

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

MONDAY, JUNE 25th, A. D. 1923, 4 P. M.

PRESENT: Honorable John W. Tobin, Mayor, Presiding, and Commissioners, Bushick, Steffler, Wright. Absent, Lambert.

Minutes of the previous meeting were ordered approved.

## --- MEMORIALS AND PETITIONS---

The following petitions were read and referred to Commissioner of Fire and Police.  
 Reick Sign Co. for permit to paint sign at 101 W. Houston St.  
 Petition requesting amendment to the Building Code prohibiting the erection of galvanized Iron Structure along part of Fredericksburg Road from Cincinnati Ave to City Limits.  
 Petition to conduct a dance hall at Van - Daele Stadium, South Larado and Brazos Sts.  
 E.A. Basse for permit to erect a canvas awning at 302 E. Houston St.  
 Citizens of Laurel Heights and Summit Place requesting change in Main Ave. Jitney Route.

The following petitions were read and referred to the Commissioner of Taxation.  
 Claim of Pat. McClosky for refund of unexpired Jitney Licenses  
 Prospect Hill Holiness Church for exemption from Taxation.  
 Artemisia Bowden for refund of Taxes.  
 Richard and Gertrude Chaves, refund of taxes.  
 F. O. Boutwell, for refund of taxes.  
 John H. Cunningham for correction of assessment.  
 A.A. Luther for correction of assessment.

All bids received for furnishing Chamois Skins, Lawn Mowers, and 3/4 inch Hose, and Lumber; were opened and referred to City Purchasing Agent.

On recommendation of the City Purchasing Agent the proposal of Graham Collins Electric Co. to furnish incandescent lamps for all departments for the current fiscal year, was accepted.

The following resolutions were introduced by Mayor Tobin, which were read adopted.

## RESOLUTION

BE IT RESOLVED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO;  
 That proposed amendments to the Charter of said City, as contained in the following Notice, be approved and submitted to the qualified voters thereof, in accordance with said Notice;

## NOTICE.

Notice is hereby given that on the 19th day of July, A.D. 1923, following ordinance will be presented to the Commissioners of the City of San Antonio for adoption or rejection:

## AN ORDINANCE

Ordering an election for the purpose of submitting certain amendments to the Charter of the City of San Antonio.

WHEREAS, the Commissioners of the City of San Antonio having decided to submit to the qualified voters of said City certain amendments to the Charter of the City of San Antonio, THEREFORE,

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:  
 That an election be and the same is hereby ordered to be held, at which election the following propositions shall be submitted:

(1) Shall Section 106 of Charter of the City of San Antonio be amended so that the same shall be, and hereafter read, as follows:

SECTION 106: The Board of Commissioners shall have power, by ordinance, to annually levy and collect ad valorem taxes as follows:

First: For general purposes, not exceeding one dollar and twenty-five cents upon every one hundred dollars valuation; Second: for special purposes not exceeding one dollar and twenty-five cents upon every one hundred dollars valuation; provided, that the total tax rate of the City, shall never exceed two dollars and twenty-five cents annually, on the one hundred dollars valuation of all property assessed, according to the last approved assessment roll of the City, except that the tax levied by any improvement district therein, as provided in Section 54, may be not exceeding twenty-five cents annually, in addition to the two dollars and twenty-five cents mentioned above. The ad valorem taxes shall be levied and collected annually on the assessed value of all real and personal estate in said city, including all choses in action, franchises and privileges having a situs in said City, through the owners thereof be non residents. Bonds of the United States, and State of Texas, and of the City of San Antonio, and of all improvement districts thereof, shall not be taxed.

(2) Shall Section 12 of the Charter of the City of San Antonio be amended so that the same shall be, and hereafter read, as follows:

SECTION 12.- Paragraph 1.: All elective officers under this Charter shall be elected at the regular municipal election which shall be held on the second Tuesday in May, 1925, and on the second Tuesday in May, every two years thereafter. Of such election at least twenty days previous notice shall be given by proclamation, and such election shall be ordered by the Mayor, and in case of his failure to order the same it may be ordered by the Board of Commissioners, or any two members thereof. All elections shall be held in accordance with the general laws of this State, and the qualifications of voters shall be the same as prescribed in the Constitution and Laws of this State; the officers of all elections shall be elected by the Commissioners in open meeting, and shall be qualified voters of said City and of the precinct in which they are to serve; provided, that each candidate for Mayor, or any two candidates for Commissioners shall have the right to select a supervisor in and for each precinct, who shall watch the making of

ME-1420

of ballots of illiterate voters, and perform such others duties as shall be prescribed by the General Laws of the State, and such candidates shall furnish the names of the Supervisors to said Commissioners at least five (5) days before said election. All officers of election selected by such Commissioners shall be selected not less than ten days before election, and no person shall be selected as an officer of election who holds any office of trust, or profit, or employment, under the City of San Antonio, or any of its departments.

