

REGULAR

--- APRIL 22, 1943. ---

REGULAR MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO HELD AT 10:00 A.M. IN THE COUNCIL CHAMBER OF THE CITY HALL AT SAM ANTONIO, TEXAS, THURSDAY, APRIL 22, 1943.

PRESENT: Mayor Gus B. Mauermann, presiding, and Commissioners Hein, Steffler and Anderson.

ABSENT: Commissioner C. Ray Davis.

On motion duly seconded and carried the minutes of the previous meeting were approved as read.

Mayor Mauermann introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 647.

AN ORDINANCE (2254)

APPROPRIATING \$125,121.55 OUT OF 1942 GENERAL FUND TO PAY NOTES NOS. 54 TO 58 INCLUSIVE OF THE 1942 GENERAL FUND SERIES, AND ACCRUED INTEREST.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$125,000.00, be and the same is hereby appropriated out of 1942 General Fund - Taxes, Licenses, Fines, etc. Account to pay five (5) Notes Nos. 54 to 58 inclusive, of the 1942 General Fund Series, \$25,000.00 each, maturing on or before July, 1, 1942;

AND, the sum of \$121.55, be and the same is hereby appropriated out of 1942 General Fund-Interest Department to pay accrued interest on 1942 General Fund Notes Nos. 54 to 58 inclusive.

PASSED AND APPROVED on the 22nd day of April, 1943.

Gus B. Mauermann,
MAYOR

ATTEST:

J. M. Woods,
City Clerk.

Commissioner Anderson introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 648.

AN ORDINANCE (2255)

TRANSFERRING FUNDS FROM FIRE DEPARTMENT TO VARIOUS DEPARTMENTS.

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

1. That the sum of \$4,000.00 be and the same is hereby ordered transferred from the 1942 General Fund - Fire Department, to the following Funds in the amounts stated:

Recreation Department \$ 500.00
Parks & Plazas Department 3,500.00

2. The City Auditor and the City Treasurer are hereby directed to effect transfer of the above amounts out of the 1942 General Fund - Fire Department into the various departments and funds named.

3. PASSED AND APPROVED this 22nd day of April, A.D. 1943.

Gus B. Mauermann
MAYOR

ATTEST:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naves, none. Davis, absent.

APPRO. NO. 649 AN ORDINANCE (2256)

APPROPRIATING \$1,664.80 OUT OF 1942 GENERAL FUND TO PAY FOR MATERIALS, SUPPLIES, TELEPHONE SERVICES, TOLLS AND MISCELLANEOUS EXPENDITURES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,664.80, be and the same is hereby appropriated out of 1942 General Fund - Various Departments - to pay for materials, supplies, telephone services, tolls and miscellaneous expenditures, as per approved invoices on file in the City Auditor's Office, payable out of the following departments:

Public Affairs in General	\$	31.81
Taxation		865.00
Sanitation, Parks & Public Property		379.72
Streets & Public Improvements		19.90
Fire & Police		368.37
	\$	<u>1,664.80</u>

PASSED AND APPROVED on the 22 day of April 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naves, none. Davis, absent.

APPRO. NO. 650 AN ORDINANCE (2257)

APPROPRIATING \$4,960.00 OUT OF SINKING FUND - WATER IMPROVEMENT DISTRICT NO. 3 TO PAY MAY 1, 1943 BOND AND INTEREST COUPON MATURITIES AND CERTAIN FEES AND SALARIES OF BEXAR COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 3.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO, that, the sum of \$4,960.00, be and the same is hereby appropriated out of Sinking Fund - Water Improvement District No. 3 payable to Bexar County Water Control & Improvement District No. 3 to pay May 1, 1943 Bond and Interest Coupon maturities and certain fees and salaries as follows:

Three (3) Bonds Nos. 26 to 28 incl. of Bexar County Water Control & Improvement District No. 3 maturing May 1, 1943, \$1,000.00 each	\$3,000.00
Eighty One (81) Interest Coupons No 17 due May 1, 1943 of Bexar County Water Control & Improvement District No. 3 Bonds Nos. 26 to 28 incl. and Nos. 30 to 107 incl. at \$20.00 each	\$1,620.00
Secretary's Salary - June 1, 1942 to May 31, 1943 incl. 12 months at \$20.00 per month	\$ 240.00
Director's Fees - June 1, 1942 to May 31, 1943 - \$100.00 Annually	...	\$ 100.00

all in accordance with the provisions of the contract between Bexar County Water Control & Improvement District No. 3 and the City of San Antonio, Texas, dated September 26, 1940.

