

NOVEMBER 30, 1944

REGULAR MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO, HELD IN THE COUNCIL CHAMBER OF THE CITY HALL, AT 10:00 O'CLOCK, A. M., ON THURSDAY, NOVEMBER 30, 1944.

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

The Clerk read the minutes of the Regular Meeting of November 24, which minutes were approved as read, on motion of Commissioner Hein, seconded by Commissioner Callaghan and carried by the following vote on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

On motion of Commissioner Hein, seconded by Commissioner Callaghan and carried by the following vote on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson, the Council dispensed with the reading of the minutes of the Special Meeting of November 29 and approved them as written.

The following petitions were presented and referred as indicated:

Two petitions of Archbishop Robert E. Lucey asking exemption of taxes on property at 1615 and 1617 South Flores St. and on property at the corner of McCullough and Summit Avenues, both referred to Commissioner of Taxation.

Petition of Mr. Pete Calderon for permission to keep a cow at 113 Grace Street, referred to Commissioner of Fire and Police.

Petition of Magnolia Petroleum Co. to replace underground storage tank and pump at 111 West Crockett Street, referred to Commissioner of Fire and Police.

Petition of Mr. Walter Geyer asking the closing of a portion of Melrose Place, referred to Commissioner of Streets.

Petition of Mr. J. C. Rice for approval of plats vacating and resubdividing Lots 8 and 9, part of 12, 20, 21, 24, in Block 26, N. C. B. 3689, and Lots 4, 5, 12, 15 and 16, in Block 40, N. C. B. 3699, referred to Commissioner of Streets.

Commissioner Callaghan 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. 370

AN ORDINANCE (1581)

APPROPRIATING \$89,144.35 OUT OF 1944 GENERAL FUND FOR SEMI-MONTHLY PAYROLLS.

(For full text, see Ordinance Book "M", page 192.)

APPRO. NO. 371

AN ORDINANCE (1582)

APPROPRIATING \$11,540.33 OUT OF POLICEMEN, FIREMEN'S AND FIRE ALARM OPERATORS' PENSION FUND FOR PAYROLLS.

(For full text, see Ordinance Book "M", page 193.)

APPRO. NO. 372

AN ORDINANCE (1583)

APPROPRIATING \$648.15 OUT OF 1944 GENERAL FUND TO PAY NOVEMBER INTEREST ON 1944 GENERAL FUND NOTES.

(For full text, see Ordinance Book "M", page 193.)

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

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APPRO. NO. 373

AN ORDINANCE (1584)

APPROPRIATING \$21.40 OUT OF 1944 GENERAL FUND TO PAY EXPENSES INCURRED ON TRIP TO FORT WORTH, TEXAS, BY JULES FONTAINE.

(For full text, see Ordinance Book "M", page 193.)

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

A RESOLUTION (1585)

CALLING FOR BIDS FOR THE RESURFACING AND BASE ADJUSTMENT ON NORTH AND SOUTH ZARZAMORA STREET.

(For full text, see Ordinance Book "M", page 193.)

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Commissioner Anderson 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. 374

AN ORDINANCE (1586)

ACCEPTING PROPOSAL, CREATING CONTRACT AND MAKING AN APPROPRIATION FOR EQUIPMENT WITH AMERICAN-LaFRANCE FOAMITE CORP. TO FURNISH FIRE DEPARTMENT WITH ONE BROWDER LIFE NET COMPLETE AND APPROPRIATING \$197.00 OUT OF 1944 GENERAL FUND, FIRE DEPARTMENT, IN PAYMENT.

(For full text, see Ordinance Book "M", page 194.)

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APPRO. NO. 375

AN ORDINANCE (1587)

APPROPRIATING \$49.34 OUT OF 1944 GENERAL FUND, FIRE DEPARTMENT, PAYABLE TO ARNOLD L. RATHKE, CHIEF, TRAINING DIVISION, SAN ANTONIO FIRE DEPARTMENT, TO REIMBURSE HIM FOR EXPENSES INCURRED ON TRIP.

(For full text, see Ordinance Book "M", page 195.)

