

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

MONDAY, DECEMBER 6TH, A.D.1920, 4 P.M.

PRESENT: Commissioners Coy, Heuermann, Wright. Absent, Mayor Bell, and Commissioner Lambert. On motion of Commissioner Wright, adopted by unanimous vote, Commissioner Heuermann assumed the Chair to preside.

Minutes of previous meeting were ordered approved.

## ----MEMORIALS AND PETITIONS----

The following petitions were read and referred to Commissioner of Fire and Police:

Hunsdon & Lingner Co. for permit to extend a sign over sidewalk 309 Soledad St.  
 Guilbeau Motor Co. for permit to install gasoline pump and tank, 104 E.Travis St.  
 Citizens, objecting to the erection of a certain building at intersection of Smith and Monterey Streets.

Petition of Elisha Thompson for correction of assessment was read and referred to Commissioner of Taxation.

Petition of citizens resident in Brackenridge Place and Brackenridge Park District complaining of unsanitary conditions was read and referred to Commissioner of Sanitation, Parks and Public Property.

Commissioner Coy introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit: Ayes, Coy, Heuermann, Wright.

No. 346 AN ORDINANCE *MD-964*  
 Appropriating \$4850.00 to pay special weekly pay roll.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the following x sums of money be and the same are hereby appropriated out of the hereinafter named funds to pay special weekly pay roll for week ending Dec. 4, 1920:

Sanitary Sewer Fund 1919	\$300.00
St. Paving & Storm Sewer Fund	500.00
St. Open & Wid. Fund	100.00
Bridge Fund	300.00
Trench Fund	150.00
1920 Gen. Fund	3500.00
	<u>\$4850.00</u>

No. 347 AN ORDINANCE *- 965*  
 Appropriating sundry sums of money to pay various merchants bills.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the following sums of money, be and are, hereby appropriated out of the following funds to pay duly authorized merchants bills per itemized invoices on file in the office of the City Auditor:

Out of 1920 General Fund	\$691.81
Out of Sanitary Sewer Fund	51.75
Out of Park Impt Fund	1,028.40
	<u>1,771.96</u>

No. 348 *- 966*  
 Appropriating \$14.53 to pay Eddie Mockert, taxes collected in error.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$14.53 (the San Antonio School Boards proportion being \$4.15) be and the same is hereby appropriated out of the 1919 General Fund to pay Eddie Mockert for taxes paid in error on Lots 5 to 7, C.B.6302.

Commissioner Wright recommended that the following petitions be granted. Adopted

Leon Lawrence for permit to erect electric sign at 216 E.Travis St.  
 Hertzberg Jewelry Co. for permit to erect electric sign.  
 San Antonio Drug Co. for permit to install gasoline pump and tank, Salado & Perez Sts.  
 Graham & Collins, to move electric sign from 304½ W.Commerce Street.  
 For arc lamp at Homecrest and South Home Avenues.

Commissioner Wright introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit: Ayes, Coy, Heuermann, Wright.

No. 349 AN ORDINANCE *- 967*  
 Appropriating \$154.80 to pay J.W.Whipple.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, there be and is hereby appropriated out of the 1920 General Fund the sum of \$154.80 to pay J.W.Whipple the balance remaining from the sale of one bull and two cows from the City pound on October 18th, and November 11th, 1920, as per statement of the poundmaster on file in the office of the City Auditor, said cows and the bull having been sold for a total of

	\$171.00
Less expense of feed etc	16.20
	<u>\$154.80</u>

No. 350 AN ORDINANCE *- 968*  
 Appropriating \$9.75 to pay J.C.Rice, Trustee.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$9.75 be and the same is hereby appropriated out of the 1920 General Fund to pay J.C.Rice, Trustee, for damages to water pipe at 126 Vitro St. caused by the Fire Department while extinguishing a fire in that vicinity.

Commissioner Heuermann introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit: Ayes, Coy, Heuermann, Wright.