Paragraph 2: Any person desiring to become a candidate for Mayor or Commissioner, shall be at least twenty days prior to said election, file with the City Clerk a statement announcing his candidacy, and name therein the office for which he may be a candidate. Immediately, upon the expiration of the time of the filing of statements above provided, The City Clerk shall cause to be published for three successive days, in some daily newspaper published in said City, the names of the candidates as they are to appear upon the ballot, and the City Clerk shall cause the ballot to be printed. The names of all candidates for such office shall be arranged alphabetically on said ballot, according to their surnames, and immediately above the names of such candidates shall be placed the words "Vote for one only", and the voting for more than one candidate for any office shall void the ballot as to that office, but not as to any other office. The ballot shall be printed upon plain, substantial, white paper, without any designation or remarks of any kind, and shall be substantially in the following form:

Official Election Ballot.

Election of the City of San Antonio, Texas held on the \_\_\_\_\_ day of \_\_\_\_\_.

For Mayor  
(Vote for one only)

\_\_\_\_\_  
\_\_\_\_\_

For Commissioner of Taxation.  
(Vote for one only)

\_\_\_\_\_  
\_\_\_\_\_

For Commissioner of Sanitation,  
Parks and Public Property.  
(Vote for one only)

\_\_\_\_\_  
\_\_\_\_\_

For Commissioner of Streets  
and Public Improvements.  
(Vote for one only)

\_\_\_\_\_  
\_\_\_\_\_

For Commissioner of Police and Fire.  
(Vote for one only)

\_\_\_\_\_  
\_\_\_\_\_

Paragraph 3: The City Clerk shall cause to be delivered to the respective judges of election, on the day before said election, at least twice the number of ballots as there may appear poll tax receipts and exemption certificates to have been issued to the voters in each precinct.

Paragraph 4: The Judge of election shall count the votes and ascertain the number of votes cast in their respective precincts, for each of the candidates, in accordance with the State election laws for the time being, and make returns thereof before twelve o'clock, noon, of the next succeeding day, upon proper blanks which shall be furnished by said City for that purpose. Said returns shall be made in quadruplicate, one of which shall be delivered to the Mayor, one to the City Clerk, one to be placed in the box before sealing, and one to be retained by the presiding officer. On the day following the election, the Mayor and Commissioners shall meet and canvass the returns and declare the result: and the candidate receiving the largest number of votes for each office shall be declared elected.

Paragraph 5: In case of any special election to fill vacancies, the same rules and regulations governing general elections shall prevail.

Said election on the adoption of the above proposed amendments shall be held in accordance with the laws of the State of Texas, and all qualified voters of the City of San Antonio shall be allowed to vote in said election, Said propositions shall be printed in full upon the ballots used in said election, and in preparing said ballots it shall be done in such a manner that the voter may vote "Yes" or "No" on any one amendment, or amendments, without voting "Yes" or "No" on all of said amendments, and after each amendment printed upon said ballots there shall be printed the words "For the amendment" and "Against the amendment". The manner of holding said election shall be governed by the laws of the State of Texas regulating general elections.

A copy of this ordinance, signed by the Mayor shall serve as proper notice of said election, and the Mayor is directed to cause notice of such election to be published in some newspaper in the City of San Antonio for thirty days prior to the date of said election, and the City Clerk is directed to mail a copy of the proposed amendments to every qualified voter in the City of San Antonio, as appears from the Tax Collector's rolls for the year ending January 31, 1923.

This ordinance shall not pass until twenty day's notice has been given of the intention to submit said amendments, by publication for ten days in some newspaper published in said City; by "twenty days" is meant from the first date notice is published.

BE IT FURTHER ORDAINED by the Commissioners of the City of San Antonio, that there be, and is hereby appropriated the sum of Three Thousand Dollars out of the general funds of said City, or so much thereof as may be necessary, to pay the expenses necessary and incident to hold said election.

John W. Tobin.  
Mayor, City of San Antonio, Texas.

