

MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

MONDAY, DECEMBER 19th, A. D. 1927, 10:00 A. M.

PRESENT: Honorable C. M. Chambers, Mayor, presiding, and Commissioners, Bushick, Steffler, Wright.

On motion of Commissioner Steffler, duly seconded and carried, the minutes of the previous meeting were ordered approved.

---MEMORIALS AND PETITIONS---

MH-605
On motion duly seconded and carried, the City Purchasing Agent recommended the acceptance of the proposal of Maverick-Clarke Litho Co. for the binding of the Tax Receipts at \$1.90 per book. Adopted.

- 606
On motion, duly seconded and carried, the City Purchasing Agent recommended the acceptance of Dimmitt Sheet Metal Works for constructing galvanized iron roof on rock house at Municipal Rifle Range for \$170.00 complete. Adopted.

On motion, duly seconded and carried, the following petitions, were read and referred to the Commissioner of Fire and Police.

J. T. Alvarado, for permit to install gas equipment at 1926 Lakeview Ave.

Sunset System, for permit to erect Electric Sign at Victory Wilsons.

F. Redondo & Co., for Special Building Permit.

Beacon Auto Inn, for permit to install and exchange gas pump at Bonham and Market Sts.

Texas Clean Rite Auto Laundry, for permit to install gas equipment at 508 Soledad St.

H. P. Rechfr, for permit to install gasoline equipment at 903 Porter St.

Owners of Auto for Hire, requesting that steps be taken to lower the rate of Suerty Bonds.

Gulf Refining Co., for permit to erect Electric Sign at Fredericksburg and Zarzamora Sts.

Gulf Refining Co., for permit to install gas equipment at Fredericksburg and Zarzamora St.

Magnolia Pet. Co., for permit to replace gas pump at 812 N. San Marcos St.

A. L. Lessard, for permit to install gas equipment at 1000 Victoria Street.

On motion, duly seconded and carried, the following petitions, were read and referred to the Commissioner of Streets and Public Impts.

Petition for Sewer Extension on Saunders Avenue from 19th to Spring Street.

Petition for Sanitary Sewer Extension in Palm Heights Addition.

A Hearing was given the owners of property interested in the Straightening and Widening of Main Avenue between W. Travis St. and W. Martin Street, when at the request of Mr. Perry J. Lewis, representing the owners of the Castanola property the hearing was continued until 10:00 A. M. on Friday December 23rd, 1927. (See Records of Hearings page 75).

A Hearing was given the owners of property interested in the Straightening and Widening of S. Alamo St. between W. Commerce St. and Market St. (See Records of Hearing page 73.).

Commissioner Wright, made the following recommendations, which were read and adopted by the following vote on roll call to-wit; Ayes, Chambers, Bushick, Steffler, Wright.

B. V. Auto Supply Co., for permit to exchange pump at S. Medina and Commerce Sts. Granted.

Fred Geyer, for permit to replace gas pump at 800 E. Houston St. Granted.

W. W. Knight, for permit to erect a Gas Service Station at Fredericksburg Rd. and Cincinnati Ave. Granted.

Jose Mante, for permit to erect Gas Station at N. Laredo and Rivas Sts. Granted.

F. F. Parker, for permit to erect a Drive-in-Station at 212 Dallas St. Granted.

Sunset System, for permit to erect Electric Sign at E. Houston and River. Granted.

Petition for Street Lamp at Warwick Blvd. and Yorkshire Place. Granted.

Petition for Arc Lamp at the intersection of Delmar and St. Anthony Ave. Granted.

Sunset System, for permit to move Bill Boards from Lot M. C. B. 202 to Lot L, M. C. B. 202. Granted.

San Antonio Amusement Co., for permit to erect Bill Board at 1702 Broadway. Granted.

Pierce Petroleum Corporation, for permit to install gasoline equipment at Victoria and Cherry Streets. Granted.

F. Martinez, for permit to install gasoline equipment at Guinn and Santa Anita Ave. Granted.

Magnolia Petroleum Co., for permit to install gas equipment for C. H. Richards 631 Iowa St.

Cor. Pine. Not Granted.

Century Tire Co., for permit to exchange two gas tanks at 226 S. Flores Street. Not Granted.

Commissioner Steffler, read the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION

MH-607

Authorizing purchase of three recess cases for Liberty Trucks, and 4 tires.

Authorizing purchase of three recess cases for Liberty Trucks, and four 36x 6 tires.

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

The City Purchasing Agent be and he is hereby authorized to purchase three recess cases for rear end of Liberty Trucks of Street Maintenance Department, at a cost of \$225.00 for the three pair of cases. Also 4, 36 x 6 tires for use of Street Maintenance Department at a total cost of \$288.90.