PASSED AND APPROVED on the 22nd day of April 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk

Mayor Mauermann introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naves, none. Davis, absent.

APPRO. NO. 651.

AN ORDINANCE (2258)

APPROPRIATING \$119.70 OUT OF THE 1942 GENERAL FUND, FOR PER
DIEM PAYROLL FOR WITTE MUSEUM (MAYOR'S DEPARTMENT).

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO, that,

Public Affairs in General \$119.70

"And that Warrant therefor shall be numbered #341".

PASSED AND APPROVED on the 22nd day of April 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.
City Clerk.

Commissioner Steffler introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 652.

AN ORDINANCE (2259)

APPROPRIATING \$116.00 OUT OF 1942 GENERAL FUND TO PAY FOR FOUR
THOUSAND ROUNDS OF .45 CALIBRE CARTRIDGES FOR REISING SUB-
MACHINE GUNS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$116.00, be and the same is hereby appropriated out of 1942 General Fund - Street Maintenance Department to pay Adjutant General of Texas, Ammunition Fund - for four thousand rounds of .45 calibre cartridges for Reising Sub-Machine Guns for account Texas Defense Guard, as per approved invoices on file in the City Auditor's Office.

PASSED AND APPROVED on the 22 day of April 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk

Commissioner Steffler introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 653.

AN ORDINANCE (2260)

APPROPRIATING THE SUM OF \$1.00 IN PAYMENT TO TEXAS & NEW ORLEANS
RAILROAD COMPANY FOR RENTAL OF PROPERTY FOR SEWER LINE CROSSING.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1.00, be and the same is hereby appropriated out of the 1942 General Fund - Sewer Maintenance Department - in payment of Texas & New Orelans Railroad Company, for rental of property for sewer line Crossing on Bee Street, in the City of San Antonio, for the period from April 25, 1943 to April 25, 1944, as per contract.

PASSED AND APPROVED on the 22 day of April, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

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

none. Davis, absent.

APPRO. NO. 654.

AN ORDINANCE (2261)

APPROPRIATING \$1,299.44 OUT OF 1942 GENERAL FUND TO PAY FOR WATER PROOFING AUXILIARY POWER PLANT AT OLMOS DAM.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,299.44, be and the same is hereby appropriated out of 1942 General Fund - Fire Department - to pay Rodgers & Stewart Incorporated for water proofing auxiliary power plant at Olmos Dam as per approved invoice on file in the City Auditor's Office.

PASSED AND APPROVED on the 22 day of April, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Commissioner Steffler introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naves, none. Davis, absent.

APPRO. NO. 655.

AN ORDINANCE (2262)

APPROPRIATING \$105.00 OUT OF THE CITY OF SAN ANTONIO EXCAVATION TRUST ACCOUNT FOR REPAIRS AND REFUNDS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$105.00 be; and the same is hereby appropriated out of the Street Excavation Trust Account for refunds and repairs, as per City Engineer's letter of April 21st 1943, as follows:

H. C. Martin Plu. Co.	Refund	\$18.35
Chas J. Rich	"	4.00
City of San Antonio	Repairs	\$82.65
Total		\$105.00

PASSES AND APPROVED on the 22nd day of April 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk

Commissioner Steffler introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naves, none. Davis, absent.

APPRO. 656

AN ORDINANCE (2263)

APPROPRIATING THE SUM OF \$814.70 IN PAYMENT FOR TEAMS, WAGONS, AND DRIVERS, USED IN THE CONSTRUCTION AND MAINTENANCE OF STREETS AND ALLEYS FROM APRIL 1, 1943 TO AND INCLUDING APRIL 15, 1943, AND FOR CONTRACT TRUCK USED IN HAULING DEBRIS FROM MARTINEZ CREEK IN THE WIDENING AND CLEANING OF SAME.

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

1. That the sum of \$814.70 be and the same is hereby appropriated out of the 1942 General Fund - Street Maintenance, in payment to the persons named below, for teams, wagon and drivers used in the construction and maintenance of streets and alleys from April 1, 1943 to and including April 15, 1943, and also for contract truck used in hauling debris from Martinez Creek in the widening and cleaning of same, from April 5, 1943 to and including April 15, 1943, as per itemized statement on file in the office of the City Auditor:-

<u>Name</u>	<u>Rate</u>	<u>Total</u>
Luis De Leon	\$5.00	\$ 55.00
Refugio Delgado	5.00	55.00

Louis Gonzales	\$5.00	\$ 60.00
Eugene Jackson	5.00	62.50
Mrs. Levina A. King	5.00	65.00
Pedro Montez, Jr.	5.00	65.00
Abel Nanez	5.00	65.00
Ed Paniagua	5.00	50.00
Manuel Rendon	5.00	45.00
Will Sheppard	5.00	65.00
John Vidal	5.00	65.00
Willie Zimmerle	5.00	65.00
C. J. Lamon	1.35	97.20

PASSED AND APPROVED this 22nd day of April, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Commissioner Steffler introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 657.

