

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

MONDAY, OCTOBER 20TH, A. D. 1919, 4 P.M.

PRESENT: Honorable Sam C. Bell, Mayor, presiding, and Commissioners Lambert, Heuermann, Wright. Absent, Coy.

Minutes of previous meeting were ordered approved.

## ---MEMORIALS AND PETITIONS---

The following petitions were read and referred to Commissioner of Streets and Public Improvements:

For sanitary sewers on N. Mesquite Street.

For improvement of Roberts and Elmondo Sts.

Complaining of the condition of Iowa Street, between Pine St. and Palmetto St.

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Petrich-Saur Lumber Co.'s bid for furnishing lumber for street maintenance Dept. was opened and referred to the City Purchasing Agent.

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All bids for constructing sidewalks and curbs on Main Avenue from Houston Street to Commerce Street were opened and referred to the City Engineer.

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Commissioner Heuermann introduced the following ordinance which was read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Lambert, Heuermann, Wright.

No. 216

AN ORDINANCE *MD-132*

Appropriating \$5204.00 to pay Special Weekly Pay Roll.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$5204.00 be and the same is hereby appropriated out of the following named funds to pay Special Weekly Pay Rolls for the week ending Oct. 18, 1919, to-wit:

1919 General Fund	\$5,104.00
St. Maintenance Fund	100.00
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	5,204.00

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Commissioner Wright recommended that petition of Zuelcke & Sons for permit to install gasoline pumps and tanks 516 N. Laredo Street be granted. Adopted.

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Commissioner Heuermann introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Heuermann, Lambert, Wright.

AN ORDINANCE *-133*

Levying special assessments and taxes on account of the cost of the improvement of Frio and Travis Sts. River Avenue, Ashby Place, Ruiz St. New Braunfels Avenue, Locust St. Woodlawn Ave. Kentucky Ave. and Piedmont Ave. and Burleson St. by the construction of curbs and sidewalks at the places therein named, and to provide for the issuance of assessment certificates and for other purposes:

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

WHEREAS, The Commissioners heretofore, to-wit, on the 24 day of July, A.D. 1919, by resolution ordered the improvement on the special assessment plan of that portion of Frio & Travis Streets, River Avenue, Ashby Place, Ruiz Street, New Braunfels Ave. Locust At. Woodlawn Ave. Kentucky Ave., Piedmont Ave. and Burleson Street:

by laying and constructing permanent sidewalks and constructing or resetting curbs where required and performing other work on said highway so ordered to improved; and WHEREAS, said improvements and the special assessments and special taxes to be levied therefor, and all proceedings, notices and instruments in connection therewith, are governed by certain rules and regulations prescribed in a certain Ordinance of this City, known as the "Procedure Ordinance" passed and approved on December 18th, 1913 which together with all amendments thereto and Chapter Eleven of Title 22, Revised Civil Statutes of Texas for 1911, and Section 12 of an ordinance entitled "An Ordinance prescribing specifications for sidewalks and curbing for public streets and places, and providing measures to compel the laying, construction and repair of the same by owners of abutting property, requiring the cost thereof to be paid by the owners of such property and declaring such

cost a personal liability of such owners and a first and prior lien and charge against such property, and prescribing the manner of ordering and compelling the construction of such work, and the punishment for failure to comply with such orders;" passed and approved August 10th, A.D.1914, 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 and performed and are hereby ratified and confirmed; and any and all requirements as to what this ordinance shall contain, if not herein otherwise complied with, shall be deemed to have been complied with by this reference to said procedure ordinance and the adoption of its provisions herein; and

WHEREAS, in the course of said proceedings, the said Commissioners rejected all bids submitted for the performance of said work, and thereupon duly determined to construct said improvements and effect said work on City Force account, instead of by contract; and

WHEREAS, said City has begun or is about to begin said work, and it is incumbent on the Commissioners to provide for the assessment, payment and collection of the cost of said improvements payable by owners of abutting property on said highway; and

WHEREAS, thereupon said Commissioners by resolution duly passed and approved on the 24 day of July, A.D.1919 duly approved the plat and statement prepared and filed by the City Engineer for said improvements, and ordered that the required hearing be had before said Board of Commissioners; and

WHEREAS, thereupon notice of said hearing was duly given by publishing such notices three times in a newspaper, published in said City, viz: in the San Antonio Light on September 18, 19, and 20 A.D.1919 and additional and cumulative notice of said hearing was also duly given; and