Commissioner Steffler, read the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION

-608

Authorizing the purchase of beds for City Clinic.

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

The City Purchasing Agent be and he is hereby authorized to purchase 30 beds, springs, mattresses and pillows, for use, of City Clinic, new Police & Health Building, at a cost not to exceed \$600.00

Commissioner Steffler, read the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION

Accepting the paving of Alamo Paving Company on Laurel Street from the Fredericksburg Road to the S. A. A. P. Tracks.

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

The City of San Antonio does hereby accept the paving constructed by the Alamo Paving Company, as per their contract on Laurel Street, from the Fredericksburg Road to the S.A.&A.P. Tracks, with skips opposite the following property-

Geo. H. Schmitt	-	lot No. 42-C.B.	1013-	55.6 feet
Ben Drecke, Jr.	"	" 32 "	1016-	56.0 "
Joe M. Lovell	"	"E. pt2	1018-	86.75 "
		W. " 3		

and in accordance with certificate of the City Engineer Dated December 19th, 1927, and filed with the Board of Commissioners on this 19th day of December, 1927.

San Antonio, Texas Dec.19th,1927.

Honorable Mayor & Board of Commissioners,
City of San Antonio, Texas.
Gentlemen:-

This is to certify that I have inspected the paving constructed by the Alamo Paving Company, as per their contract, from Fredericksburg Road to the S. A. & A. P. Tracks, with skips opposite the following property:

Geo. H. Schmitt	-	lot 42 - Block	1013 -	55.6 feet
Ben Drecke, Jr.	-	" 32 - "	1016 -	56.0 "
Joe M. Lovell	-	" E.pt 2		
		W. " 3 "	1018 -	86.75 "

and the same is hereby accepted by me, for account of the City, on this 19th day of December, 1927.

Yours truly,

I. Ewig.
City Engineer.

Commissioner Steffler, read the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION

Accepting the paving of Alamo Paving Company, on Terry Court, from Jones Avenue to the East part of lot No. 16, Block A-2.

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

The City of San Antonio does hereby accept the paving constructed by the Alamo Paving Company, as per their contract on Terry Court, from Jones Avenue to the eastpart of lot No. 16, Block No.-A-2, and in accordance with certificate of the City Engineer, dated December 19th, 1927, and filed with the Board of Commissioners on this 19th day of December, 1927.

San Antonio, Texas, Dec. 19th, 1927.

Honorable Mayor & Board of Commissioners,
City of San Antonio, Texas.
Gentlemen:-

This is to certify that I have inspected the paving constructed by the Alamo Paving Company, as per their contract on Terry Court, from Jones Avenue to the E. part of Lot No. 16, Block A-2, and the same is hereby accepted by me for account of the City, on this 19th day of December, 1927.

Yours truly,

I. Ewig.
City Engineer.

Commissioner Steffler, read the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION

Ordering Notice of Hearing to the Owner or Owners and all persons Interested in Lot 7, New City Block 3263 abutting on San Pedro Ave.

BE IT RESOLVED by the Commissioners of the City of San Antonio:

WHEREAS, The City Commission has heretofore, to-wit, on the 9th day of February, ordered the improvement of San Pedro Avenue between the north line of Summit Avenue and the north line of

Lot 40, New City Block 6432, and after due advertising the work of improving same was let to the Uvalde Rock Asphalt Company, Contractor, upon specifications and other procedure duly adopted in accordance with the law and the Improvement Ordinance of this City, and

WHEREAS, the contract was duly entered into between the City and the Uvalde Rock Asphalt Company for said improvements and all steps were taken legally by the City prerequisite to the doing of said work, and

WHEREAS, said improvements were performed by the Uvalde Rock Asphalt Company in accordance with the terms of said contract and were completed and accepted by the City on July 6th, 1925, as evidenced by a certificate of the City Engineer of that date, and

WHEREAS, in accordance with said resolution and contract and other proceedings the City did, by an ordinance dated the 11th day of May, A. D. 1925, assess the pro rata share of the cost of said improvement against Lot 7, New City Block 3263, abutting 166.5 feet on the east side of San Pedro Avenue and against Frank H. Booth and Ola F. Booth, as owners thereof, and

WHEREAS, in accordance with said Assessment Ordinance the City of San Antonio issued to the Uvalde Rock Asphalt Company a certain Assignable Certificate of Special Assessment, which recited that a special assessment in the sum of Six Hundred Forty-Nine and 35/100 Dollars (\$649.35) has been levied against the above described block and against Frank H. Booth and Ola F. Booth, as the owners of said lot, and

