

APRIL 3RD, 1947.

REGULAR MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO  
HELD IN THE COUNCIL CHAMBER OF THE CITY HALL, SAN ANTONIO, TEXAS  
AT 10:00 O'CLOCK A. M. ON THURSDAY, APRIL 3RD, 1947.

PRESENT: Mauermann, Callaghan, Hein, Steffler and Anderson, Mayor Mauermann presiding.

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The Clerk read the minutes of the Regular Meeting of March 27th, 1947, which were approved as read, and of the Meeting of the Committee of the Whole of April 1st, 1947, which were accepted and adopted as read, in each case on motion of Comm. Steffler, seconded by Comm. Hein and carried by roll call vote, to-wit:

Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

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The following petitions were presented and referred as follows;

To the Commissioner of Taxation:

Most Rev. Robert E. Lucey, asking exemption from City taxes on the property at 2915 Morales Street.

Rev. Bartholomew Soler, asking exemption from City taxes on property owned by the Church of North Zarzamora and of the Discalced Carmelite Fathers of San Antonio.

To the Commissioner of Streets:

Asking that the name of Sadie Street be changes to Delaware Street. Petition by John Guerson.

Asking for the closing of St. John Street from East Houston to Gulf Street and the sale of same. K. K. Maurer presenting petition

Asking approval of plats vacating and subdividing certain tracts in County Block 5605, by Douglas Anderson.

Two petitions presented by Frank R. Williams asking approval of plats vacating and re-subdividing certain tracts in Alameda Gardens Tract 2.

To the Commissioner of Fire and Police:

Petition of Raymond Sanchez asking permission fo transfer the title of ninety taxicabs from himself to Bell Taxicab Company, a corporation.

Petition of The Alamo National Bank asking permission to install a Drive-in Banking window and to make the necessary alterations to Yturri Street.

Petition of E. B. Sanchez and other residents asking for a street light at the corner of Cibolo and Monterey streets and also complaining of the condition of the street.

Petition of D. N. Schodtz asking for a refund of \$150.00 building permit fee.

Petition of Albert Kaak for a permit to make gasoline installation at 5522 Laredo Highway.

Petition of Magnolia Petroleum Company to make gasoline installations at 3226 Nogalitos street and Wake Service Station.

Petition of Jack Neal, Inc., for gasoline installations at 541 Roosevelt Avenue, 1849 Nogalitos and at Zarzamora and El Paso streets.

Petition of Humble Oil & Refg. Co., for gasoline installation at 116 Ralph Street and 302 McCullough.

Petition of Mrs. Mabel M. Day and other residents complaining of cioltaions of the deed restrictions by Mr. A. V. Dullye.

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Petition for the extension of bus service requesting that the route of the San Pedro Bus be extended from its present terminal to and including the end of San Pedro Avenue within the city limits a distance of approximately one and one half miles. Mr. Pat O'Brien and various other residents of that vicinity spoke in behalf of such extension. Mr. James H. Turner representing the San Antonio Transit Company told the council in brief their findings and read a letter addressed to the Mayor and Commissioners whereby they propose to operate the shuttle line during certain hours temporarily and after a trial period with certain warranty they

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will discontinue the shuttle line and give through service.

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Commissioner Callaghan introduced the following Ordinances, which were passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson:

APPRO. NO. 863.

AN ORDINANCE (4868)

APPROPRIATING \$175,028.56 OUT OF THE 1946 GENERAL FUND,  
TO PAY 7 NOTES NOS. 64 to 70 INC. AND INTEREST.

(Full text of this ordinance in ordinance book "P" page 150)

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APPRO. NO. 864.

AN ORDINANCE (4869)

APPROPRIATING \$34,489.36 OUT OF THE 1946 GENERAL FUND, FOR  
PER DIEM PAYROLLS.

(Full text of this ordinance in ordinance book "P" page 150)

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APPRO. NO. 865.

AN ORDINANCE (4870)

APPROPRIATING \$1,101.75 OUT OF THE PARK REVENUE BOND- 1945  
FUND, FOR PAYROLL.

(Full text of this ordinance in ordinance book "P" page 151)

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APPRO. NO. 866.

AN ORDINANCE (4871)

AMENDING AN ORDINANCE TO AUTHORIZE TAX REFUND OF \$4.99 TO  
J. S. SANLAN INSTEAD OF TO GUSTAN GOETTER.

(Full text of this ordinance in ordinance book "P" page 151)

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APPRO. NO. 867.

