

DECEMBER 16, 1943

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, DECEMBER 16TH, 1943.

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

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The Minutes of the preceding meeting were read by the Clerk, and on motion by Commissioner Steffler, seconded by Commissioner Hein, and unanimously carried, were approved as read.

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A petition was presented from Rev. P. A. Carranza, 711 South Laredo Street, protesting the presence of five saloons within one block of his church, and was referred to the Fire and Police Commissioner for action.

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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. Nay, none.

APPRO. NO. 382

AN ORDINANCE (524)

APPROPRIATING \$1,781.27 OUT OF 1943 GENERAL FUND - VARIOUS DEPARTMENTS - TO PAY TELEPHONE SERVICES FOR THE MONTH OF DECEMBER.

(For full text of this Ordinance, see Ordinance Book "L", p. 252)

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APPRO. NO. 383

AN ORDINANCE (525)

APPROPRIATING \$37,125.24 OUT OF 1943 GENERAL FUND TO PAY FOR MATERIALS, SUPPLIES AND MISCELLANEOUS EXPENDITURES.

(For full text of this Ordinance, see Ordinance Book "L", p. 253)

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APPRO. NO. 384

AN ORDINANCE (526)

APPROPRIATING \$83,066.26 OUT OF THE 1943 GENERAL FUND, FOR SEMI-MONTHLY PAYROLLS.

(For full text of this Ordinance, see Ordinance Book "L", p. 253).

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APPRO. NO. 385

AN ORDINANCE (527)

TRANSFERRING \$14,000.00 FROM BACK TAX GENERAL FUND - TO 1943 GENERAL FUND - TAXES, LICENSES, FINES, ETC.

(For full text of this Ordinance, see Ordinance Book "L", p. 253).

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APPRO. NO. 386

AN ORDINANCE (528)

APPROPRIATING \$25,017.36, OUT OF 1943 GENERAL FUND TO PAY NOTE NO. 32 OF THE 1943 GENERAL FUND SERIES, AND ACCRUED INTEREST.

(For full text of this Ordinance, see Ordinance Book "L", p. 254)

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AN ORDINANCE (529)

GRANTING THE PETITION OF THE EVANGELICAL LUTHERAN TEXAS SYNOD OF THE UNITED LUTHERAN CHURCH IN AMERICA, FOR EXEMPTION AND CANCELLATION OF CITY TAXES FOR FISCAL YEAR 1943 AND YEARS SUBSEQUENT THERETO, ON LOTS 26, 27 AND 28, BLOCK 29, PALM HEIGHTS ADDITION TO THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS.

(For full text of this Ordinance, see Ordinance Book "L", p. 254).

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AN ORDINANCE (530)

GRANTING THE PETITION OF ST. PAUL'S EVANGELICAL LUTHERAN CHURCH, FOR EXEMPTION AND CANCELLATION OF CITY TAXES FOR FISCAL YEAR 1943 AND YEARS SUBSEQUENT THERETO, ON LOT 15, CITY BLOCK 3328, AT 1011 HIGHLAND BOULEVARD, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS.

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(For full text of this Ordinance, see Ordinance Book "L", p. 255).

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A RESOLUTION (531)

REFUSING EXEMPTION OF PROPERTY OF G. BEDELL MOORE.

(For full text of this Ordinance, see Ordinance Book "L", p. 256)

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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. Nay, none.

APPRO. NO. 387

AN ORDINANCE (532)

APPROPRIATING \$102.47 OUT OF 1943 GENERAL FUND TO PAY
GOVERNMENT TAX ON ADMISSIONS.

(For full text of this Ordinance, see Ordinance Book "L", p. 256).

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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. Nay, none.

APPRO. NO. 388

AN ORDINANCE (533)

APPROPRIATING \$10.00 OUT OF THE CITY OF SAN ANTONIO
EXCAVATION TRUST ACCOUNT FOR REFUNDS AND REPAIRS.

(For full text of this Ordinance, see Ordinance Book "L", p. 256).

