

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

SATURDAY, DECEMBER 13TH, A.D. 1941 9:30 A.M.

PRESENT: Hon. C. K. Quin, Mayor, presiding and Commissioners Hein, Steffler and Anderson.

ABSENT : Commissioner C. Ray Davis.

The Clerk read the following call:

December 13, 1941

TO THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

Gentlemen:

Under the authority vested in me as Mayor of the City of San Antonio, by the Charter of the City of San Antonio, I call you hereby in a Special Meeting required for the good of the City of San Antonio to convene at 9:30 A.M., on the 13th day of December, A.D. 1941, to act upon:-

"AN ORDINANCE CREATING A MUNICIPAL DEFENSE COUNCIL PRESCRIBING ITS DUTIES AND DECLARING AN EMERGENCY."

"AN ORDINANCE PROVIDING RULES AND REGULATIONS FOR "BLACK-OUTS", PROVIDING CERTAIN EXCEPTIONS, PROVIDING A PENALTY FOR VIOLATION THEREOF, AND CREATING AN EMERGENCY."

Respectfully,

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M a y o r

MS-873

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

AN ORDINANCE CREATING A MUNICIPAL DEFENSE COUNCIL PRESCRIBING ITS (791)  
DUTIES AND DECLARING AN EMERGENCY.

WHEREAS, the President of the United States, by Executive Order signed on May 20, 1941, created the Office of Civilian Defense in the Office for Emergency Management; and,

WHEREAS, the Office of Civilian Defense has requested the cooperation and assistance of all municipalities in carrying out the Civilian Defense program; and

WHEREAS, it is desirable to coordinate all municipal defense activities in one municipal agency; Now therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO, TEXAS;

SECTION 1. There is hereby created the Municipal Defense Council of the City of San Antonio to be composed of the Mayor as Chairman and Coordinator and such other persons, not exceeding eleven in number as the Mayor may appoint from time to time. The Mayor shall designate one of the members so appointed as Vice Chairman who shall be the Assistant Coordinator for the City. Each member of the Municipal Defense Council shall serve at the pleasure of the Mayor.

SECTION 2. The municipal Defense Council shall have full and plenary powers to employ such persons as may be necessary to carry out the functions of the Council. These persons shall be subject, however to all regulations provided by law, ordinance or resolution.

SECTION 3. The Municipal Defense Council shall be charged with the duty of coordinating all defense activities of this City and it shall:

(1) Coordinate the activities of municipal and private agencies cooperating in the defense program;

(2) Keep in contact with the Office of Civilian Defense and the Governor's Office to

the end that all of their requests and suggestions shall receive prompt and efficient response;

(3) Conduct studies regarding defense problems of the City to the end that the municipal government will at all times be abreast of the problems of defense, and information desired by Federal and State agencies will be readily available;

(4) Survey existing facilities, proffers of facilities, service and ideas originating within the city and make appropriate disposition of them;

(5) Act as a clearinghouse on municipal defense information for all governmental and private agencies cooperating in the defense program;

(6) Direct information regarding the defense program to all municipal departments or agencies which are or may be affected thereby;

(7) Make recommendations, from time to time, for improvements in the handling of defense problems affecting the City;

(8) Perform such other advisory functions as may be requested by agencies or departments of the Federal and State Governments in connection with the National Defense program;

(9) Do whatever is necessary and proper to carry out the intent and purpose of this ordinance, tending to protect life and property.

SECTION 4. The Municipal Defense Council may expedite procedure by organizing itself into subcommittees and may subdivide its work and prescribe such rules and regulations as are not in conflict with the provisions of this ordinance. It shall prescribe training regulations. It may delegate the authority of preliminary hearings for dismissal of voluntary workers to the heads of departments.

The Municipal Defense Council may appoint additional committees to meet any emergency that may arise but shall report same promptly to the City Council, which shall have the authority, at its discretion, to order the discontinuance of such committee. Any person appointed to any position created under this ordinance may be removed by the appointing authority for any reason deemed by it to be sufficient.