AN ORDINANCE (4872)

APPROPRIATING \$1,555.00 OUT OF THE HEALTH CENTER SINING FUND,  
TO PAY BOND AND INTEREST COUPONS DUE APRIL 15,1947.

(Full text of this ordinance in ordinance book "P", page 151)

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APPRO. NO. 868.

AN ORDINANCE (4873)

APPROPRIATING \$837.00 OUT OF THE 1946 GENERAL FUND-VARIOUS  
DEPARTMENTS TO PAY FOR INDEPENDENT HIRE OF TEAMS AND TRUCKS.

(Full text of this ordinance in ordinance book "P", page 151)

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APPRO. NO. 869.

AN ORDINANCE (4874)

APPROPRIATING \$1,859.36, OUT OF THE 1946 GENERAL FUND, TO PAY  
INTEREST ON 1946 GENERAL FUND NOTES FOR MARCH 1947.

(Full text of this ordinance in ordinance Book "P", page(152)

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APPRO. NO. 870.

AN ORDINANCE (4875)

APPROPRIATING \$257.10 OUT OF THE 1946 GENERAL FUND TO PAY FOR  
TELEPHONE SERVICES FOR THE MONTH OF MARCH 1947.

(Full text of this ordinance in ordinance Book "P", page (152)

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

APPRO. NO. 871.

AN ORDINANCE (4876)

REPEALING UNUSED APPROPRIATION BALANCES AND ORDERING TRANSFER OF FUNDS.

(Full text of this ordinance in ordinance Book "P", page(152)

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Hon. Alfred Callaghan,  
Commissioner of Taxation,  
City of San Antonio.

Re- \$500,000.00 Interregional  
Highway Bonds.

Dear Commissioner Callaghan:

I have read and studied the letter from the National City Bank of New York to the Mayor and Commissioners of the City, and the letters from Messrs. Chapman and Cutler, of Chicago, to Mr. Morris, City Attorney, on the matter of the \$500,000.00 of Interregional Highway Bonds, and beg to respectfully report to you as follows:

FIRST. As I have already reported to you, this office has never received for checking and registering, either the original issue, which is reported to have been cancelled, nor the reprinted issue, which is now in controversy. If the original issue was cancelled when they were taken to Austin for cancellation they should have been returned to this office, but they have never been returned. From the letters above mentioned it appears that some of the new issue that were repurchased have been cancelled, if this is true they have never been returned to this office, as is customary.

SECOND. I am of the opinion that it would not be legal for the City to reimburse, or to agree to reimburse, the National City Bank of New York the \$6736.75 (estimated expense) as suggested in their letter, as that would be accepting a bid of less than par, and accrued interest, for the bonds. If you should vote to reimburse the bank you would be liable on your bond as City Treasurer.

THIRD. All of the bonds were not purchased out of the various SINKING FUNDS, as stated in messrs. Chapman & Cutler's letter of March 28, 1947. In fact, \$200,000.00 of the bonds were purchased out of the BOND FUND of the Interregional Highway which was part of the money received from the sale of these very same bonds. The other \$300,000.00 was purchased out of the SINKING FUNDS of the Interregional Highway, Airport Administration Building and the Street and Bridge Sinking Funds.

FOURTH. As I understand the law, and the practice, a SURPLUS in a Sinking Fund can be invested, but until the end of a fiscal year has arrived, the question of surplus in a Sinking Fund cannot be determined; therefore, the statement in the letter, that Commissioner Alfred Callaghan the funds are out of the Sinking Funds, in my view point, could not possibly be legally correct.

FIFTH. The \$200,000.00 used from the Interregional Highway Fund, I do not think could legally be used to purchase any bonds, or to repurchase the bonds that had been sold, and then later re-purchased by the City.

I am enclosing statement showing the amounts in each Sinking Fund, together with the amounts withdrawn for the purchase of the \$100,000.00 bonds, and interest, in each Sinking Fund mentioned, - and also a statement of the money received from the sale of the 500 Interregional Highway Bonds, together with interest, and the amount used in the re-purchase of the 200 bonds, and also used from the purchase of the right-of way land.

You will note from the statement that a little over \$25,000.00 more than remains in the Interregional Highway Fund has been appropriated for the right-of-way.

Yours very truly,

Chief Deputy City Treasurer.