WHEREAS, a full and fair hearing was duly held at the time and place mentioned in said resolution and notices, to-wit, on the 2 day of October, A.D.1919, in the Council Chamber of the City Hall of said City at 4 o'clock p.m. and thereupon said hearing was duly adjourned on the same date; and

WHEREAS, at said hearing all persons desiring to contest said proposed assessment or personal liability, or the regularity of the proceedings with reference to the improvement, or in any manner to be heard concerning benefits of said improvements to their property or any other matter with reference thereto, were duly heard and their claims duly considered; and thereupon all errors, mistakes and other matters requiring rectification which were brought to the attention of said Commissioners, having been by said Commissioners corrected and said Commissioners having also fully heard, examined and considered the evidence concerning frontage and other considerations including said plat and statement of the City Engineer and the benefits of said improvements to said property, and being of the opinion that the assessments herein below levied and the personal liabilities hereby declared are just and equitable, and that no such assessment is made herein in any case against any parcel of property in excess of the actual benefits to the owners thereof in the enhanced value of his property by means of such improvements; NOW THEREFORE BE IT FURTHER ORDAINED:

SECTION ONE. That the aggregate amount hereinafter shown shall be and the same is hereby levied, charged, apportioned and assessed on the "Front Foot Plan" against said abutting property hereinafter described, and each parcel thereof whether one lot or more, and against each of the several owners of said property below named, in the respective itemized amounts, and the total amount including same, set opposite the name or names of each such person or persons and the description of each such parcel or parcels of property.

Section Two. Each such lot or parcel of property so assessed is located in the City of San Antonio, Bexar County, Texas, abutting on said highway, or portion thereof to be improved, and is hereunder described whenever practicable by the New City Block (N.C.B.) number and by numbers in each such block; but each such parcel of property, if any, indicated hereunder in any such block by letters ("A" "B" "C", etc.) 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 offices of the City Clerk and City Engineer, which plat is made a part hereof, and each of said lots and parcels of abutting property, and the frontage thereof on said highway as shown hereunder in feet in the column headed "front Ft." and said letters, if any, indicating such parcels, are hereunder noted and set forth for each side of said highway and for each block in the same order down the following list, as same are found on Frio & Travis Streets.

on River Avenue, from Grand Avenue to 12th St.

on Ashby Place, from Flores St. to I&G.N.tracks.

on Ruiz Street, from Medina Street to I&G.N.tracks

on New Braunfels Ave. from Commerce to Porter St.

On locust Street from Kendall to Jones Avenue.

on Woodlawn Ave. and Breeden Street

on Kentucky Avenue and Calaveras Street

on Piedmont Avenue from Montana to Commerce Str.

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 lots of abutting property as same may be owned and bounded at this date; and the abbreviations "No.", "So", "Ea", "We" when used hereunder shall be taken to mean respectively the "Northerly", "Southerly", "Easterly" or "Westerly" parts of the lot or block before the number of which any of said abbreviations may be placed; and the names of said owners; such description of said property and said amount respectively assessed against them, and it, are as follows, to-wit:

City Engineers Statement and Estimate for the improvements to be constructed and effected on the following streets.

Name of Owner	Street	C.B.	Lots	Lin.Ft.	Sq.Ft.	Price	Price-Cu Sidewalk.
Mike Narciso	Frio & Travis	287	W-11		634.4	.20	126.88
Ernest & Grace							
V.Rische	River Ave,	464	8-9-10		688.0	.20	137.60
Julia Corrigan	"	464	N-13-14 & S-15		402.4		80.48
Claudia L.A.Seekins	"	464	N-15-16		340.8		68.16
Julia E.Abrham	Ashby Place	A-66	1 to 10	418.5		.60	251.10
Est Mathilda Herff, Ferdinand Herff, Ind.							
Ex. Fred Herff	" "	1892	9-10-11	196.3		.60	177.78
Z.T.Nesbit & Perry							
J.Lewis	Ruiz Street	199	3-4	83.3		.60	49.98
Patrick & A.M. Donoghue	" "	2182	5	55.5		.60	33.30