AN ORDINANCE (2264)

ACCEPTING PROPOSAL OF SIMS LUMBER COMPANY TO FURNISH THE CITY OF SAN ANTONIO WITH LUMBER FOR BRIDGE PURPOSES; AND APPROPRIATING THE SUM OF \$3128.40 IN PAYMENT THEREFOR.

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

1. That the proposal of Sims Lumber Company, of 2123 North Alamo Street, in the City of San Antonio, Bexar County, Texas, dated April 14th, 1943, attached hereto and made a part hereof, to furnish the City of San Antonio with

300 pieces 3 x 12"-16' lumber - at \$63.00 per M. board feet.
100 pieces 3 x 12"-20' lumber - at \$63.00 per M board feet
900 pieces 3 x 8"-16' lumber - at \$64.00 per M board feet.

for use in bridge repairs, be and the same is hereby accepted.

2. That the sum of \$3128.40 be and the same is hereby appropriated out of the 1942 General Fund - Street Maintenance, in payment to said Sims Lumber Company for said lumber.

3. That all other bids are hereby rejected.

4. PASSED AND APPROVED this 22nd day of April, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following ordinance which was read and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 658

AN ORDINANCE (2265)

APPROPRIATING \$16,993.20 OUT OF THE VICTORY TAX ACCOUNT.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO, that, the sum of \$16,993.20, be and the same is hereby appropriated out of the Victory Tax Account, payable as follows:

To Collector of Internal Revenue, amount of Victory Tax withheld for quarter ended March 31st 1943	\$16,992.20
To City of San Antonio for credit of Airport Fund of 1941, a refund to adjust an error.....	\$ 1.00
	<u>\$16,993.20</u>

PASSED AND APPROVED on the 22nd day of April 1943.

Gus B. Mauermann
M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Commissioner Hein introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naves, none. Davis, absent.

AN ORDINANCE (2266)

ACCEPTING PROPOSAL OF JOHNIE GRAVES TO PURCHASE ONE DONKEY.

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

1. That the proposal of Johnie Graves, of San Antonio, dated April 12th, 1943, to purchase on Donkey, now at Brackenridge Park Donkey Trail, for the sum of \$4.50, be and the same is hereby accepted, said bid being hereto attached and made a part hereof.
2. Upon payment of the sum of \$4.50, by the said Jonie Graves, it is ordered that the Donkey be delivered to him.
3. PASSED AND APPROVED this 22nd day of April, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Commissioner Hein introduced the following resolution which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naves, none. Davis, absent.

A RESOLUTION (2267)

DIRECTING THE CITY CLERK TO ADVERTISE TWO RAILROAD CARS FOR SALE.

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

1. That the City Clerk be and he is hereby authorized and directed to advertise, in the manner provided by law, for bids for the sale of two (2) Standard gauge all steel side dump railroad cars, 100,000 pounds capacity, 40 feet long, weight 56,100 pounds, which cars can be seen by contacing L. A. LeLaurin, Superintendent of the Garbage and Sanitation Department, at 224 Nevada Street, San Antonio, Texas.
2. Sealed bids will be received until 10:00 o'clock, on Thursday, April 29th, 1943, at which time same will be opened in the Council Chamber of the City Hall, in the City of San Antonio, Bexar County, Texas.
3. The City reserves the right to reject any or all bids.
4. PASSED AND APPROVED this 22nd day of April, A.D. 1943.

Gus B. Mauermann,

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Commissioner Hein introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naves, none. Davis, absent.

AN ORDINANCE (2268)

GRANTING EASEMENT TO SOUTH TEXAS PROPERTIES CO.

(For full text of this ordinance see Ordinance Book "K", page 572)

Commissioner Steffler introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

AN ORDINANCE (2269)

GRANTING THE PETITION OF MEDICAL & SURGICAL MEMORIAL HOSPITAL, FOR EXEMPTION AND CANCELLATION OF TAXES FOR THE FISCAL YEAR COMMENCING JUNE 1ST, A.D. 1942 AND YEARS SUBSEQUENT THERETO, ON LOTS 3 AND THE SOUTH 11 FEET OF LOT 2, NORTH PART OF LOT 4 AND THE SOUTHWEST PART OF LOT 5, BLOCK 9/12, NEW CITY BLOCK 796, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS.

