

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

THURSDAY, JANUARY 11TH, A. D. 1940, 10:00 A. M.

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PRESENT: Honorable C. Ray Davis, Acting Mayor, and Commissioners Hein, Steffler and Lipscomb.
Absent, Mayor Maury Maverick.

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On motion of Commissioners Steffler, duly seconded and carried, the reading of the Minutes of the previous meeting was dispensed with and ordered approved.

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MEMORIALS AND PETITIONS

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A petition of Chas. Cervantes for permit to install boiler at 209 Frio City Road was read and referred to Commissioner Lipscomb.

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Acting Mayor Davis introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 885.

AN ORDINANCE (1218) *MQ-763*

APPROPRIATING \$10,020.34 OUT OF THE 1939 GENERAL FUND, TO MAKE PARTIAL PAYMENT ON NOTE NO. 12 AND ACCRUED INTEREST.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$10,020.34, be and the same is appropriated hereby out of the 1939 General Fund, payable to the National Bank of Commerce, San Antonio, Texas, to make partial payment on Note No. 12, for \$25,000.00 of the 1939 General Fund Series, maturing on or before June 30, 1940, and accrued interest.

PASSED AND APPROVED on the 11th day of January, 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

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Commissioner Steffler introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 886.

AN ORDINANCE (1219) - *764*

ACCEPTING THE ATTACHED PROPOSAL OF HERPEL-GILLESPIE TO FURNISH THE CITY OF SAN ANTONIO ENGINEER'S DEPARTMENT WITH ONE FORD V-8 FOUR DOOR SEDAN.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the attached proposal of Herpel-Gillespie, be and is hereby accepted, insofar as it relates to furnishing the City of San Antonio, Engineer's Department, with one Ford V-8 DeLuxe Four door sedan automobile with Philco radio for the total sum of \$942.50, less trade-in allowance of \$480.00 for one 1937 Ford two door sedan, Motor No. 4203419, License No. X-5,852, making a net total sum of \$462.50 and this net total sum of \$462.50 being hereby appropriated out of the 1939 General Fund, Engineer's Department, in payment of same.

PASSED AND APPROVED on the 11th day of January, 1940.

C. Ray Davis
Mayor Pro Tem

ATTEST: J. J. Patterson
City Clerk.

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Acting Mayor Davis introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: "yes, Davis, Hein, Steffler and Lipscomb. Nays,

Mayor Maverick, absent.

NO. 887.

AN ORDINANCE (1220)

MQ-765

APPROPRIATING \$113.00 OUT OF THE 1939 GENERAL FUND, PAUPER INTERMENT ACCOUNT, FOR BURIAL OF PAUPERS FOR THE MONTH OF DECEMBER, 1939.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$113.00, be and the same is appropriated hereby out of the 1939 General Fund, Pauper Interment Account, payable to Frank Cortez, Funeral Director, to pay for burial of paupers for the month of December, 1939.

PASSED AND APPROVED on the 11th day of January, 1940.

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Acting Mayor Davis introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 888.

AN ORDINANCE (1221)

- 766

APPROPRIATING \$22.10 OUT OF THE 1939 GENERAL FUND TO PAY FOR TRAVELING EXPENSES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$22.10, be and the same is appropriated hereby out of the 1939 General Fund, Health Department, payable to Dr. Harold A. Wood for traveling expenses as per affidavit on file in the City Auditor's Office.

PASSED AND APPROVED on the 11th day of January, 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

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Acting Mayor Davis introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 889.

AN ORDINANCE (1222)

- 767

APPROPRIATING \$10.00 OUT OF THE ADVERTISING FUND TO PAY FOR SUPPLIES AND MISCELLANEOUS SERVICES FOR THE MONTH OF DECEMBER, 1939.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$10.00, be and the same is appropriated hereby out of the Advertising Fund to pay for supplies and miscellaneous services for the month of December, 1939, payable as per approved bills on file in the City Auditor's Office.

PASSED AND APPROVED on the 11th day of January, 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

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Commissioner Steffler introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 890.

AN ORDINANCE (1223)

- 768

APPROPRIATING \$7.90 OUT OF THE 1939 GENERAL FUND, STREET MAINTENANCE DEPARTMENT, TO PAY CITY WATER BOARD.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$7.90, be and the same is appropriated hereby out of the 1939 General Fund, Street Maintenance Department, payable to the City Water Board for re-laying three fourths inch water main on South New Braunfels Ave., in accordance with agreement in order to grade and gravel said street.