APPROVED:

This ordinance was approved by the Commissioners of the City of San Antonio on this 25th, day of June, 1923, and filed with the City Clerk and ordered to lay over for twenty (20) days from date hereof, and the Mayor is directed to have the same published in the manner and form and for the length of time required by law.

John W. Tobin.  
Mayor, City of San Antonio, Texas.

A RESOLUTION

DIRECTING THE CITY CLERK TO GIVE NOTICE BY PUBLICATION IN THE \_\_\_\_\_, A NEWSPAPER PUBLISHED IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS, GIVING NOTICE OF INTENTION THAT THE CITY COMMISSION WILL APPLY TO THE RAILROAD COMMISSION OF TEXAS FOR RELOCATION OF CERTAIN TRACKS OF THE INTERNATIONAL-GREAT NORTHERN RAILROAD, COMPANY.

BE IT RESOLVED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO. That the City Clerk be and he is hereby, directed to advertise in the \_\_\_\_\_, a Newspaper published in the City of San Antonio, Bexar County, Texas for thirty (30) days, NOTICE OF THE INTENTION OF THE CITY COMMISSIONERS OF THE CITY OF SAN ANTONIO TO APPLY TO THE RAILROAD COMMISSION OF TEXAS for an order relocating certain tracks of the International-Great Northern Railroad, Company.

PASSED AND APPROVED this 25th day of June, A.D. 1923.

ATTEST FRED FRIES  
City Clerk.

JOHN W. TOBIN.  
Mayor.

Commissioner Wright made the following recommendations, which were adopted. Hoffmann Hayman Coffee Co. to install gas tank and pump at 331 Burnett St. granted. Mistletoe Creameries, Austin St. petition to cede strip ground for sloping sidewalk. granted.

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

No. 37. AN ORDINANCE

Appropriating \$40.50 to pay City Clerk.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, The sum of \$40.50 be and is hereby appropriated out of the general fund of 1923, to reimburse the City Clerk for fines refunded by order of the Mayor, and paid by the City Clerk out of the Incidental Expenditures fund for June 1923.

Commissioner Bushinck made the following recommendations, which were adopted. Dr. A. J. Muller, for refund of taxes, granted. August Zuereher, for refund of taxes. not granted.

Commissioner Bushick introduced the following resolutions, which were read and adopted.

A RESOLUTION

Accepting proposal of City National Bank to act as General City Depository.

BE IT RESOLVED by the City Commissioners of the City of San Antonio, that, The proposal of the City National Bank for making loans and warrant advances to the City of San Antonio; for the fiscal year 1923, dated June 20th 1923, be and is hereby accepted, and that the City Attorney be and he is hereby instructed to prepare the required bond for said City National Bank together with an ordinance designating said bank as General City Depository for the fiscal year 1923.

A RESOLUTION

Accepting proposal of Texas State Bank and Trust Co. to act as Special City Depository.

BE IT RESOLVED by the City Commissioners of the City of San Antonio, that, The proposal of the Texas State Bank and Trust Co. dated June 1st, 1923, offering to act as a special City Depository for the fiscal year 1923, be and is hereby accepted, and that the City Attorney be and he is hereby directed to prepare the required bond and ordinance designating said bank as a Special City Depository for the fiscal year 1923.

A RESOLUTION

Accepting proposal of Commonwealth Bank and Trust Co. to act as Special Depository.

BE IT RESOLVED by the City Commissioners of the City of San Antonio, that, That the proposal of the Commonwealth Bank and Trust Co., dated June 21st, 1923, and offering to act as a special City Depository for the fiscal year 1923, be and is hereby accepted and that the City Attorney be and is hereby directed to prepare the required bond and the ordinance designating said Bank and Trust Co. as a Special City Depository for the fiscal year 1923.

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

No. 38. AN ORDINANCE

Providing for the transfer of certain funds.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, The sum of Three Thousand Dollars (\$3,000.00) be transferred from the General Interest Fund to the 1922 General Fund, and that the City Auditor and City Treasurer are hereby authorized to make above transfer.

ME-1421

-1421.1

-1421.2

-1421.3

ME-1422

ME-1423

No. 39.

## AN ORDINANCE

Appropriating \$6.08 to pay Jack W. Neal Auto Co.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, The sum of \$6.08 (School Tax being \$2.28) be and is hereby appropriated out of the general fund of 1922, to pay Jack W. Neal Auto Co. for taxes collected on erroneous assessment for said fiscal year, All as per petition attached bearing the favorable recommendation of the Commissioner of Taxation.

-1424

No. 40.