WHEREAS, said assessment and said Special Assessment Certificate issued thereunder were declared and adjudged void by the District Court of the 73rd Judicial District of Bexar County Texas, in the case of Uvalde Rock Asphalt Company vs. Frank H. Booth, et al, No. B-43316, on the docket of said Court, said judgment having been made on the 10th day of January 1927, and entered in Book 19, Pages 531 and 532 of the minutes of said Court, and

WHEREAS, said Frank H. Booth and Ola F. Booth, did on the 27th day of July 1926, sell and convey said lot to Raymond Edwards and Francisca M. Edwards, his wife, by an instrument recorded in Volume 899, Page 587, of the Deed Records, Bexar County, and

WHEREAS, the Uvalde Rock Asphalt Company is entitled to compensation for the improvements in front of the above described lot and has requested the City and the City has determined to re-assess the cost of said improvements abutting upon the above described lot against said lot to make said cost a personal liability against Raymond Edwards and Francisca M. Edwards, his wife, the rightful owners of said lot:

1. That in the opinion of the Commissioner, it is necessary and proper to re-assess the pro rata share of the cost of said improvements abutting upon the above described lot against said lot and against the Owner or Owners of said lot.

2. That the total amount proposed to be re-assessed against said lot and against the owner of said lot is Six Hundred Twenty-One and 05/100 (\$621.05) that the amount per front foot to be re-assessed against the said property and against the said property owner for pavement and other improvements, exclusive of curbing is at the rate of \$3.03 per front foot and for concrete curb at the rate of 70 cents per front foot, of the total frontage of said lot abutting on the part of said street improvement.

3. That a hearing shall be given to the owner or owners of the above described property and to all persons interested therein or having a lien thereon, their agents or attorneys, before the City Commission of said City, which hearing shall begin on the 9th day of January, A. D. 1928, at 10 o'clock A. M., and shall be held in the City Council Chamber of said City at which hearing said owners or other interested persons, their agents, or attorneys desiring to contest the said re-assessment proposed to be made against them or the regularity of any

proceedings with reference thereto or any other matter in connection therewith, shall appear and be heard, and at which hearing any of said parties shall have the right to appear in person or by attorney and to produce testimony to be fully heard; that the said hearing shall be held in accordance with the Improvement Ordinance of the City and at the termination thereof, the said Commission will determine from the evidence before it, the amount intended to be reassessed against said persons or their property and will so assess the same.

No re-assessment will be made against any person or his or her property in excess of the benefits in enhanced value thereof arising from the making of said improvements.

4. That each of said owner or owners and other interested parties are hereby referred to, for further information, the proceedings with reference to the said re-assessment on file with the City Clerk of the City of San Antonio.

5. That the City Clerk is directed to give notice of said hearing to the owner or owners of said property, their agents or attorneys and other interested parties, by publishing a copy of this resolution attested by him three times in the San Antonio Evening News, a newspaper of general circulation published in the City of San Antonio, the first of which publications shall be more than ten days before the date set for the hearing.

PASSED AND APPROVED THIS 19th day of December, A. D. 1927.

C. M. Chamber.
Mayor, City of San Antonio, Texas.

ATTEST: Fred Fries.
City Clerk.

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

RESOLUTION

Rescinding action taken on Dec. 12th, 1927, regarding the opening of Colima Addition No. 8, Section 1, J. L. Lytle, Owner.

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

The City Commissioners, in regular meeting held on Monday, December 12th, 1927, did approve a plat filed by J. L. Lytle, for a sub-division known as Colima Addition No. 8, Section 1, and

WHEREAS, upon closer examination of said plat, it appears that said plat does not conform to the Statute, Ordinance, General Rules and Regulations governing the same promulgated by the City Commission, and that this plat is hereby disapproved by this Commission.

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

MH-613
No. 193

AN ORDINANCE

Appropriating \$2564.98 out of the St. Opening & Widening Fund of 1927, for paving as part of widening agreement.

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

The sum of two thousand five hundred sixty-four and 98/100 (\$2564.98) Dollars, or as much thereof as is necessary, be and the same is hereby appropriated out of the 1927 Street Opening and Widening Fund, to pay for paving in front of

Lot 9- Block No. 107- Moody Property-	76.17 ft.	-	\$495.11
(6) 5 (7) 6-40' 7 " 107- Drug Co. "	110.08 "		715.52
Duerler "	73.7 "		479.05
A. Martinez"	134.66 "		875.30

said sums being part of consideration in the widening of Market Street, said amount to be paid

to the Uvalde Rock Asphalt Company, paving constructors.