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AN ORDINANCE (534)

AUTHORIZING THE MAYOR TO EXECUTE CONTRACT WITH THE STATE
OF TEXAS AND STATE HIGHWAY DEPARTMENT AUTHORIZING STATE
MAINTENANCE AND CONTROL OF STATE HIGHWAY NO. 16.

(For full text of this Ordinance, see Ordinance Book "L", p. 256).

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AN ORDINANCE (535)

AUTHORIZING THE MAYOR TO EXECUTE CONTRACT WITH THE STATE
OF TEXAS AND STATE HIGHWAY DEPARTMENT AUTHORIZING STATE
MAINTENANCE AND CONTROL OF U. S. HIGHWAY NO. 181.

(For full text of this Ordinance, see Ordinance Book "L", p. 257).

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AN ORDINANCE (536)

AUTHORIZING THE MAYOR TO EXECUTE CONTRACT WITH THE STATE
OF TEXAS AND STATE HIGHWAY DEPARTMENT AUTHORIZING STATE
MAINTENANCE AND CONTROL OF U. S. HIGHWAY NO. 90.

(For full text of this Ordinance, see Ordinance Book "L", p. 257)

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AN ORDINANCE (537)

AUTHORIZING THE MAYOR TO EXECUTE CONTRACT WITH THE STATE
OF TEXAS AND STATE HIGHWAY DEPARTMENT AUTHORIZING STATE
MAINTENANCE AND CONTROL OF U. S. HIGHWAY NO. 81.

(For full text of this Ordinance, see Ordinance Book "L", p. 258).

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AN ORDINANCE (538)

AUTHORIZING THE MAYOR TO EXECUTE CONTRACT WITH THE STATE
OF TEXAS AND STATE HIGHWAY DEPARTMENT AUTHORIZING STATE
MAINTENANCE AND CONTROL OF U. S. HIGHWAY NO. 281.

(For full text of this Ordinance, see Ordinance Book "L", p. 258)

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AN ORDINANCE (539)

AUTHORIZING THE MAYOR TO EXECUTE CONTRACT WITH THE STATE OF TEXAS AND STATE HIGHWAY DEPARTMENT AUTHORIZING STATE MAINTENANCE AND CONTROL OF U. S. HIGHWAY NO. 87.

(For full text of this Ordinance, see Ordinance Book "L", p. 258)

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APPRO. NO. 389

AN ORDINANCE (540)

APPROPRIATING \$759.00 OUT OF 1943 GENERAL FUND - VARIOUS DEPARTMENTS - TO PAY FOR HIRE OF TEAMS AND TRUCKS.

(For full text of this Ordinance, see Ordinance Book "L", p. 259)

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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. Nay, none.

APPRO. NO. 390

AN ORDINANCE (541)

TRANSFERRING \$900.00 FROM THE COMMERCE BUILDING FUND TO THE HEALTH CENTER SINKING FUND.

(For full text of this Ordinance, see Ordinance Book "L", p. 259)

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APPRO. NO. 391

AN ORDINANCE (542)

APPROPRIATING \$30.19, OUT OF 1943 GENERAL FUND - HEALTH DEPARTMENT - TO REIMBURSE DR. LEWIS C. ROBBINS, FOR EXPENSES OF TRIP TO INTERVIEW SAN ANTONIO BOARD OF HEALTH.

(For full text of this Ordinance, see Ordinance Book "L", p. 259)

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APPRO. NO. 392

AN ORDINANCE (543)

APPROPRIATING \$15.00 OUT OF 1943 GENERAL FUND - HEALTH DEPARTMENT - TO PAY DR. JAMES L. ANDERSON, FOR PROFESSIONAL SERVICES.

(For full text of this Ordinance, see Ordinance Book "L", p. 260)

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APPRO. NO. 393

AN ORDINANCE (544)

APPROPRIATING \$1.50 OUT OF COMMERCE BUILDING FUND - TO PAY MARTIN LINEN SUPPLY CO. FOR TOWEL SERVICE FOR NOVEMBER.