Sale of 500 \$1,000.00 Interregional Highway Bonds		
\$503,055.56 to the credit of the Bonds Fund	\$500,000.00	
(The \$3,055.56 was placed in the Sinking Fund)		

Used for the purchase of Right-of-way	\$282,951.01
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Commissions paid on purchases	7,627.50
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Used for repurchase of 200 \$1,000.00 bonds and accrued interest	201,847.22	492,425.73
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Balance in Fund	7,574.27
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Appropriations for additional land for right-of-way made March 27, 1947, for which warrants have not been issued.

Appro. No. 850	\$11,500.00	
" " 851	8,600.00	
" " 852	8,350.00	
" " 853	4,200.00	
	Total \$32,650.00	32,650.00
	Over appropriated	25,075.73

Taxes Collected for Sinking Funds and Amounts used for repurchase of Interregional Highway Bonds.

INTERREGIONAL HIGHWAY BONDS - A-45	
Taxes collected in Sinking Fund	\$134,194.03

Warrant No. 1 for purchase of 100 bonds and accrued interest	100,923.61
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Balance March 1, '47	33,270.42
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AIRPORT ADMINISTRATION BUILDING A-45 Taxes collected in Sinking Fund	\$112,405.94
Warrant No. 1 for purchase of 100 bonds and accrued interest	<u>100,923.61</u>
Balance Mch. 31, '47	11,482.33
STREET ANDBRIDGE A-45 Taxes Collected in Sinking Fund	149,874.33
Warrant No. 1 for purchase of 100 bonds and accrued interest	<u>100,923.61</u>
Balance Mch. 31, '47	48,950.72

There are ample funds to take care of the interest coupons that will become due on May 1, 1947, except the Airport Administration Building Bonds, which will require \$16,031.25 and there is only \$11,482.33 in the Sinking Fund at this time.

Commissioner Callaghan read the above letter and report of W. B. Hamilton, Chief Deputy City Treasurer and in open council meeting asked the Clerk to embody the above letter and statement in the minutes of the court.

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APPRO. NO. 872.

AN ORDINANCE (4877)

APPROPRIATING \$111.00 OUT OF THE CITY OF SAN ANTONIO STREET EXCAVATION TRUST ACCOUNT FOR REFUNDS AND REPAIRS.

(For full text of this ordinance in ordinance Book "P", page (153))

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APPRO. 873.

AN ORDINANCE (4878)

REPEALING AN ORDINANCE.

(For full text of this ordinance in ordinance Book "P", page(153))

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APPRO. NO. 874.

AN ORDINANCE (4879)

APPROPRIATING \$1,146.98 OUT OF THE 1946 GENERAL FUND\*EMERGENCY STREET AND BRIDGE DEPT. TO PAY J. W. BERETTA, ENGINEERS FOR PROFESSIONAL SERVICES.

(For full text of this ordinance in ordinance Book "P", page (154))

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AN ORDINANCE (4880)

DIRECTING THE CITY ATTORNEY TO CONDEMN CERTAIN PROPERTY OF FRANCES B. LAWRENCE, A WIDOW, FOR PUBLIC PURPOSES.

(For full text of this ordinance in ordinance Book "P", page(154))

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AN ORDINANCE (4881)

DIRECTING THE CITY ATTORNEY TO CONDEMN CERTAIN PROPERTY OF DANIEL SAN MIGUEL AND VELIA SAN MIGUEL FOR PUBLIC PURPOSES.

(For full text of this ordinance in ordinance Book "P", page (155))

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AN ORDINANCE (4882)

DIRECTING THE CITY ATTORNEY TO CONDEMN CERTAIN PROPERTY OF H. W. CARNAHAN AND WIFE, MARGARET CARNAHAN, FOR PUBLIC PURPOSES.

(For full text of this ordinance in ordinance Book "P", page (155))

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AN ORDINANCE (4883)

DIRECTING THE CITY ATTORNEY TO CONDEMN CERTAIN PROPERTY OF J. S. GUERRERO AND WIFE, VIRGINIA GUERRERO, FOR PUBLIC PURPOSES.

(For full text of this ordinance in ordinance Book "P", page (156))

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On recommendation of City Engineer voted to grant the petition filed by F. de los Santos approving plats vacating and subdividing lots 1,2,42,43 and 44, in N.C.B. 8243, motion made by Commissioner Steffler and seconded by Commissioner Hein and duly carried.

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Commissioner Anderson introduced the following ordinances, which were passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson:

APPRO. NO. 875.

AN ORDINANCE (4884)

APPROPRIATING \$300.00 OUT OF THE 1946 GENERAL FUND\*POLICE DEPT., TO PAY EXPENSES OF SGT. JACK G. W. HUTTON, TO ATTEND THE F.B.I. NATIONAL POLICE ACADEMY AT WASHINGTON, D. C.