PASSED AND APPROVED on the 11th day of January, 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

Acting Mayor Davis introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 891.

AN ORDINANCE (1224) *MQ-769*

APPROPRIATING \$22.00 OUT OF THE 1939 GENERAL FUND, WITTE MUSEUM ACCOUNT,
TO PAY FOR POSTAGE.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$22.00, be and the same is appropriated hereby out of the 1939 General Fund, Witte Museum Account, payable to Dan Quill. Postmaster, for postage.

PASSED AND APPROVED on the 11th day of January, 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

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Commissioner Hein introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 892.

AN ORDINANCE (1225) - *770*

APPROPRIATING \$687.98 OUT OF IMPROVEMENT DISTRICT NO. 15 FUND FOR MATERIALS,
SUPPLIES AND MISCELLANEOUS EXPENDITURES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$687.98, be and the same is appropriated hereby out of Improvement District No. 15 Fund to pay for materials, supplies and miscellaneous expenditures for the month of December, 1939, used in connection with WPA Project No. 13085, River Beautification work in the City of San Antonio, Texas, payable as per approved bills on file in the City Auditor's Office.

PASSED AND APPROVED on the 11th day of January, 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

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Commissioner Steffler introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 893.

AN ORDINANCE (1226) - *771*

APPROPRIATING \$121.00 OUT OF THE CITY OF SAN ANTONIO EXCAVATION TRUST
ACCOUNT FOR REFUNDS AND REPAIRS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$121.00, be and the same is hereby appropriated out of Street Excavation Trust Account for refunds and repairs, as per City Engineer's letter of January 10, 1940, as follows:

P. C. Richardson, Jr.	refund	5.00
E. V. Stewart	"	2.15
Max Langenberg	"	9.00
E. W. Karger	"	9.00
Fred F. Basenberg	"	15.00
Jerseylane Creamery	"	15.00
Carmen S. Coindreau	"	15.00
City of San Antonio	repairs	50.85

\$ 121.00

PASSED AND APPROVED on the 11th day of January, 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

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Commissioner Hein introduced the following ordinance, which was read, passed and approved

by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 894.

AN ORDINANCE (1227)

MQ-772

APPROPRIATING \$7.50 OUT OF THE 1939 GENERAL FUND TO PAY MRS JOHN C. SULLIVAN
ACCOUNT REFUND.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$7.50, be and the same is appropriated hereby out of the 1939 General Fund, San Jose Cemetery, payable to Mrs. John C. Sullivan, for refund of unearned services in San Jose Burial Park, same having been discontinued on July 22, 1939.

PASSED AND APPROVED on the 11th day of January, 1940.

C. Ray Davis
Acting Mayor.

ATTEST: J. J. Patterson
City Clerk.

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Commissioner Lipscomb introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

NO. 895.

AN ORDINANCE (1228)

- 773

APPROPRIATING \$300.00 IN PAYMENT OF CLAIM.

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

1. That the sum of \$300.00 be and the same is hereby appropriated out of the 1939 General Fund - Police Account.

2. That this sum of money be disbursed to John Saladino upon execution by him and his wife of a full and complete release of any and all claims against the City of San Antonio arising out of or by reason of an accident which occurred on or about the 17th day of June, A. D. 1939.

3. PASSED AND APPROVED this 11th day of January, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

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Acting Mayor Davis introduced the following resolution, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

A RESOLUTION (1229)

DECLARING THE NOTE OF LOUIS HENRY THEIS DUE, AND DIRECTING THE CITY
ATTORNEY TO INSTITUTE FORECLOSURE PROCEEDING.

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

1. That one certain promisory note of which the City of San Antonio is the lawful owner and holder, executed by Louis Henry Theis and secured by Deed of Trust executed April 1st, 1929, said note being described more particularly in said Deed of Trust, which Deed of Trust is recorded in the Deed of Trust Records of Bexar County, Texas, in Book Volume 1096 on pages 633-7; be and the same is hereby declared due and fully matured by reason of the following:

- a. Failure of said payee to pay certain installments as and when they became due to the City of San Antonio.
- b. Failure of said payee to pay certain city, county, state and school taxes as and when they became due, and which are now delinquent.
- c. Failure to properly protect said property and mortgage holders with a proper insurance policy on said property.

