

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

WEDNESDAY, JUNE 8th, A. D. 1927, 10:00 A. M.

PRESENT: Honorable Phil Wright, Acting Mayor, presiding, and Commissioners, Bushick, Steffler.  
Absent Hon. Mayor Jno. W. Tobin, and Commissioner Lambert.

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A special meeting of the Commissioners of the City of San Antonio is hereby called to meet in the Council Chamber at 10:00 A. M., on Wednesday, June 8, 1927;

To consider, act on and dispose of the proposition of J. E. Jarratt Company to purchase certain Street Widening Benefit Certificates issued to the City of San Antonio, under and by virtue of the laws of the State of Texas and the Charter and Ordinances of the City of San Antonio.

GIVEN under my hand, this the 7th day of June, A. D. 1927.

Phil Wright.  
Acting Mayor.

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Commissioner Bushick introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit; Ayes, Wright, Bushick, Steffler.

AN ORDINANCE

MH-92

AUTHORIZING THE SALE OF CERTAIN STREET WIDENING BENEFIT CERTIFICATES TO J. E. JARRATT COMPANY.

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

(a) That the Mayor is hereby authorized and empowered to execute and deliver a contract in writing with J. E. Jarratt Company, for the sale of certain Street Widening Benefit Certificates, in words and figures as follows:-

"1. That J. E. Jarratt Company, a private corporation organized under the laws of the State of Texas, hereby does agree to purchase, and the City of San Antonio, a municipal corporation incorporation under the laws of the State of Texas, hereby does agree and contract to sell, certain assignable certificates of special assessment upon the following terms and conditions, to-wit:-

"2. Such certificates are to be issued by the City of San Antonio in connection with the widening of parts, within the corporate limits of said City, of the streets hereinafter designated; said certificates are to be based upon valid special assessments levied by said City of San Antonio; said certificates are to evidence the full amount assessed and the pro rate amount chargeable, respectively, against the property adjoining the parts of said streets so improved and the owners thereof; said certificates are to be issued to the City of San Antonio.

"3. Such certificates of special assessment are to be in the approximate amounts and issued in connection with the widening and improving of parts of the following streets, to-wit:

South Alamo Street	- - - - -	\$350,000.00
Main Avenue	- - - - -	450,000.00
Travis Street	- - - - -	40,000.00
Dolorosa Street	- - - - -	75,000.00

"4. Except as otherwise herein provided, J. E. Jarratt Company shall have the first option to purchase and shall purchase all of such certificates as are acceptable to said J. E. Jarratt Company.

"5. Upon each acceptance of a certificate, and the delivery thereof, J. E. Jarratt Company shall pay to the City of San Antonio therefor on the basis of ninety-eight flat on par for the full assessment covered by such certificate so accepted by J. E. Jarratt Company.

"6. J. E. Jarratt Company shall have the option, in its discretion, to accept and purchase

or reject and refuse to purchase, any certificate or certificates when the question is raised as to whether or not the property involved is the homestead of the owner or owners of the property described in such certificate.

"7. J. E. Jarratt Company, at its own expense, will cause an attorney of its selection to co-operate, so far as practical, with the City Attorney of the City of San Antonio in the preparation of the procedure for the making of the assessments and the issuance of the certificates.

"8. The City of San Antonio shall furnish to J. E. Jarratt Company, along with each certificate submitted, title guaranty from the Texas Title Guaranty Company, the Stewart Title Guaranty Company, or the Alamo Abstract & Title Guaranty Company, covering title to each piece of property covered by such certificate; such title guaranty to guarantee that the persons against whom the assessment was made and against whom the certificate was issued are in fact the owners, giving their respective interest of ownership in case any piece of property is owned by more than one person, of the particular property described in the assessment and in the certificate.

"9. The City of San Antonio shall assign to J. E. Jarratt Company without recourse all certificates that are accepted by J. E. Jarratt Company; but, in the event of default in the payment of any principal or interest on any certificate or certificates the City of San Antonio will proceed to attempt to collect the certificate and indebtedness and enforce the liens securing the payment thereof in the manners provided by law and or the city charter, including the prosecution of legal proceedings; in the event of any litigation arising from or in the course of the enforcement of the collection of any certificate or certificates, then, and in each such event, the City of San Antonio, at its own expense, will prosecute and defend all suits, either in law or in equity, to enforce the lien and collect the assessment and the certificate; all such proceedings to be for the benefit of the holder of the certificate; in all such cases the holder of the certificate shall surrender the same, in advance, to the City of San Antonio to be used as evidence in such proceedings.

"10. J. E. Jarratt Company shall have the option, in its discretion, to accept and purchase or to reject and refuse to purchase, any certificate or certificates when the assessment upon which the same is based is not agreed to in writing, prior to the time the improvement is done, by the owner or owners of the property involved.

"11. J. E. Jarratt Company shall have the option, in its discretion, to accept and purchase or to reject and refuse to purchase, any certificate or certificates where there is any litigation pending, or threatened, questioning the proceedings and authority under which the same is made, or affecting the validity of said certificate.

"12. All certificates are to bear interest from date of assessment until paid at the rate of not less than seven (7%) per cent per annum, and said certificates shall be payable in not more than ten (10) equal installments; the first installment to be payable within one year from date named in ordinance levying the assessment; the remaining installments to mature successively one (1) each year thereafter. All certificates are to be dated as of the date of the assessment ordinance and are to contain all provisions allowed by the laws of the State of Texas and or the charter of the City of San Antonio for attorney's fees, acceleration of maturity, etc.

"13. All certificates are to be delivered to J. E. Jarratt Company for examination within a reasonable time after the assessment is made.

"14. J. E. Jarratt Company shall not be obligated to accept or purchase any certificates tendered to it after the first day of January, 1929.

"15. The City of San Antonio shall furnish, at its own expense, all procedure, and things

incident to the proper preparation of all procedure, the making of the assessments, and the execution and issuance of the certificates, and the certificates, properly executed, and certified transcript covering all procedure shall be delivered to J. E. Jarratt Company, without any cost to J. E. Jarratt Company."

(b) The Mayor is also authorized and empowered to execute such additional instruments in writing and do such other things as will be necessary to put into effect and contract.

PASSED AND APPROVED, this 8th day of June, A. D. 1927.

Phil Wright.  
Acting Mayor.

ATTEST: Fred Fries.  
City Clerk.

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Commissioner Bushick, introduced the following resolution, which was read and adopted.

RESOLUTION

MH-93

Authorizing purchase of one Chrysler 70 four door Sedan Automobile.

BE IT RESOLVED by the Commissioners of the City of San Antonio, that,

The City Purchasing Agent be and he is hereby directed to purchase one Chrysler 70 Four Door Sedan automobile from the Guarantee Motor Car Company for use in the Taxation Department as follows:

Cost of New Car - - - - -	\$1,875.00
Allowance on Hudson Coach	500.00
	<u>\$1,375.00</u>

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

ATTEST:   
CITY CLERK.

APPROVED   
Acting MAYOR.