WHEREAS, on or about the 5th day of April, A.D. 1942, the Medical & Surgical Hospital filed a petition with the Mayor and Commissioners of the City of San Antonio requesting that Lots 3 and the South 11 feet of Lot 2, North part of Lot 4 and the Southwest part of Lot 5, Block 9/12, New City Block 796, in the City of San Antonio, Bexar County, Texas, be placed by the City Tax Assessor on the list of exempt property commencing with the 1st day of June, A.D. 1942 and years subsequent thereto; and,

WHEREAS, on the 21st day of July, A.D. 1942, in a suit then pending in the 57th Judicial District of Texas, being Suit No. C-11349, Judge S. G. Tayloe, Presiding Judge, after having heard the evidence adduced and the argument of counsel, rendered judgement against the City of San Antonio, et al., plaintiffs, in favor of the Medical & Surgical Memorial Hospital, as defendant, exempting all of the property then owned or that may be thereafter acquired and used by the Medical & Surgical Memorial Hospital, from taxation, under the provisions of Article 7150, section 7, of the Revised Civil Statutes of Texas; and,

WHEREAS, the petition filed herein on April 5th, 1943, and investigation duly made by the Tax Department of the City of San Antonio clearly shows that the above described property was acquired by the Medical & Surgical Memorial Hospital, while the aforesaid suit was pending, and therefore not specifically described therein, and said petition and investigation further shows that the aforesaid property is used for the identical purposes and under the identical plans which the other properties of Medical & Surgical Memorial Hospital were used at the time of the entry of the aforesaid judgment; THEREFORE:-

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

1. That the property known as Lot 3, and the South 11 feet of Lot 2, North part of Lot 4, and the Southwest part of Lot 5, Block 9/12, New City Block 796, and more particularly described by field notes as shown by deed from Eye, Ear, Nose & Throat Hospital to Medical & Surgical Memorial Hospital, dated November ____ 1941, said property being known as No. 728 Main Avenue, in the City of San Antonio, Bexar County, Texas, owned in the name of Medical & Surgical Memorial Hospital, be and the same is declared to be of an exempt character and not subject to taxation, and the petition of the Medical & Surgical Memorial Hospital, dated April 5th, 1943, attached hereto and made a part hereof, for cancellation of City taxes levied upon said property for the fiscal year commencing June 1st, A.D. 1942, and subsequent years, is hereby granted, and said property is hereby exempted from taxation for the fiscal year commencing June 1st, 1942, and fiscal years subsequent thereto, so long as the same is used for the purposes provided by the charter of said Medical & Surgical Memorial Hospital.

PASSED AND APPROVED this 22nd day of April, A.D. 1943.

Gus B. Mauermann

M A Y O R

Attest:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following Resolution which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

A RESOLUTION (2270)

AUTHORIZING THE USE OF VOTING MACHINES IN GENERAL MUNICIPAL ELECTION TO BE HELD ON MAY 11TH, 1943, EXCEPT FOR ABSENTEE VOTING.

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

1. That since the Commissioners' Court of Bexar County has heretofore adopted the use of voting machines for all elections to be held in Bexar County, it is, therefore, ordered that voting machines be and are hereby authorized to be used in the general municipal election to be held on May 11th, 1943, in the City of San Antonio; except, however, that voting machines shall not be used for casting absentee votes at such election, but that said voting shall be in accordance with Article 2956, Revised Civil Statutes 1925, and amendments thereto.

2. PASSED AND APPROVED this 22nd day of April, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

AN ORDINANCE (2271)

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

That the City Clerk be and he is hereby instructed to prepare the ballots and receive the applications for absentee voting and receive the absentee votes for a period of time of not more than twenty days nor less than three days prior to the date of the general municipal election to be held in the City of San Antonio on May 11, 1943, in accordance with Article 2956 of the Revised Civil Statutes of Texas, and the ordinances of the City of San Antonio, Texas.

PASSED AND APPROVED this the 22nd day of April, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Petition of Transport Co. of Texas at St. Mary's & E. Craig to install one 4000 gallon storage tank for Gasoline above ground was rejected.

All bids received in answer to the advertisement for a truck for City use were referred to the City Purchasing Agent for tabulation.

Following a discussion of public resentment occasioned by the monument erected by the Japanese Government on the Alamo Park Grounds, the City Clerk was directed to take up the matter

of the proposed removal with the custodian of the Alamo and the Daughters of the Republic.

On motion duly seconded and carried the meeting was adjourned, April 22, 1943.

APPROVED

Gust W. Wauer

MAYOR

ATTEST:

J. M. L. L...
City Clerk.

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