No. 351

AN ORDINANCE *MD-969*

Appropriating funds to pay for gravel.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the following sums of money be and the same are hereby appropriated out of the funds named herein to pay for gravel for use in the Street Commissioners Department, to-wit:

- 1st. \$263.67 out of the Street Paving and Storm Sewer Fund to be paid to Mrs Ackerman for gravel.
- 2nd. \$31.27 out of 1920 General Fund to pay Mrs Ackerman for gravel.
- 3rd. \$47.95 out of 1920 General Fund to pay W.S.Delery, Geo Surkey and Geo King for gravel.
- 4th. \$213.46 out of Street Paving and Storm Sewer Fund to pay W.S.Delery, Geo, Surkey and Geo. King for gravel.

AN ORDINANCE

*- 970*

Authorizing the sale of the remaining portion of Lot 6, in New City Block 141, to Jack W.Neal.

WHEREAS, in the widening and improvement of Romana Street, the City required a strip of land out of the lot abutting on the south side of said street, between Soledad Street and Main Avenue, belonging to Gus A.Graebner and known on the records on the City Engineers office as Lot 6 and Lot A-6; and

WHEREAS, in order to obtain the land required for the improvement of said street it was necessary for the City to require all of both lots in the entirety, and:

WHEREAS, after appropriating for street purposes the part of said lots required by the City for the widening and improvement of said street, a part of said lots remain that are not required for any other municipal purposes, and Jack W.Neal has proposed to purchase the remaining portion of Lot 6 in said Block, and has offered therefor the sum of \$2000.00, which is the highest bid that has been made therefor and which amount is the reasonable market value thereof, THEREFORE

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

SECTION ONE: That the offer of Jack W.Neal to pay the City the sum of \$2000.00 for that portion of Lot 6 in City Block 141, described by metes and bounds as follows: BEGINNING at a point  $\&.8$  feet S.70degrees 25 $\frac{1}{2}$ E. from the original southwest corner of Lot No. 6;

Thence in a southeasterly direction with the south line of lot 6 and north line of Lot 3, a distance of 87 feet to the southeast corner of Lot A-6, as shown on plat recorded in City Engineer's Record Book No. 6, page 131:

Thence in a northerly direction with the east line of Lot 6, and west line of Lot A-6 a distance of 12 feet to a point on the new established south line of Romana Street;

Thence in a westerly direction with the new established south line of Romana Street, a distance of 40 feet to an angle point;

Thence continuing in a westerly direction with the new established south line of Romana Street to the northwest corner of this tract:

Thence in a southerly direction 0.76 feet to the place of beginning. be and the same is hereby accepted, and the Mayor be and he is hereby authorized, directed and empowered to convey said property to the said Jack W.Neal by deed duly executed in the name of the City of San Antonio, for the sum of \$2000.00 in cash.

SECTION TWO: That in view of the fact that the consideration paid to Gus A.Graebner for the conveyance of the property described in Section One hereof was paid out of the Street Opening and Widening Fund arising from the proceeds of the 1919 Bond Issue, that said sum of \$2000.00 to be paid to the City by Jack W.Neal for the remaining portion of said Lot No. 6, is hereby declared to be a part of said Street Opening and Widening Fund arising from the 1919 Bond Issue, and the City Treasurer is hereby directed to deposit said amount to the credit of said fund.

AN ORDINANCE

*- 971*

Authorizing the sale of the remaining portion of Lot A-6 in City Block 141 to Mrs Josephine Frost.

WHEREAS, in the widening and improvement of Romana Street, the City required a strip of land out of the lot abutting on the south side of said street, between Soledad Street and Main Avenue, belonging to Gus A.Graebner and known on the records in the City Engineers office as Lot 6 and Lot A-6; and

WHEREAS, in order to obtain the land required for the improvement of said street it was necessary for the City to acquire all of both lots in the entirety; and

WHEREAS, after appropriating for street purposes the part of said lots required by the City for the widening and improvement of said street, a part of said lots remain that are not required for any other municipal purposes, and Mrs Josephine Frost has proposed to purchase the remaining portion of Lot A-6 in said block, and has offered therefor the sum of \$2,500.00 which is the highest bid what has been made therefor and which amount is the reasonable market value therefor, THEREFORE,

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

SECTION ONE: That the offer of Mrs Josephine Frost to pay the City the sum of \$2,500.00 for that portion of Lot A-6 in City Block 141, described by metes and bounds as follows:

Beginning at the southeast corner of Lot 6 and southwest corner of Lot A-6, as shown on plat recorded in City Engineer's record Book No. 6, page 131:

Thence in a southeasterly direction with the south line of lot A-6, a distance of 89 feet to a point on the new established west line of Soledad Street:

Thence in a northerly direction with the new established west line of Soledad Street, a distance of 7.68 feet to a point on the new established south line of Romana Street;

Thence in a westerly direction with the new established south line of Romana Street, a distance of 91 feet to the west line of lot No. 6;

Thence in a southerly direction with the east line of lot 6 and west line of Lot A-6, a distance of 12 feet to the place of beginning,

be and the same is hereby accepted, and that the Mayor be and he is hereby authorized, directed and empowered to convey said property to the said Mrs Josephine Frost by deed duly executed in the name of the City of San Antonio, for the sum of \$2,500.00 cash.

SECTION TWO: That in view of the fact that the consideration paid to Gus A.Graebner for the conveyance of the property described in Section One hereof was paid out of the Street Opening and Widening Fund arising from the proceeds of the 1919 Bond Issue, that said sum of \$2500.00 to be paid to the City by Mrs Josephine Frost for the remaining portion of said Lot A-6 is hereby declared to be a part of said Street Opening and Widening Fund arising from the 1919 bond issue, and the City Treasurer is hereby directed to deposit said amount to the credit of said fund.

AN ORDINANCE *MD-972*

Authorizing the purchase of Lot 18 in City Block 101, required by the City in the widening of Market Street, and appropriating the sum of \$750.00 as earnest money on contract of sale thereof to the city.

WHEREAS, in the improvement of Market Street, in accordance with the widening plan thereof, the City will require all of Lot 18 in City Block 101, situated at the corner of Main Plaza and Market Street, as the same now exist; and

WHEREAS, the owner of said property has offered to sell and convey same to the City for the consideration of \$35,000.00 and in accordance with the terms of said sale has required the payment of the sum of \$750.00 as earnest money to bind said contract pending examination and approval of the title to said property and the consummation of said transaction, THEREFORE,

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

SECTION ONE: That the Mayor be and he is hereby authorized, directed and empowered to purchase on behalf of the City said Lot 18 in City Block 101, for the consideration of \$35,000.00 and to enter into a contract therefor with the owner of said property, in such form as may be approved by the City Attorney.

SECTION TWO: That the sum of \$750.00 be and the same is hereby appropriated out of the Street Opening and Widening Fund arising from the proceeds of the 1919 bond issue, warrant for which shall be drawn payable to the order of the Mayor of the City of San Antonio, and by him delivered to the owner of said property as earnest money, upon the execution of a contract of sale of said property to said City, upon the terms and conditions hereby set out.

AN ORDINANCE *- 973*

Appropriating \$50.00 to pay for guaranties covering property acquired for street widening purposes.

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

That the sum of Fifty Dollars (\$50.00) be and the same is hereby appropriated out of the Street Opening and Widening Fund arising from the proceeds of the 1919 bond issue, warrant for which shall be drawn payable to the Texas Title Guaranty Company, to cover cost of guaranty No. 51,087 covering a strip of land out of Lot A-2 in City Block 132, and guaranty No. 51,065, covering a strip of land out of City Block 820, which said properties were acquired by the City of San Antonio for street opening and widening purposes.

AN ORDINANCE *- 974*

Levying special assessments for the cost of the improvement of Pershing Avenue from Garden Street to Guenther Street and to provide for the issuance of assessment certificates and for other purposes.

(For full text of this ordinance see Record of Street Improvements, Vol 8, page 2/)

AN ORDINANCE *- 975*

Levying special assessments for the cost of the improvement of Dwyer Avenue from Nueva Street to Arsenal Grounds and to provide for the issuance of assessment certificates and for other purposes.

(For full text of this ordinance see Record of Street Improvements, Vol 8, page 33)

AN ORDINANCE *- 976*

Levying special assessments for the cost of the improvement of Summit Avenue from San Pedro Avenue to Capitol Avenue and to provide for the issuance of assessment certificates and for other purposes.

(For full text of this ordinance see Record of Street Improvements, Vol 8, page 143)

AN ORDINANCE *- 977*

Authorizing the purchase of a strip of land from Julius Mazur out of Lot 19, in City Block 101, in the City of San Antonio, Bexar County, Texas, for the purpose of widening Market Street, approving settlement with said grantor as to the value of said land, damage to the remainder of said land and the improvements thereon, and assessment for benefits, and making appropriation to pay balance of the consideration due from the City therefor.