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APPRO. NO. 376

AN ORDINANCE (1588)

TRANSFERRING \$6,000.00 FROM 1944 GENERAL FUND, PARKING METER ACCOUNT, TO POLICE & FIREMEN'S PENSION FUND.

(For full text, see Ordinance Book "M", page 195.)

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APPRO. NO. 377

AN ORDINANCE (1589)

APPROPRIATING \$2.50 OUT OF 1944 GENERAL FUND, FIRE DEP'T, PAYABLE TO FRED HUNTRESS, COUNTY CLERK, COURT HOUSE, ACCOUNT OF W. E. HARLOS NOTARY FEES.

(For full text, see Ordinance Book "M", page 195.)

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APPRO. NO. 378

AN ORDINANCE (1590)

AUTHORIZING TRANSFER OF FUNDS AND AMENDING THE 1944 BUDGET.

(For full text, see Ordinance Book "M", page 196.)

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Mayor Mauermann 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. 379

AN ORDINANCE (1591)

AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE FIXING THE STATUS AND COMPENSATION OF CERTAIN EMPLOYEES IN THE HEALTH DEPARTMENT."

(For full text, see Ordinance Book "M", page 196.)

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APPRO. NO. 380

AN ORDINANCE (1592)

APPROPRIATING \$125.00 TO PAY "EL CONGRESO" FOR MUNICIPAL ADVERTISING.

(For full text, see Ordinance Book "M", page 197.)

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APPRO. NO. 381

AN ORDINANCE (1593)

APPROPRIATING \$30.92 IN PAYMENT TO T. D. COBBS, JR., CITY ATTORNEY, OF EXPENSES.

(For full text, see Ordinance Book "M", page 197.)

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APPRO. NO. 382

AN ORDINANCE (1594)

MAKING CONTRACT WITH JACK AMMANN FOR AERIAL PHOTOGRAPHY AND MAPPING, AND APPROPRIATING \$5,440.00.

(For full text, see Ordinance Book "M", page 197.)

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Mayor Mauermann introduced the following ordinance, which had been presented on first reading August 3, 1944, and advertised in the Commercial Recorder September 8, 1944. The ordinance was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein and Anderson; Nays, Callaghan and Steffler, this being final passage.

AN ORDINANCE (1595)

PROVIDING FOR THE EXTENSION OF THE LIMITS OF THE CITY OF SAN ANTONIO AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY ADJACENT TO THE BOUNDARIES OF THE CITY ON THE NORTHWEST.

(For full text, see Ordinance Book "M", page 199.)

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Commissioner Anderson announced that he was instructing the Fire Department to cease the pumping of water to the Davis Heights section, stating it was "time someone out there did something" about providing water, as he had been pumping it to them for six months. He asked the City Attorney if it was possible for the Council to regulate rates charged by the independent water companies doing business in the City and collect a street rental from them, even though they are doing business without a franchise.

Attorney Cobbs replied that the Council has power to fix minimum and maximum rates, fix the size of pipe to be used, type of service connection, and make a street rental charge on such companies despite their lack of a franchise.

Commissioner Anderson then asked permission of the Council to instruct the Attorney to proceed at once to prepare the necessary ordinance or ordinances to do these things.

Mayor Mauermann added that he would call the Council to meet as a Committee of the Whole in the immediate future to determine the rates and other things to be regulated.

In reply to a question from Anderson, Cobbs stated that the fixing of rates by the Council is a governmental function and can be done with or without a hearing being given the independent companies, although these companies can appeal if the rates are confiscatory.

Commissioner Anderson suggested that the Council take into consideration the "nest egg" set aside by the City Water Board and fix rates for all companies on that basis.

Mayor Mauermann suggested the City Water Board be compelled to install mains in congested areas on the West Side of the City where the use of private wells constitutes a health menace.

Commissioner Anderson stated he is having Fire Chief Hart make a survey to determine locations where fire hydrants are needed and said the Council could order the water companies to install them.

Attorney Cobbs stated the Council has very broad powers in all matters bearing on the public health and safety.

Commissioner Hein asked that the water companies be given a public hearing as a "matter

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of ordinary courtesy".