## AN ORDINANCE

Appropriating \$177.60 for Stamps.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, That the sum of \$177.60 be and is hereby appropriated out of the 1923 (Contingence) general fund to pay for 15000- one cent stamped envelopes required for the mailing of notices of Charter Amendments to be voted on in the near future.

-1425

No. 41.

## AN ORDINANCE

Appropriating \$5.92 to pay Jack Neal and Son.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, The sum of \$5.92 (School Tax being \$2.22) be and is hereby appropriated out of the general fund of 1922, to pay Jack W. Neal and Son for taxes collected on erroneous assessment for said fiscal year, All as per petition hereto attached bearing the approval of the Commissioner of Taxation.

-1426

No. 42

## AN ORDINANCE

Appropriating \$22.84 to pay Terrell Bartlett.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, The sum of \$22.84 (The School Tax being \$8.46) be and is hereby appropriated out of the general fund of 1921, to pay Terrell Bartlett for tax collected on erroneous assessment for said fiscal year, as per petition hereto attached bearing the favorable recommendation of the Commissioner of Taxation.

-1427

No. 43.

## AN ORDINANCE

Appropriating \$20.79 to pay E.R.J. Ealand.

BE IT ORDAINED by the City Commissioner of the City of San Antonio, that, The sum of \$20.79 (School Tax being \$6.30) be and is hereby appropriated out of the general fund for 1921 to pay E.R.J. Ealand for taxes collected on erroneous assessment for said fiscal year, All as per petition hereto attached bearing the favorable recommendation of the Commissioner of Taxation.

-1428

No. 44.

## AN ORDINANCE

Appropriating \$2729.61 to pay Insurance Premiums.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, The sum of \$2729.61 be and the same is hereby appropriated out of the 1922 General Fund (Contingencies Dept.) to pay premiums on various insurance policies written on the City Hall Building, Market House and Hall, Fire Stations Nos. 11 and 13, and the Steam Boiler at the Incinerator Plant, as per itemized invoices now on file with the City Purchasing Agent.

-1429

NO. 45.

## AN ORDINANCE

Appropriating \$27.00 to purchase Postage stamps.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, The sum of \$27.00 be and the same is hereby appropriated out of the 1923 General Fund to purchase postage stamps for official use in the various departments listed below.

Assessors Office	\$20.00
City Attorney's Office	2.00
Purchasing Agent Office's	5.00
	<u>\$ 27.00</u>

-1430

No. 46.

## AN ORDINANCE

Appropriating \$887.29 to pay San Antonio Sewer Pipe Works.

BE IT ORDAINED by the City Commissioner of the City of San Antonio, that, The sum of \$887.29 be and the same is hereby appropriated out of the Sanitary Sewer Fund of 1919 to pay the San Antonio Sewer Pipe Works for two cars of sewer pipe and fittings, as per itemized invoices duly approved and now on file in the office of the City Auditor.

-1431

No. 47

## AN ORDINANCE

Appropriating the sum of Fifty Thousand Dollars (50,000.00) out of 1922 General Fund, payable to CITY NATIONAL BANK OF SAN ANTONIO, TEXAS to retire 1 Note No. 41, of a series of Notes Nos. 1 to 46 inc., in the principal sum of \$50,000.00 each, payable to City National Bank. Also appropriating \$500.00 out of 1922 General Fund (Contingencies Dept.) to pay interest on said note.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, SECTION ONE: That the sum of \$50,000.00 be and the same is hereby appropriated out of 1922 General Fund, payable to City National Bank of San Antonio, Texas, to retire 1 note No. 41 of a series of Notes Nos. 1 to 46 inc., in the Principal sum of \$50,000.00 payable to City National Bank, dated Jan. 15th, 1923, bearing interest at the rate of 5% per annum, maturing on or before June 1st 1923, said notes having been

issue in pursuance of an ordinance passed by the Commissioners of the City of San Antonio on the 15th day of January 1923, which ordinance is recorded in Vol. E. Page 336 et seq., of the Minutes of the Commissioners on file in the City Clerks office.

**SECTION TWO:** That the sum of \$500.00 or so much thereof as may be necessary be and the same is hereby appropriated out of 1922 General Fund, Contingencies Dept. payable to said City National Bank, to pay interest on said note, said interest being at the rate of 5% per annum, from April 2nd, 1923 to date of retirement.

**SECTION THREE:** The City Auditor is hereby authorized and directed to prepare proper warrant or warrants in said amounts and to deliver same to said City National Bank upon date of payment of said amounts.