2. The City Attorney of San Antonio, Texas is hereby authorized and directed to

bring and institute foreclosure proceedings, by any legal method, for and on behalf of the City against said parties and foreclosing said security and to do and perform all necessary and proper legal acts necessary in connection therewith.

PASSED AND APPROVED this 11th day of January, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

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Acting Mayor Davis introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

AN ORDINANCE (1230) *MQ-775*

CREATING A CONTRACT OF EMPLOYMENT WITH DR. L. R. CHAPMAN.

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

1. There is hereby created and manifested a contract of employment by and between the City of San Antonio and Dr. L. R. Chapman, employee; said employee is hereby employed for a period of one year from Jan. 5, 1940, in the capacity of Meat Inspector in the Health Department of the City of San Antonio, under the supervision of Dr. Van C. Tipton, Director of Public Health, replacing Dr. B. F. Gearhart, resigned.

2. Said employee shall faithfully perform all duties and shall receive a monthly salary of \$150.00 per month during the life of this contract.

3. PASSED AND APPROVED this 11th day of January, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

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Commissioner Lipscomb introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

AN ORDINANCE (1231)

CREATING CONTRACT WITH BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 7 - OLMOS TERRACE DISTRICT - TO FURNISH FIRE PROTECTION SERVICES.

(For full text of this ordinance, see Ordinance Book "J", page 14)

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Acting Mayor Davis introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb. Nays, Mayor Maverick, absent.

AN ORDINANCE (1232)

AMENDING SECTIONS ONE, TWO AND THREE OF AN ORDINANCE ENTITLED "AN ORDINANCE REQUIRING ALL EMPLOYEES OF FOOD PRODUCTS ESTABLISHMENTS TO BE EXAMINED BY THE CITY HEALTH OFFICER, AND TO HOLD A CERTIFICATE FROM SUCH OFFICER, SHOWING SUCH EMPLOYEE TO BE FREE FROM ALL CONTAGIOUS, COMMUNICABLE OR INFECTIOUS DISEASES, AND PROVIDING PENALTIES", PASSED AND APPROVED ON THE 31ST DAY OF MAY, A. D. 1918, AS AMENDED.

(For full text of this ordinance, see Ordinance Book "J", page 15)

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Commissioner Lipscomb introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Davis, Hein, Steffler and Lipscomb.

AN ORDINANCE (1233)

PROVIDING FOR THE SAFEGUARDING OF LIFE AND PROPERTY BY REGULATING THE ERECTING, PLACING, MAINTAINING, REPAIRING AND REMOVAL OF DISPLAY SIGNS, DEFINING TERMS USED IN CONNECTION WITH SUCH REGULATION, PROVIDING THE MANNER OR WAY SUCH WORK SHALL BE DONE, THE KIND AND CLASS OF MATERIAL TO BE USED PROHIBITING CERTAIN KINDS OF ADVERTISING, PROVIDING FOR THE GRANTING OF LICENSES AND PERMITS FOR SUCH WORK, FIXING A PENALTY FOR THE VIOLATION THEREOF, PROVIDING FOR THE GIVING OF A BOND AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

(For full text of this ordinance, see Ordinance Book "J", page 18)

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On motion of Commissioner Lipscomb, duly seconded and carried, the following petitions were granted upon unanimous vote:

Bear Oil & Dist. Co. for permit to install gasoline equipment at 511 Guadalupe.
 Rudy Krisch, Jr. for permit to install gasoline equipment at N. Alamo & Eighth Sts.
 Peacock Cleaners for permit to install boiler at 1907 Cincinnati Ave.
 Neon Signs & Service for permit to erect neon sign at 1933 Fredericksburg Rd.
 Neon Signs & Service for permit to erect neon sign at 109 W. Martin St.
 The Packer Corp. for permit to erect billboard at 1830 N. New Braunfels Ave.
 The Packer Corp. for permit to erect billboard at N. St. Mary's and Elmira Sts.
 The Texas Co. for permit to erect sign at Broadway & 6th Sts.

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On motion of Commissioner Lipscomb, duly seconded and carried, the following petitions were not granted, by unanimous vote on roll call.

I. & G. N. R. R. Co. for permit to install 3000 gallon gasoline storage tank at Commerce Street Roundhouse.
 Sein Tire Co, for permit to install gasoline equipment at 306 W. Travis St.

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On motion duly seconded and carried, the meeting adjourned.

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APPROVED


MAYOR PRO TEM.

ATTEST:


CITY CLERK.