, A. D. 1927, at 10:00 o'clock A. M. in the Council Chamber of the City Hall, in the City of San Antonio, which hearing was continued from day to day and from time to time until the 29th day of August, A. D. 1927; at which time and place and in

the manner and form prescribed by ordinance and statute, an opportunity was afforded all property owners to have a full and fair hearing at which to contest said assessment and personal liability, the regularity of all proceedings with reference thereto and the benefits of said improvements to the property affected by said improvements, all of which more fully appears in the record of the hearing on the Dolorosa Street widening, recorded as provided by ordinance and statute among the records of the City Clerk of the City of San Antonio; and said hearing was duly closed on the 29th day of August, A. D. 1927, after the Commissioners had heard and considered all the evidence/arrived at their conclusions and ordered the assessment herein drawn; and,

5. WHEREAS, in said hearing all persons desiring to contest said proposed assessment, or said personal liability or the regularity of the proceedings with reference thereto, or wishing in any manner to be heard concerning the benefit of said improvement to their property, or to any other matter with reference thereto, were duly heard, and their claims fully considered and adjudged, and, thereupon, all errors, mistakes and other matters requiring rectification were fully examined into and considered and corrected and adjudged, and the City Commission having also fully heard and examined and considered and adjudged the evidence concerning the frontage and other considerations, including the plat and statement of the Engineer, and other evidence concerning the benefit to said property by virtue of said improvement, and being of the opinion that the assessments levied and the personal liabilities hereby declared are just and equitable and that no assessment is made in any case against any parcel of property or against any person in excess of the actual benefit to the property and to the owner thereof in the enhancement of the value of said property, by reason of said improvement;

NOW, THEREFORE, BE IT FURTHER ORDAINED:-

6. That the aggregate amount hereinafter shown, being less than three-fourths of the cost of said improvements, shall be and the same is hereby levied, charged, apportioned and assessed on the front foot plan against the said abutting property hereinafter described, and each parcel thereof, whether one lot or more, and against each of the several owners of said property being named, in the respective itemized amounts, and the total amount including the same, set opposite the name or names of each such person or persons, and the description of each such parcel of property.

7. Each lot or parcel of property so assessed is located within the corporate limits of the City of San Antonio, Bexar County, Texas, abutting on said highway, or portion thereof, so improved, widened and straightened, and is hereby described, wherever practicable, by the New City Block (N.C.B.) number, and by lot number in each such block; but each such parcel of property, if any, indicated hereunder in any such block by letters in lieu of or in connection with the lot numbers is the same property indicated by the corresponding letter in the corresponding block, as shown on said plat for said improvement, now on file in the office of the City Clerk, and in the office of the City Engineer, which plat is made a part hereof; and each of said lots and parcels of abutting property and the front footage thereof on said highway as shown hereunder, in feet, in the column headed "Front Ft." and said letters, if any, indicating such parcels, and also all intersecting streets, if any, are hereunder noted and set forth for each side of said highway and for each block in the same way down the following list as the same are found from the intersection of the west line of Military Plaza to the east line of Santa Rosa Avenue, in said plat and on the ground; and each such description and assessment shall be held to extend back from said line abutting on said highway and to include the entire depth and area of each such respective parcel, lot or tract of abutting property, as the same may be owned and bounded at this date; and the abbreviations "N", "S", "E" or "W", when used

before a lot number, shall be taken to mean respectively the "Northern", "Southern", "Eastern", or "Western" parts of said lots or blocks before the number of which any of such abbreviations may be placed; and the names of said owners, such description of said property and the amounts respectively assessed against them, are as follows, to-wit:-

8.