Mayor Mauermann replied that there had been enough talk and he now wanted to "see some action".

Commissioner Anderson declared the City was faced with a preposterous situation if it was to be held that the Council had the power to regulate the City Water System but had lost it through the purchase of that system. He said he wanted immediate action in the case of citizens who were offering to pay for water extensions and still were denied them.

Mayor Mauermann replied to Commissioner Anderson: "I am heartily in accord with all you have said on this subject."

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Bids to furnish the Health Department with three new or used typewriters were opened and publicly read and referred to the Purchasing Agent.

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On motion of Commissioner Hein, seconded by Commissioner Callaghan and carried by the following vote on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson, the meeting was recessed to Monday, December 4, 1944, at 11:00 o'clock A. M.

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PURSUANT TO THE RECESS of the meeting of November 30, the Council reconvened in the Council chamber of the City Hall at 11:00 o'clock, A. M., on Monday, December 4, 1944.

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

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Commissioner Callaghan 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. 383

AN ORDINANCE (1596)

APPROPRIATING \$17,719.85 OUT OF 1944 GENERAL FUND FOR PER DIEM PAYROLLS.

(For full text, see Ordinance Book "M", page 200.)

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APPRO. NO. 384

AN ORDINANCE (1597)

APPROPRIATING \$718.25 OUT OF 1944 GENERAL FUND, VARIOUS DEPARTMENTS, FOR INDEPENDENT HIRE OF TEAMS AND TRUCKS.

(For full text, see Ordinance Book "M", page 200.)

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

AN ORDINANCE (1598)

MAKING CONTRACT FOR 1½-TON TRUCK WITH JOE J. RODRIGUEZ.

(For full text, see Ordinance Book "M", page 201.)

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Commissioner Anderson 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. 385

AN ORDINANCE (1599)

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APPRO. NO. 385

AN ORDINANCE (1599)

APPROPRIATING \$62.05 OUT OF 1944 GENERAL FUND FOR EMERGENCY EXPENDITURES IN THE POLICE DEPARTMENT.

(For full text, see Ordinance Book "M", page 201.)

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APPRO. NO. 386

AN ORDINANCE (1600)

APPROPRIATING \$10.14 OUT OF 1944 GENERAL FUND, POLICE DEPARTMENT, IN PAYMENT TO GENERAL CABLE CORP. FOR CABLE SHIPPED OVER AND ABOVE THE ORIGINAL CONTRACT ACCEPTED MAY 18, 1944.

(For full text, see Ordinance Book "M", page 202.)

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Mayor Mauermann 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. 387

AN ORDINANCE (1601)

APPROPRIATING \$13.25 OUT OF 1944 GENERAL FUND FOR RECORDING FEES.

(For full text, see Ordinance Book "M", page 202.)

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APPRO. NO. 388

AN ORDINANCE (1602)

APPROPRIATING \$20.00 OUT OF 1944 GENERAL FUND, HEALTH DEPARTMENT, PAYABLE TO W. T. QUILLIN, CASHIER, FOR INCIDENTAL EXPENDITURES.

(For full text, see Ordinance Book "M", page 203.)

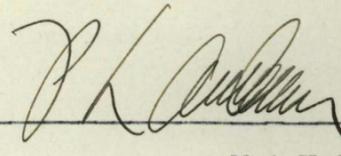
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On motion of Commissioner Anderson, seconded by Commissioner Steffler and carried by the following vote on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson, the Council granted Mayor Mauermann a leave of absence for Thursday and Friday, December 7 & 8.

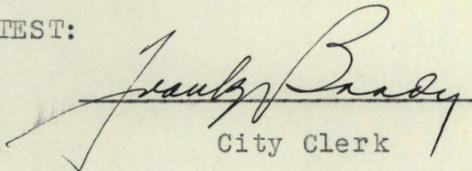
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On motion of Commissioner Callaghan, seconded by Commissioner Hein and carried by the following vote on roll call, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson, the meeting was adjourned Monday, December 4, 1944.

APPROVED:


MAYOR Mayor Pro-Tem

ATTEST:


City Clerk

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