(For full text of this Ordinance, see Ordinance Book "L", p. 260)

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APPRO. NO. 394

AN ORDINANCE (545)

APPROPRIATING \$125.00 OUT OF 1943 GENERAL FUND - HEALTH DEPARTMENT - TO PAY M. M. SMITH, FOR LABOR ON PAINTING AT HEALTH DEPARTMENT.

(For full text of this Ordinance, see Ordinance Book "L", p. 260)

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APPRO. NO. 395

AN ORDINANCE (546)

APPROPRIATING \$20.00 OUT OF 1943 GENERAL FUND - HEALTH DEPARTMENT - TO PAY PERCY BARBAT, FOR SPECIAL SERVICES.

(For full text of this Ordinance, see Ordinance Book "L", p. 260)

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AN ORDINANCE (547)

AUTHORIZING THE MAYOR TO EXECUTE QUIT CLAIM DEED TO F. ALTON WOOD.

(For full text of this Ordinance, see Ordinance Book "L", p. 261).

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

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and Anderson. Nay, none.

AN ORDINANCE (548)

LEVYING A STREET RENTAL CHARGE AGAINST ALL PERSONS, FIRMS AND CORPORATIONS ENGAGED IN THE BUSINESS OF LOCAL STREET TRANSPORTATION IN THE CITY OF SAN ANTONIO FOR THE PERIOD FROM THE EFFECTIVE DATE OF THIS ORDINANCE TO AND INCLUDING MAY 31, 1944.

(For full text of this Ordinance, see Ordinance Book "L", p. 263).

Bids to furnish the City with certain paving materials were opened and referred to the Purchasing Agent for tabulation.

Bids to furnish Alfalfa Hay for the Zoo were opened and were referred to the Purchasing Agent for tabulation.

Bids to furnish fire apparatus were opened and referred to the Purchasing Agent for tabulation.

Bids for fire hose were received, but on motion by Commissioner Anderson were not opened, because the City prefers double jacket hose, which Commissioner Anderson is informed may be obtained from the manufacturers within the next two or three weeks, therefore he requested that the bids be not opened, and that the Clerk re-advertise for it at a future date.

A motion was offered by Commissioner P. L. Anderson to withdraw the suit filed by the City of San Antonio against the San Antonio Transit Company to collect the street rental in the amount of \$210,000.00, which was in accordance with an Ordinance fixing street rental charge passed on September 2nd, 1943, and which Ordinance was specifically repealed in an Ordinance of even date herewith, being Ordinance No. 548. After being duly seconded, the motion was passed by unanimous vote of the Commissioners.

The following letter was read by the Clerk:-

"SAN ANTONIO TRANSIT COMPANY

D. Gordon Rupe, Jr.
President

December 16, 1943.

Mr. Sam Bennett
City Clerk of the City of San Antonio
San Antonio, Texas

Dear Sir:

Of recent date, a committee of the Directors of San Antonio Chamber of Commerce, has sought information which was collected by San Antonio Transit Company and which formed the basis of conclusions reached by the Commissioners of the City of San Antonio and by the company with regard to a franchise. The company earnestly desires to supply such information and welcomes the studied consideration of its problems by the Chamber of Commerce committee. In order to afford such committee the requisite time for such study, it is necessary that San Antonio Transit Company request, and it does hereby request, that its application for the franchise now pending before the City Commission be withdrawn.

The concurrence of the business men and citizens of San Antonio in the fairness of its application is sincerely desired by the company, and I am sure is also desired by the Commissioners of the City of San Antonio, who have so tirelessly devoted themselves to the study of the diverse and complicated problems inherent in and incident to the company's operations now, and in years to come.

Accordingly, as president of San Antonio Transit Company, I do hereby withdraw the

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application of such company for the franchise now pending before the City Commission.