Owner	Blk No.	Lot No.	Front Ft.	Amt. per Front Ft.	Total
<u>North Side</u>					
Elfrede Basse - 1/3 int.	\$2459.25)				
Harry W. Basse- 1/3 int.	2459.25)				
Wm. Heusinger - 1/3 int.	2459.25)				
	117	A-2	163.95	\$45.00	\$7377.75
Agnes J. Albers and J.J. Albers	254	16	212.87	45.00	9579.15
J.N. Crasilneck	254	Pt. 15-11			
J.N. Crasilneck	254	Pt. 14, 15, 11			
J.N. Crasilneck	254	Pt. 13, 14, 11	98.16	45.00	4417.20
Adelina G. Holt	138	A-5 (19)-A-6 (18)	133.16	45.00	5992.20
C. Villemain	138	A-4 (16)	93.65	45.00	4214.25
<u>South Side.</u>					
Merchants Transfer Co.	111	21, 22	190.00	45.00	8550.00
S. A. Loan & Trust Co.					
Independent Executor of Estate Alfred Geo. Witte					
Edwin Henry Witte	292	1	315.6	45.00	14202.00
Pauline H. Cassiano	223	4	77.9	45.00	3505.50
Consuela Chapa de Quiroja	223	3	41.7	45.00	1876.50
Emilie Bihl (Widow of Chas. A)	223	1-2	105.00	45.00	4725.00

9. That these amounts specified as unpaid, and assessed against the respective property and persons named, together with interest thereon at the rate of seven (7%) per cent per annum from the date of the assessment certificate, shall be divided into ten (10) equal installments; the first installment shall be payable one year after the date of the certificate and the other installments one year thereafter respectively, for nine (9) consecutive years, with the privilege of said owners to pay any of said installments before maturity upon the payment of all accrued interest; and, said amounts so assessed, together with the interest and the cost of the collection of said sums, including an attorney's fee if incurred, are hereby declared and ordained to be good and lawful liens upon the said respective parcels of property herein described, and a personal liability of the respective owners thereof; such assessments and liens shall be superior to all other liens and claims, except State, County and Municipal Taxes.

10. That said assignable assessment certificates evidencing the respective unpaid amounts due from the persons and chargeable to the said parcels of property above described, shall be issued in the name of the City of San Antonio and made payable to the City of San Antonio, or its order, and it being considered necessary and desirable, in order to finance such project, said assessment certificates shall be issued prior to the completion of the work; and such certificates shall bear the date of the passage of this ordinance; and, the first installment coupon shall be payable one year after such date, and the others one year thereafter for nine (9) consecutive years.

11. That all other matters and proceedings shall be regulated and conducted as provided by law and by said "Improvement Ordinance" as far as applicable and that full correction of any mistakes or irregularity in any of said proceedings, and re-assessment, if necessary, shall be made in case the Commissioners may deem the same necessary or proper; the Commissioners reserving the right to exercise all such powers as provided by the street improvement law and said "Improvement Ordinance".

12. This ordinance, being of urgent importance because of the need of said City, to collect and use said amounts due to said City, the same shall take effect from and after its passage.

PASSED AND APPROVED, this 6th day of September, A. D. 1927.

ATTEST: Fred Fries.
City Clerk.

Phil Wright.
Acting Mayor.

AN ORDINANCE

MH-356

LEVYING SPECIAL ASSESSMENTS ON ACCOUNT OF THE IMPROVEMENT OF BUENA VISTA STREET, BY WIDENING AND STRAIGHTENING IT FROM THE WEST LINE OF SANTA ROSA AVENUE TO THE EAST LINE OF SAN SABA STREET; PROVIDING FOR THE ISSUANCE OF ASSESSMENT CERTIFICATES, ETC.

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

1. That, WHEREAS, the Commissioners did heretofore, on the 1st day of August, A. D. 1927, by ordinance duly order the improvement on the special assessment plan of that portion of BUENA VISTA STREET, in the City of San Antonio, Bexar County, Texas, between the west line of Santa Rosa Avenue and the east line of San Saba Street, by widening and straightening said Buena Vista Street; and, order that a hearing be given to the owners of property abutting thereon for the purpose of determining the amounts, if any, that should be assessed against said owners and said properties to defray their lawful proportion of the cost of said improvement by virtue of the enhanced value of said properties resulting from said improvement; and,