WHEREAS, the City of San Antonio has heretofore declared the existence of a public necessity for the widening of Market Street and has determined to so improve said street, all as shown by map and plat on file in the office of the City Engineer in the Department of Streets and Public Improvements, showing the location of the new established street lines; and

WHEREAS, in accordance with said plan of improvement, said City will require a strip of land out of Lot 19 in City Block 101 now fronting on Main Plaza; and

WHEREAS, Julius Mazur is the owner of Lots 19 and 20; and has agreed with the City that the value of the land taken and to be deeded to the City for said improvement of Market Street, and the damages to the remainder of said property is as follows:

Value of the land taken and to be deeded to the City	\$6,500.00
Damages to the remainder of said property, by reason of the necessity of cutting off the southern portion of said building, the reconstruction of the said building on the new street line, and all other damages sustained by reason of the taking of said land for the improvement of said street	\$8,000.00
Total - <i>and</i>	14,500.00

WHEREAS, it is contemplated that the City will levy an assessment for benefits against the property owners and property abutting upon said street as improved on the front foot plan and an assessment of \$75.00 per front foot has been determined upon by the Commissioners as the amount to be so levied and assessed on account of said benefits; and

WHEREAS, said Mazur has agreed in said settlement with the city to allow a credit of \$75.00 per front foot, or the sum of \$5,287.50 on the amount due from the City for the conveyance of said strip of land out of his property, in lieu of a levy and assessment against him and his said property for benefits, upon the understanding with the City that when said assessment is finally made that the ordinance levying same shall recite full payment of the amount so due from him on said property; and

WHEREAS, in accordance with said settlement there is a balance due to said Mazur, amounting to \$9,212.50 which is the amount the City of San Antonio is to pay in cash for said conveyance, Therefore, the premises considered,

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

SECTION ONE: That the Mayor be and he is hereby authorized, and directed to acquire by purchase from said Julius Mazur all that part or portion of said property in City Block 101, fronting on the east side of Main Plaza and necessary and required for the widening of Market Street, as shown on map and plat now on file in the office of the City Engineer in the Department of Streets and Public Improvements of said City, and described by metes and bounds as follows, to-wit:

Beginning at the northeast corner of Lot No. 18 and southeast corner of Lot No. 19 on the west side of the alley as shown on Street Widening Plan of Market Street on file in City Engineers' office;

Thence in a northerly direction with the east line of Lot No. 19, a distance of 6.6 feet to a point on the new established north line of Market Street;

Thence in a westerly direction with the new established north line of Market Street, a distance of 70.5 feet to a point on the west line of Lot No. 19 and east line of Main Plaza;

Thence in a southerly direction with the west line of Lot No. 19, a distance of 5.54 feet to the southwest corner of Lot No. 19 and northwest corner of Lot No. 18;

Thence in an easterly direction with the north line of Lot No. 18 and south line of Lot No. 19, a distance of 70.5 feet to the place of beginning.

for the consideration of \$14,500.00 which said amount includes the value of the land taken, the damages sustained to the remainder of said land, damages to the improvements situated thereon by reason of the necessity of cutting off part of said improvements now situated thereon, reconstructing same on the new street line, and any and all other damages sustained by the said Mazur and his said property by reason of the taking of the part hereinbefore described for the widening and improvement of said street.

SECTION TWO: That the sum of \$9,212.50 be and the same is hereby appropriated out of the Street Widening and Opening Fund arising from the 1919 bond issue, in payment of the balance of the consideration for the conveyance to the City of San Antonio of the property mentioned and described in Section One hereof, after deducting from the total amount of the consideration specified in Section One hereof of the assessment agreed upon by the said Mazur and the City for benefits accruing to his said property by reason of the improvement of said street, amounting to \$5,287.50; that warrant for said amount be delivered to the said Mazur or order, upon the execution and delivery to the City of San Antonio of a general warranty deed conveying said property to the City, and approved as to form by the City Attorney.

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

ATTEST:

*W. H. Fitch*  
CITY CLERK.

APPROVED

*Ray Lambert*  
MAYOR  
*Acting Mayor*