---

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

AN ORDINANCE

Granting the Galveston, Harrisburg and San Antonio Railway Company, an extension of time in which to complete certain changes in its tracks, as provided in Ordinance passed and approved on the 14th day of December 1922.

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

**SECTION ONE:-** That the Galveston, Harrisburg and San Antonio Railway Company is hereby granted an extension of time of one year from date of passage of this Ordinance in which to complete all changes in tracks on and across various streets, as provided in Ordinance dated December 14th, 1922, upon the following conditions:

- (a) That the said Railway Company will make all changes in Duval Street, including the moving of curbing, fire plugs and Public Service Companies' holes at their own expense.
- (b) That the Railway Company will construct concrete curbing according to City specifications on the property line on the north side of Duval Street, along the property owned by the Webster Company, including a new return at the corner of Hackberry Street.
- (c) That they will rush to completion the macadamizing in a first-class manner, subject to the approval of the City Engineer, of Duval Street from North Hackberry to Austin Streets.
- (d) That the Railway Company will secure written permission from the Webster Company, to the construction of curbing proposed as above.
- (e) That the Railway Company will pay to the City of San Antonio, immediately upon completion by the City of the eastern one - half of the storm sewer referred to in Ordinance, the sum of Nine thousand and five hundred (\$9500.00) Dollars, being the Railway Company's one half of the cost of said storm sewer, the City to complete the western one-half of said storm sewer, as soon as funds are available.

SOUTHERN PACIFIC LINES.

San Antonio, Texas,  
June 25th, 1923.

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

Confirming understanding reached in conference between the undersigned, Mayor Tobin, Commissioner Steffler and City Engineer Harrigan, regarding the time limit provided in Ordinance dated December 14th, 1922, in which Ordinance a time limit of six months was fixed from the date of its passage in which completion of track changes contemplated and the construction of sewer were to have been completed, the Galveston, Harrisburg & San Antonio Railway Company agrees to an extension of twelve months time on the part of the City in which it may construct storm sewer and will pay upon completion of the railroad company's one-half of the storm sewer, as provided in Ordinance of December 14th, 1922. \$9500.00 being its pro rata cost of the entire sewer as set forth in said Ordinance.

A like extension of time is required by the Galveston, Harrisburg and San Antonio Railway Company in which it may complete its track changes, it being understood, however, that the construction of retaining wall and macadamizing of Duval Street from North Hackberry Street to Austin Street will be rushed to completion. It is also agreed that, if necessary, the Railway Company will, at its expense, construct a concrete header on the north side of Duval Street in front of Webster Warehouse, move telephone pole and water plug and make such adjustment in curb and pavement as may be necessary.

Yours respectfully,  
L.B. McDonald.  
Supt. G.H.&S.A. Ry.

No. 48. AN ORDINANCE

Appropriating \$2,200 Two Thousand Two Hundred Dollars to pay H. A. Schoenfeld for work done on Municipal Golf Club House in Brackenridge Park.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, The sum of (\$2,200) two thousand two hundred dollars is hereby appropriated from 1922 Contingencies General Fund to pay H.A.Schoenfeld for work done on Municipal Golf Club in Brackenridge Park. as per Contract.

No. 49. AN ORDINANCE

Appropriating the sum of (\$1000.) One Thousand Dollars to pay A. H. Shafer, Contractor on installing Heating Plant in Municipal Golf Links Club House in Brackenridge Park. Estimate No.2.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, The sum of (\$1000) One Thousand Dollars is hereby appropriated out of 1922 General Fund (Contingencies Dept.) to pay A. H. Shafer for installing heating plant in Municipal Golf Links Club House in Brackenridge Park. Estimate No.2.

No.50 AN ORDINANCE

Appropriating \$25.00 dollars to pay Alfred Burk on account of damages sustained in front of 202 Durango St.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, The sum of twenty-five dollars be and is hereby appropriated out of the general fund of 1922, to pay Alfred Burk on account of damages sustained by reason of a defective "Y" in the Sanitary sewer system in front of his premises at Durango Street, in accordance with his petition hereto attached bearing the recommendation of the Com. of Sanitation, Parks etc.

ME-1432

-1433

-1434

-1435

his petition hereto attached bearing the recommendation of the Commissioner of Sanitation, Parks, and Public Property.

---

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

ATTEST: *Med Stieb*  
CITY CLERK

APPROVED *Jansolin*  
MAYOR.

11-27