SECTION 5. This ordinance is hereby declared to be an emergency measure and shall take effect immediately upon its passage and approval.

Passed and approved this the 13 day of December A.D. 1941.

C. K. QUIN

M a y o r

Attest:

Jas. Simpson

City Clerk

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

AN ORDINANCE (792) Ord. Book "J", page 490

PROVIDING RULES AND REGULATIONS FOR "BLACK-OUTS", PROVIDING CERTAIN EXCEPTIONS, PROVIDING A PENALTY FOR VIOLATION THEREOF, AND CREATING AN EMERGENCY.

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

1. That as herein used the term "black-out order" shall mean any order emanating from the Mayor of the City of San Antonio directing that all lights or illumination of any kind, character or description shall be extinguished or totally concealed from outside view and shall remain so extinguished or totally concealed from outside view, within the corporate limits of the City of San Antonio, until such order has been revoked.

2. That as used herein the term "any person" shall mean and include any individual, firm, corporation or association of persons or their servants, agents or employees.

3. As used herein "property owner" shall mean and include any person as "any person" has been hereinabove defined who is either the owner, tenant, or occupant of any premises of any kind, character or description, or any person who has under his jurisdiction, dominion or control any premises of any kind, character or description.

4. From and after the passage hereof, it shall be unlawful for any person within the corporate limits of the City of San Antonio, whether a property owner or not, to fail or refuse to immediately obey any black-out order.

5. From and after the passage hereof it shall be unlawful for any person within the corporate limits of the City of San Antonio while a black-out order is in effect and before such order has been revoked, to create or exhibit any light or illumination of any kind, character or description that is not totally concealed from outside view.

6. From and after the passage hereof, it shall be unlawful for any person to operate any vehicle of any kind, character or description upon the streets, plazas, alleys or public ways within the corporate limits of the City of San Antonio, or upon any private property within the corporate limits of the City of San Antonio, after a black-out order has been issued and before said order has been revoked, without immediately extinguishing all lights upon such vehicle and drawing to the nearest right-hand curb and coming to a full and complete stop and remaining so stopped until such black-out order has been revoked; except, that this provision of this ordinance shall not apply to the Fire and Police Departments and the vehicles of such Departments, nor to the Sheriff's or Constable's Departments of Bexar County and the vehicles of such Departments, nor to the vehicles of any department of the State of Texas, or of the Government of the United States of America, when operating upon official business concerned or connected with the operation of any of the departments herein mentioned, nor shall this section apply to any ambulance required by necessity to operate within the limits of the City of San Antonio during such black-out, nor to the vehicle of any duly licensed physician and surgeon required by necessity to operate within the limits of the City of San Antonio during such black-out, nor to the vehicles of any public utility company required by necessity to operate within the limits of the City of San Antonio during such black-out order, but all of such vehicles covered and included in this exception shall be required to immediately extinguish all lights on such vehicles.

7. Any person found guilty of the violation of any part or provision of this ordinance shall, upon conviction thereof, be fined not more than \$200.00, and each and every violation hereof shall be a separate offense.

8. If any clause or section, sentence or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the courts, such decision or decisions shall not affect the validity or constitutionality of the remaining portions of this ordinance; and the Commissioners of the City of San Antonio hereby declare that they would have passed this ordinance and each section, sentence, clause or phrase hereof irrespective of the fact that any one or more of the other sections, sentences, clauses or phrases be declared invalid or unconstitutional.

9. WHEREAS, the declaration of War by the United States of America has created an emergency which is apparent and which emergency makes it necessary for the immediate preservation of order, good government and public safety that this ordinance become effective at once; therefore, upon the passage of this ordinance by a vote of four-fifths (4/5) of the Commissioners, it shall be effective from and after the date of its passage, as made and provided by the Charter of the City of San Antonio.

10. PASSED AND APPROVED this 13th day of December, A.D. 1941.

C. K. QUIN

M a y o r

Attest:

Jas. Simpson - City Clerk