2. WHEREAS, said improvements, and the special assessments to be levied thereafter, and all proceedings, notices and instruments in connection therewith are governed by certain rules and regulations described in a certain ordinance of the City of San Antonio known as the "Improvement Ordinance", passed and approved on the 8th day of March, A. D. 1920, and as amended on the 8th day of August, A. D. 1920, which together with all subsequent amendments to said ordinances, if any, and Chapter 11, Title 22 of the Revised Statutes for 1911, as amended and revised, are made a part of this ordinance, and all such proceedings and other matters requisite to the passage of this ordinance have been regularly had, done, and performed, and are hereby ratified and confirmed; and,

3. WHEREAS, the notice of said property owners' hearing was duly given by publishing such notice three times in a newspaper in this city, to-wit; the San Antonio Evening News, on the 2nd, 3rd, and 4th days of August, A. D. 1927, and additional and cumulative notice of said hearing was duly given by posting registered letters containing a copy of the aforesaid ordinance, more than ten (10) days prior to the date set for said hearing, one of each of said letters was addressed to each of the property owners; and,

4. WHEREAS, the hearing was duly opened at the time and place prescribed in said ordinance and notice, to-wit; on the 15th day of August, A. D. 1927, at 10:00 o'clock A. M. in the Council Chamber of the City Hall, in the City of San Antonio, which hearing was continued from day to day and from time to time until the 29th day of August, A. D. 1927; at which time and place and in the manner and form prescribed by ordinance and statute, an opportunity was afforded all property owners to have a full and fair hearing at which to contest said assessment and personal liability, the regularity of all proceedings with reference thereto and the benefits of said improvements to the property affected by said improvements, all of which more fully appears in the record of the hearing on the Buena Vista Street widening, recorded as provided by ordinance and statute among the records of the City Clerk of the City of San Antonio; and said hearing was duly closed on the 29th day of August, A. D. 1927, after the Commissioners had heard and considered all the evidence, arrived at their conclusions and ordered the assessment herein drawn; and,

5. WHEREAS, in said hearing all persons desiring to contest said proposed assessment, or said personal liability or the regularity of the proceedings with reference thereto, or wishing in any manner to be heard concerning the benefits of said improvement to their property, or to any other matter with reference thereto, were duly heard, and their claims fully considered and adjudged, and, thereupon, all errors, mistakes and other matters requiring rectification

were fully examined into and considered and corrected and adjudged, and the City Commission having also fully heard and examined and considered and adjudged the evidence concerning the frontage and other considerations, including the plat and statement of the Engineer, and other evidence concerning the benefit to said property by virtue of said improvement, and being of the opinion that the assessments levied and the personal liabilities hereby declared are just and equitable and that no assessment is made in any case against any parcel of property or against any person in excess of the actual benefits to the property and to the owner thereof in the enhancement of the value of said property, by reason of said improvement;

NOW, THEREFORE, BE IT FURTHER ORDAINED:-

6. That the aggregate amount hereinafter shown, being less than three-fourths of the cost of said improvements, shall be and the same is hereby levied, charged, apportioned and assessed on the front foot plan against the said abutting property hereinafter described, and each parcel thereof, whether one lot or more, and against each of the several owners of said property being named, in the respective itemized amounts, and the total amount including the same, set opposite the name or names of each such person or persons, and the description of each such parcel of property.

7. Each lot or parcel of property so assessed is located within the corporate limits of the City of San Antonio, Bexar County, Texas, abutting on said highway, or portion thereof, so improved, widened and straightened, and is hereby described, wherever practicable, by the New City Block (N.C.B.) number, and by lot number in each such block; but each such parcel of property, if any, indicated hereunder in any such block by letters in lieu of or in connection with the lot numbers is the same property indicated by the corresponding letter in the corresponding block, as shown on said plat for said improvement, now on file in the office of the City Clerk, and in the office of the City Engineer, which plat is made a part hereof; and each of said lots and parcels of abutting property and the front footage thereof on said highway as shown hereunder, in feet, in the column headed "Front Ft." and said letters, if any, indicating such parcels, and also all intersecting streets, if any, are hereunder noted and set forth for each side of said highway and for each block in the same way down the following list as the same are found from the intersection of the west line of Santa Rosa Avenue to the east line of San Saba Street, in said plat and on the ground; and each such description and assessment shall be held to extend back from said line abutting on said highway and to include the entire depth and area of each such respective parcel, lot or tract of abutting property, as the same may be owned and bounded at this date; and the abbreviations "N", "S", "E" or "W", when used before a lot number, shall be taken to mean respectively the "Northern", "Southern", "Eastern" or "Western" parts of said lots or block before the number of which any of such abbreviations may be placed; and the names of said owners, such description of said property and the amounts respectively assessed against them, are as follows, to-wit:-