Name of Owner	Street	C.B.	Lots	Lin.Ft.	Sq.Ft.	Price.	Price-Cu	Side-
Marcaline Salinas	Ruiz Street	2183	W-a, B	48.6		.60		29.16
Modesto & Ernestino Garcia	" "	2183	E-A, B	102.0		.60		61.20
Mrs T.M. Buttler	" "	2185	4	56.0		.60		33.60
E.H. Woodham	New Braunfels Ave.	1494	1	90.0		.60		54.00
Francisco B. Perez	" " "	1494	6	90.0		.60		54.00
Elsie & Thos Z. Barry, A.W. Moursund, Admr.	" " "	1509	2-3	141.3		.60		84.78
Est. F.W. Doebbler, Decd.	" " "	2784	7	165.0		.60		99.00
Fred Grossman	" " "	1437	1	137.5		.60		82.50
Sam & Chas Jacobs	" " "	3792	1	165.0		.60		99.00
" " "	" " "	3792	7	165.0		.60		99.00
Mrs Elizabeth Pyne	" " "	3888	12	150.10		.60		90.00
R.P. Wupperman	" " "	1458	1	160.0		.60		196.0
M.B. Brandt	" " "	1458	A-24	84.0		.60		50.40
Adolph Vidal	" " "	1473	1	73.0		.60		43.80
Pedro Huizar	" " "	1742	5	55.6		.60		33.36
Margaret Sherman	Locust St.	1856	9-10		456.0	.20		91.20
Mrs M. Gerfers	Woodlawn Ave	2051	1-2	122.6		.60		73.56
Margaret D. Laughlin Brigida G. de Apolinar	Kentucky & Calaveras							
& Juan Apolinar	New Braunfels	1494	3	70.66		.60		42.40
Chas. & Caroline								
Allbrecht	Piedmont Ave.	1387	11-12	926.8		.20		185.36
Mrs Kate Zuerker	Pereida & Mission	937	13	828.0		.20		165.60
Francisco Bitter, Estate of H.W. Bitter		1006	13			.60		70.98

Section Three: That the several sums above specified together with interest thereon payable annually at the rate of eight (8) per cent from the date of the certificate of the City Engineer evidencing the completion of said work and the acceptance thereof by the City and together with the cost of collection of such sums including reasonable attorneys fees if incurred, are hereby declared and ordained to be good and lawful liens upon said respective parcels of property and a personal liability of the respective owners thereof to be paid and collected as provided by said procedure ordinance and amendments thereof, and in accordance with Section 12 of an ordinance entitled "An Ordinance prescribing specifications for sidewalks and curbing for public streets and places, and providing measures to compel the laying, construction and repair of the same by owners of abutting property, requiring the cost thereof, to be paid by the owners of such property and declaring such cost a personal liability of such owners and a first and prior lien and charge against such property, and prescribing the manner of ordering and compelling the construction of such work, and the punishment for failure to comply with such orders," passed and approved August 10, A.D. 1914; and such assessments and liens shall be superior to all other liens and claims, except State, County and Municipal taxes.

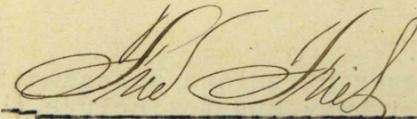
SECTION FOUR. That assignable assessment certificates evidencing said respective sums payable by said owners of abutting property shall be issued in the name of the City and made payable to the City of San Antonio; which assessment certificates shall be in such form as may have been adopted by Ordinance and shall contain an adequate description of each parcel of property assessed together with designation of the owner's name, if known, and all other prescribed terms, recitals and requisites; PROVIDED HOWEVER, that if in any case said City shall as permitted by law and said procedure ordinance omit said improvements in front of any abutting property because of same being exempt by law from sale under execution then this ordinance shall not be held to fix any lien on such property and no assessment certificate shall issue against said property or the owner thereof.

SECTION FIVE. That all other matters and proceedings shall be regulated and conducted as provided by said procedure ordinance and that full correction of any mistake or irregularity in any of said proceedings, and reassessment, if necessary, shall be made in any case where 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 procedure ordinance.

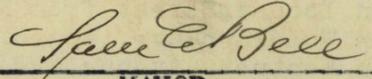
SECTION SIX. That this ordinance being of urgent importance for reasons apparent herefrom, shall take effect from and after its passage.

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

ATTEST:

  
CITY CLERK

APPROVED

  
MAYOR.