(For full text of this ordinance in ordinance book "P", page (157))

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APPRO. NO. 876.

AN ORDINANCE (4885)

AUTHORIZING AND DIRECTING INTER DEPARTMENTAL BUDGET TRANSFERS OF THE 1946 GENERAL FUND.

(For full text of this ordinance in ordinance book "P", page (157))

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APPRO. NO. 876.

AN ORDINANCE (4886)

APPROPRIATING \$13,183.31 OUT OF THE POLICE & FIREMEN'S PENSION FUND, FOR PAYROLL.

(For full text of this ordinance in ordinance book "P", page (157))

AN ORDINANCE (4887)

GRANTING PERMIT TO TRANSIT COMPANY TO OPERATE STINSON FIELD TERRELL WELLS SHUTTLE BUS.

(Full text of this ordinance in ordinance book P, page 158.)

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In each case on motion of Commissioner Anderson, duly seconded and carried, the council granted the following petitions:

Arkansas Fuel Oil Co., for gasoline installation at Corner S. Cherry and Essex Streets.

Humble Oil & Refg. Company for gasoline equipment at 2101 Nebraska Street.

O. L. Musgrave to construct a barbecue pit at 102 New Laredo Highway.

Forrest U. L. Mills for permit to operate barbecue pit at 814 Dakota Street. (Petition denied)

William H. Brown et ux for permit to build barbecue pit at 407 Dakota Street.

Edward N. Rand to erect barbecue pit at 4906 S. Presa Street.

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Mayor Mauermann introduced the following ordinances which were passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

APPRO. NO. 878.

AN ORDINANCE 4888

APPROPRIATING \$40.00 OUT OF THE 1946 GENERAL FUND- REFUND DEPARTMENT TO PAY TO THE AMERICAN LEGION CENTRAL COUNCIL.

(Full text of this ordinance in ordinance book P, page 158.)

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APPRO. NO. 879.

AN ORDINANCE 4889

AUTHORIZING THE PAYMENT AND APPROPRIATING THE SUM OF \$190.00 OUT OF THE 1946 GENERAL FUND, WITTE MUSEUM, IN PAYMENT TO THE TURNER ROOFING AND SUPPLY CO., FOR REPLACING COMPOSITION ROOF ON THE RUIZ HOUSE WHICH HAD BEEN DAMAGED BY HAIL.

(Full text of this ordinance in ordinance book P, page 158)

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APPRO. NO. 880.

AN ORDINANCE 4890

REPEALING AN ORDINANCE AND APPROPRIATION CANCELING CONTRACT WITH BURROUGHS ADDING MACHINE CO., TO FURNISH ADDING MACHINES FOR SOUTH KELLY AND CAMP CUSHING HOUSING PROJECTS FOR THE SUM OF \$315.00.

(Full text of this ordinance in ordinance book P, page 159)

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APPRO. NO. 881.

AN ORDINANCE 4891.

APPROPRIATING \$249.99, OUT OF THE 1946 GENERAL FUND-STINSON FIELD DEPT., TO PAY W. U. PAUL, APRIL INSTALMENTS DUE ON HANGAR DOORS AT STINSON FIELD.

(Full text of this ordinance in ordinance book P, page 159.)

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APPRO. NO. 882.

AN ORDINANCE 4892.

APPROPRIATING \$20.00 OUT OF THE 1946 GENERAL FUND \* HEALTH DEPT., PAYABLE TO W. T. QUILLIN, CASHIER OF THE HEALTH DEPT. FOR INCIDENTAL EXPENDITURES.

(Full text of this ordinance in ordinance book P, page 160)

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APPRO. NO. 883.

AN ORDINANCE 4893.

APPROPRIATING \$187.50 OUT OF THE 1946 GENERAL FUND - HEALTH DEPT., TO PAY FOR PROFESSIONAL SERVICES RENDERED DURING THE MONTH OF MARCH, 1947.

(Full text of this ordinance in ordinance book P, page 160)

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APPRO. NO. 884.

AN ORDINANCE 4894

APPROPRIATING \$2.05 OUT OF THE 1946 GENERAL FUND, CORPORATION COURT, TO PAY COUNTY CLERK FOR QUALIFYING FEE OF ROY G. OVERSTREET, FOR NOTARY PUBLIC.

(Full text of this ordinance in ordinance book P, page 160)

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Comm. Steffler introduced the following ordinances which were passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson, Nay Callaghan.