Owner	Blk. No.	Lot No.	Front Ft.	Amt. per Front Ft.	Total Ass't
<u>North Side.</u>					
Alex J. Uhl	340	Pt.3 ("H")	69.16	\$40.00	\$2766.40
Mary Thien Parker	340	Pt.3-4("G")			
		Pt.4("E" &"F")	197.6	40.00	7904.00
Louise Arnaud, Trustee for Charlotte Loefloff(husband Gustave Loefloff) Marguerite Sanner (husband Alfred Sanner) Chas.F.Arnaud; Paul E.Arnaud;Elise Genard(husband Daniel E.Genard)	428	3-4	265.0	40.00	10600.00
<u>South Side</u>					
Eva G.Ziegler; Ben H.Ziegler, Thad C. Ziegler;Berenice Forrest	339	1	133.55	40.00	5342.00
Frieda M. Marz	339	E.pt.2 (A-7)	67.75	40.00	2710.00
Leung Sang	339	W.pt 2 (A-2)	65.8	40.00	2632.00
City of San Antonio	370	All	265.00	40.00	10600.00
R.T.Pruitt	317	1	30.4	40.00	1216.00

9. That these amount specified as unpaid, and assessed against the respective property and persons named, together with interest thereon at the rate of seven (7%) per cent per annum from the date of the assessment certificate, shall be divided into ten (10) equal installments; the first installment shall be payable one year after the date of the certificate and the other installments one year thereafter, respectively, for nine (9) consecutive years, with the privilege of said owners to pay any of said installments before maturity upon the payment of all acerued interest; and, said amounts so assessed, together with the interest and the cost of the collection of said sums, including an attorney's fee if incurred, are hereby declared and ordained to be good and lawful liens upon the said respective parcels of property herein described, and a personal liability of the respective owners thereof; such assessments and lines shall be superior to all other liens and claims, except State, County and Municipal taxes.

10. That said assignable certificates evidencing the respective unpaid amounts due from the person and chargeable to the said parcels of property above described, shall be issued in the anme of the City of San Antonio and made payable to the City of San Antonio, or its order, and it being considered necessary and desirable, in order to finance such project, said assessment certificate shall be issued prior to the completion of the work; and such certificates shall bear the date of the passage of this ordinance; and, the first installment coupon shall be payable one year after such date, and the others one year thereafter for nine (9) conscutive years.

11. That all other matters and proceedings shall be regulated and conducted as provided by law and by said "Improvement Ordinance" as far as applicable hereto and that full correction of any mistake or irregularity in any of said proceedings, and re-assessment, if necessary, shall be made in case the Commissioners may deem the same necessary, or proper; the Commissioners reserving the right to exercise all such powers as provided by the street improvement law and said "Improvement Ordinance".

12. This ordinance, being of urgent importance because of the need of said City, to collect and use said amounts due to said City, the same shall take effect from and after its passage.

PASSED AND APPROVED, this 6th day of September, A. D. 1927.

ATTEST: Fred Fries.
City Clerk.

Phil Wright.
Acting Mayor.

Commissioner Bushick, introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit; Ayes, Wright, Bushick, Steffler.

MH- 357
No.117

AN ORDINANCE

Refunding Taxes to H. D. Leonard.

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

The sum of \$4.83 (School Taxes being \$2.07) be and is hereby appropriated out of the 1926 General Fund, for the purpose of refunding a like amount to H. D. Leonard, because of taxes doubly paid on Automobile for the year 1926, all as more fully set out in his application bearing the favorable recommendation of the Commissioner of Taxation.