Respectfully submitted,

San Antonio Transit Company

By: D. Gordon Rupe, Jr.
President

DGR:MG"

Commissioner Steffler then stated that, in view of the fact that the Council had just passed an Ordinance fixing a new rental charge for the use of the streets by all persons, firms and corporations engaged in the business of local street transportation in the City of San Antonio, and that said Ordinance was different from a similar Ordinance heretofore passed and referred to in the original Franchise Ordinance, which has been read two times at regular meetings of the Commissioners, and has been advertised as provided by the Charter, that it was his belief that this had the legal effect of the abandonment by the Council of said original Franchise Ordinance, and that it would be best to comply with the request of D. Gordon Rupe, Jr., President of the San Antonio Transit Company, to withdraw their application for a franchise. Thereupon, he offered a resolution in compliance with the request of D. Gordon Rupe, Jr., as set out in these Minutes, which was seconded by Commissioner Hein and duly passed by the following vote on roll call, to-wit: Ayes: Mauermann, Callaghan, Hein, and Steffler. Nay, Anderson.

It was moved by Commissioner Hein, seconded by Commissioner Callaghan, and carried by unanimous vote, to recess the meeting until 10:00 o'clock A. M., Saturday, December 18th, 1943.

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PURSUANT TO THE RECESS of the meeting of December 16th, 1943, the Council reconvened at 10:00 o'clock/Saturday, December 18th, 1943.

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

A petition was presented from the Humble Oil & Refining Company for a permit to install a 1000 gallon underground gasoline storage tank and Electric Gasoline Pump to be used by Victory Truck Lines at 2202 Fredericksburg Road, and was referred to the Fire and Police Commissioner for action.

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. 396

AN ORDINANCE (549)

APPROPRIATING \$250,196.80 OUT OF 1943 GENERAL FUND TO PAY NOTES NOS. 33 TO 42, INCLUSIVE, OF THE 1943 GENERAL FUND SERIES, AND ACCRUED INTEREST.

(For full text of this Ordinance, see Ordinance Book "L", p. 264).

APPRO. NO. 397

AN ORDINANCE (550)

APPROPRIATING \$18,429.12 OUT OF THE 1943 GENERAL FUND, FOR PER DIEM PAYROLLS.

(For full text of this Ordinance, see Ordinance Book "L", p. 264).

APPRO. NO. 398

AN ORDINANCE (551)

APPROPRIATING \$156.31 IN REFUND TO BLOCK WINE COMPANY FOR OVER-PAYMENT OF LIQUOR LICENSE.

(For full text of this Ordinance, see Ordinance Book "L", p. 264).

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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. Nay, none.

APPRO. NO. 399

AN ORDINANCE (552)

APPROPRIATING \$504.83 IN PAYMENT TO O. W. MOORE,
COMPENSATION FOR INJURY

(For full text of this Ordinance, see Ordinance Book "L", p.265)

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AN ORDINANCE (553)

ACCEPTING PROPOSAL, CREATING CONTRACT FOR MATERIAL
AND SUPPLIES, WITH RODGERS & STEWART.

(For full text of this Ordinance, see Ordinance Book "L", p.265)

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Commissioner Anderson 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. Nay, none.

APPRO. NO. 400

AN ORDINANCE (554)

APPROPRIATING \$390.73 OUT OF 1943 GENERAL FUND -
POLICE DEPARTMENT - TO PAY VARIOUS MERCHANTS FOR
REPAIRS TO DOG POUND.

(For full text of this Ordinance, see Ordinance Book "L", p.266).

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The following two Ordinances, introduced by Commissioner Anderson, were read for the first time and passed to the second reading:

AN ORDINANCE AMENDING AN ORDINANCE REGULATING LOCAL
STREET TRANSPORTATION OF PERSONS BY JITNEYS, MOTOR
BUSES AND OTHER VEHICLES.

AN ORDINANCE AMENDING AN ORDINANCE REGULATING LOCAL
STREET TRANSPORTATION OF PERSONS BY JITNEYS, MOTOR
BUSES AND OTHER VEHICLES.

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On motion by Commissioner Steffler, seconded by Commissioner Callaghan, and carried by unanimous vote of all Commissioners, the meeting was adjourned December 18th, 1943.

APPROVED: *Burt Mauermann*

MAYOR

ATTEST:

Dan Bennett
City Clerk