APPRO. NO. 885.

AN ORDINANCE 4900

APPROPRIATING \$5,000.00 TO TEXAS TITLE GUARANTY COMPANY IN PAYMENT FOR LAND TO BE CONVEYED BY MRS. LENA PAUL TO THE CITY OF SAN ANTONIO, FOR RIGHT OF WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY)

(Full text of this ordinance in ordinance book P, page )

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APPRO. NO. 886.

AN ORDINANCE 4901

APPROPRIATING \$9,500.00 TO TEXAS TITLE GUARANTY COMPANY IN PAYMENT FOR LAND TO BE CONVEYED BY MURRAY ANDREW FARRELL AND WIFE, TO THE CITY OF SAN ANTONIO, FOR RIGHT OF WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY)

(Full text of this ordinance in ordinance book P, page )

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APPRO. NO. 887

AN ORDINANCE 4902

APPROPRIATING \$15,100 TO SECURITY TITLE AND TRUST COMPANY, IN PAYMENT FOR LAND TO BE CONVEYED BY J. R. PAYNE, SR., TO THE CITY OF SAN ANTONIO, FOR RIGHT OF WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY)

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APPRO. NO. 888.

AN ORDINANCE 4903

APPROPRIATING \$2,100.00 TO STEWART TITLE GUARANTY COMPANY IN PAYMENT FOR LAND TO BE CONVEYED BY MACARIO C. ROMERO AND WIFE, POLA D. ROMERO, TO THE CITY OF SAN ANTONIO FOR RIGHT OF WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY)

(Full text of this ordinance in ordinance book P, page )

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APPRO. NO. 889.

AN ORDINANCE 4904

APPROPRIATING \$2,250.00 TO STEWART TITLE GUARANTY COMPANY IN PAYMENT FOR LAND TO BE CONVEYED BY ALLEN R. MENDER TO THE CITY OF SAN ANTONIO, FOR RIGHT OF WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY)

(Full text of this ordinance in ordinance book P, page )

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APPRO. NO. 890.

AN ORDINANCE 4905

APPROPRIATING \$4,750.00 TO STEWART TITLE GUARANTY COMPANY IN PAYMENT FOR LAND TO BE CONVEYED BY GEORGE D. MCDUGALL, TO THE CITY OF SAN ANTONIO FOR RIGHT OF WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY)

(Full text of this ordinance in ordinance book P, page )

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APPRO. NO. 891.

AN ORDINANCE 4906

APPROPRIATING \$5,000.00 TO TEXAS TITLE GUARANTY COMPANY IN PAYMENT FOR LAND TO BE CONVEYED BY RUBIN TATSCH AND WIFE, MARGARET TATSCH, TO THE CITY OF SAN ANTONIO FOR RIGHT OF WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY)

(Full text of this ordinance in ordinance book P, page )

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Dr. Dudley Reekie introduced a copy of an ordinance passed in 1899 and suggested that this ordinance should be modernized and was referred to the City Attorney's office.

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Mayor Mauermann introduced the following ordinance which was passed and approved by the following vote on roll call, to-wit; Ayes, Mauermann, Hein, Steffler and Anderson, Nay Callaghan.

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## AN ORDINANCE 4895

ACCEPTING THE PROPOSAL AND UNDERSTANDING AS EVIDENCED BY LETTER  
OF THE NATIONAL CITY BANK OF NEW YORK, DATED MARCH 29, 1947.

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City Attorney Ben S. Morris brought to the attention of the council regarding the ~~contract~~  
for the use of voting machines. Upon motion of Commissioner Steffler and seconded by Comm.  
Anderson and duly carried it was voted to call this up at a later date.

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Bids were opened to furnish adding machines and electric blower fans and same was referred  
to the Purchasing Agent for tabulation.

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Notice of a hearing of a proposed amendment of the ordinance establishing zoning regulations  
of certain properties at the intersection of Locust and Euclid, Locust and Elmira, and Elmira  
and Myrtle streets and triangular block 8693 bounded by the Austin Highway, Rittiman Road and  
New Road was read by the clerk. Pursuant to motion of Commissioner Steffler, duly seconded  
and carried, the petition was referred to the City Attorney.

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On motion of Commissioner Anderson, seconded by Commissioner Hein, and duly carried, the  
meeting adjourned April 3rd, 1947.

APPROVED: Paul B. Muensterman  
MAYOR.

ATTEST:

J. L. Quintanilla  
City Clerk.