358
No.118

AN ORDINANCE

Refunding Taxes to C. L. Bell.

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

The sum of \$22.29 (School Taxes being \$9.79) be and is hereby appropriated out of the 1926 General Fund, for the purpose of refunding a like amount to C. L. Bell, beagause of taxes paid

by him on erroneous assessment on an Hudson Automobile for said fiscal year, all as more fully set out in his application bearing the favorable recommendation of the Commissioner of Taxation.

MH-359
No.119

AN ORDINANCE

Appropriating \$948.95 to pay Merchants' Bills.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$948.95 be 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 City Auditor;

Zoo Fund - - - - -	\$ 5.09
Street Opening and Widening of 1927 - - -	6.68
Bridge Fund of 1927 - - - - -	496.00
Street Paving Fund of 1927 - - - - -	441.18
	<u>\$ 948.95</u>

Commissioner Steffler, introduced the following resolutions which was read and adopted.

RESOLUTION

Authorizing the City Clerk to advertise for bids for the construction of a new reinforced concrete bridge over the San Antonio River on Martin Street.

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

The City Clerk be, and is hereby authorized to advertise for bids for the construction of a new reinforced concrete bridge over the San Antonio River on Martin Street, all as per plans and specifications on file in the office of the City Engineer. Bids will be received by Fred Fries, City Clerk, until October 3rd, 1927, at 10:00 A. M. Cashier's check of 10% of the amount bid to be required. The City reserves the right to reject any and all bids.

Commissioner Wright, introduced the following resolution, which was read and adopted.

RESOLUTION

Authorizing purchase of Fir lumber for Fire Department.

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

The City Purchasing Agent be and he is hereby authorized to purchase 64 pieces of fir to be used in constructing ladders for Fire Department at a cost of \$208.11.

At this time, Attorney for C. Villemain appeared before the Commissioners with the request that he be permitted to read a certain instrument heretofore filed with the City Clerk on August 24th 1927, withdrawing all proposals made by said Villemain to accept certain sums for land needed for the widening of Dolorosa Street.

His request was denied, until after the Commissioners had taken some action on Mr. Villemains proposal to sell the lands in question to the City for the purposes intended. Commissioner Steffler now read the second proposition contained in a communication addressed to the Mayor and Commissioners of the City of San Antonio by C. Villemain under date of June 16th, 1927, being as follows to-wit;

San Antonio, Texas, May 7th, 1927.

To the
Mayor and Commissioners,
of the City of San Antonio.

Gentlemen:-

1: For and in consideration of the provisions hereinafter set out, I covenant and obligate myself to sell and convey unto the City of San Antonio, the following described property, situated in the County of Bexar, and State of Texas, to-wit:-

SECOND PROPOSITION: A strip of land 32 ft. in width, being the depth of said strip on the north side of Dolorosa St. and approximately 93. 65/100 ft. in length on the north side of and along said Dolorosa St. in the corporate limits of the City of San Antonio, Bexar County, Texas, out of lot A 4 City block 138 for the purpose of widening Dolorosa St. to a width of 80 ft. from property line to property line in consideration of \$14,800.00 cash for taking said land which includes damages, and an additional sum of \$7,955.55 cash to be paid by the City of San Antonio for the expense of replacement of said buildings, Or, in other words, a total sum of \$22,755.55 cash to be paid me by the City of San Antonio for the above described land and expense of replacement of buildings, And that the said City of San Antonio is to construct and make a sidewalk in front of my property out of such part of the said 32 feet which the City of San Antonio is to purchase from me and that the entire expense of constructing and making said sidewalk is to be paid by the City of San Antonio.

9:- Executed and delivered the 16th day of June , A. D. 1927.

C. Villemain.

The reading of Mr. Villemain communication having been concluded, Commissioner Steffler recommended acceptance of Second Proposition contained therein which recommendation was seconded by Commissioner Bushick and adopted on roll call by the following vote to-wit; Ayes, Bushick, Steffler, Wright. Nays none.

Mr. Villemain's communication of August 24th 1927, was now read by his Attorney, being as follows to-wit;

San Antonio, Texas, August 23, 1927.

To the
Mayor and Commissioners,
of the City of San Antonio.

Gentlemen:-

Whereas on the 16th day of June, A. D. 1927, I made a written offer to sell and convey to the City of San Antonio, the following described property situated in the County of Bexar and State of Texas, towit:

FIRST PROPOSITION: A strip of land 22.2/10 ft. in width, being the depth of said strip, from the north line of Dolorosa Street and approximately 93. 65/100 ft. in length on the north side and along said Dolorosa Street in the corporate limits of the City of San Antonio, Bexar County, Texas, out of lot A-4 City Block 138, for the purpose of widening Dolorosa Street a width of 70 ft., for which I offered to accept \$19,400.00 for said strip, damages and replacement of the building.

SECOND PROPOSITION: A strip of 32 ft. in width, and being taken from the same land as described in the above proposition for the purpose of widening Dolorosa Street a width of 80 ft., for which I offered to accept \$22,755.55 for said strip, damages and replacement of building. The Committee in charge of widening Dolorosa and Buena Vista Streets and I arrived at an understanding whereby I made the above alternative offers to the City of San Antonio, and it was my understanding with the committee that if I would signify my willingness to accept the above offers such sums would be paid to me by the City of San Antonio free of any costs of any description other than the expense to me for the replacement of the buildings on the property left me. Now, therefore, in view of the fact that the damage to my property caused by leaving me such a small remaining parcel of land, the replacement of buildings, and the conveyance of the strip would be far in excess of the amount I agreed with the committee to offer to the City of San Antonio, the assessment against me for \$4,400.00 for so called benefit is contradictory to my understanding with the committee as well as

inequitable. In view of all these misrepresentations, concealment, and violation by the committee of my understanding with it, I hereby confirm my verbal withdrawel of my written offers to the City of San Antonio of June 16th, 1927.

This notice is to be taken in its broadest meaning of my withdrawel of any and all offers by me at time heretofore made to the City of San Antonio to convey any part of the above described property for the widening of Dolorosa Street, nor will any verbal conversation of mine hereafter be taken as a waiver of this withdrawel of the offers to the City of San Antonio.

Executed and delivered this the 24th day of August, A. D. 1927.

C. Villemain.

Upon conclusion of the reading Acting Mayor Wright, offered a motion that the communication be rejected and not considered, which motion was duly seconded by Commissioner Bushick, and carried on roll call by the following vote to-wit; Ayes, Bushick, Steffler, Wright. Nays none.

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

ATTEST:


CITY CLERK.

APPROVED


ACTING MAYOR.

The following is a true copy of a petition of the Western Union Telegraph Company, read at a meeting of the Commissioners of the City of San Antonio on the 6th day of September, 1927 and granted, on Motion of Commissioner Steffler, duly seconded and carried, and is hereby made of record for more convenient reference; to-wit:

PETITION

To the Honorable Mayor and Commissioners:
City of San Antonio,
Gentlemen:-

In order to establish our San Antonio office in quarters befitting the present and expected growth of the City, we have leased the building now being erected at the north-west corner of Commerce and Presa Streets.

This move will necessitate making changes in our underground plant, which are shown in detail on our Map Number G-102-A-9, dated May 27, 1927, a copy of which is on file in the office of the City Engineer.

The Western Union Telegraph Company therefore petitions the Honorable Mayor and Commissioners to enact an ordinance granting authority to the City Engineer to issue the permits to do this work in sections as will best serve the convenience of the Public.

The Western Union Telegraph Company hereby agrees to perform all work in a manner approved by the City Engineer.

The Western Union Telegraph Company further agrees to furnish, free of charge to the City of San Antonio, one duct along Houston Street from Broadway to North Presa, thence along North Presa to Commerce, thence along Commerce to Soledad, thence along Soledad Street to their manhole Number 215 at the north line of the National Bank of Commerce Building.

The Western Union Telegraph Company.

By J. G. Hilbert.
Division Plant Superintendent 303 Western
Union Building, Dallas, Texas.


City Clerk.