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

MH-614
No.194

AN ORDINANCE

Appropriating \$114,527.72 out of 1927 Street Opening & Widening Fund for the widening of Dolorosa Street.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,
The sum of One Hundred Fourteen Thousand Five Hundred Twenty-seven and 72/100 (\$114,527.72) Dollars, be and the same is hereby appropriated out of the 1927 Street Opening and Widening Fund, to pay the following amounts:

Illg Property - - - - -	\$29,750.00
Merchants Paper Co. (lease) - - - - -	750.00
Basse Property - - - - -	20,238.45
Albers Property - - - - -	20,869.25
Crasilneck Property - - - - -	21,537.85
Holt Property - - - - -	21,382.17
	\$114,527.72

for the widening of Dolorosa Street.

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

615
No.195

AN ORDINANCE

Appropriating \$502.31 to pay Rodgers & Stewart the final estimate on Paving W. Craig Pl. from Sabinas St. to Calaveras St.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,
the sum of \$502.31 is hereby appropriated from the St. Paving Fund of 1927 to pay Rodgers & Stewart the final estimate on Paving W. Craig Pl. from Sabinas St. to Calaveras St.

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

616
No.196

AN ORDINANCE

Transferring \$23,000.00 from the Back Tax Fund, \$9,000.00 from the 1925 General Fund and \$22,000.00 from the 1926 General Fund, to the 1927 General Fund.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,
The Commissioner of Taxation, as ex-officio City Treasurer, and the City Auditor, be and they are hereby ordered and directed to transfer or cause to be transfered, the sum of \$23,000.00 from the Back Tax Fund, \$9,000.00 from the 1925 General Fund and \$22,000.00 from the 1926 General Fund, a total of \$54,000.00 to the 1927 General Fund.

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

617
No.197

AN ORDINANCE

Appropriating \$50,000.00 out of the 1927 General Fund, to pay Note No. 2.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,
The sum of \$50,000.00 be and the same is hereby appropriated out of the 1927 General Fund (Various Depts) payable to the Alamo National Bank of San Antonio, Texas, for the purpose of paying 1 Note No. 2 (of a series of notes Nos. 1 to 52 inc., dated July 11, 1927, drawn against the 1927 General Fund, in the sum of \$50,000.00 each, maturing on or before June 20, 1928).

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

MH-618

No. 198

AN ORDINANCE

Appropriating \$442.13 to Pay Merchant's Bills.

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

The sum of \$442.13 be and the same is hereby appropriated out of the following funds to pay Merchant's Bills as per itemized invoices duly approved and now on file in the office of the City Auditor:

Street Paving Fund of 1927 - - - - -	\$287.70
Street Opening & Widening Fund of 1927 - - -	105.10
Auditorium Fund - - - - -	49.33
	<u>\$442.13</u>

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

AN ORDINANCE

PROHIBITING THE RACING OF HORSES AND THE RACING OF DOGS, AND MAKING BETS ON DOG RACES, WITHIN THE LIMITS OF THE CITY OF SAN ANTONIO.

(For full text of this ordinance see Ordinance Book "G" page 438).

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

AN ORDINANCE

- 620

DIRECTING THE CONDEMNATION OF CERTAIN PROPERTY CLAIMED BY ALBERT CICHON, FOR THE WIDENING OF SOUTH ALAMO STREET.

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

1. That a public necessity exists for the opening, widening and improvement of South Alamo Street, from the south line of East Commerce Street to the north line of East Market Street, and to effectuate the same, it is necessary to appropriate, for the purpose of establishing a public street, construction of sewers and rains and other purposes incidental thereto, a part of the leasehold estate of Albert Cichon, a resident of the State of Texas and County of Bexar, represented by the area of the floor space of a one-story store at No. 105 South Alamo Street, on the following described tract or parcel of land, lying and being in the State of Texas, and County of Bexar, and within the corporate limits of the City of San Antonio, more particularly described as follows:-

2. A tract of land out of Lot No. A-1, City Block No. Nine Hundred and Eight (908) as follows:-

Beginning at a point in the west line of South Alamo Street, 71.4 feet from the intersection of the west line of South Alamo Street and the south line of East Commerce Street;

Thence in a southerly direction along the west line of South Alamo Street, a distance of 17.8 feet to the north line of a private alley.

Thence in a westerly direction along the north line of said private alley, a distance of 21.0 feet to the new established west line of South Alamo Street;

Thence in a northerly direction along the new established west line of South Alamo Street; a distance of 17.8 feet;

Thence in an easterly direction, a distance of 22.0 feet to the west line of South Alamo Street, the point of beginning.

3. Said property is now owned or claimed by Albert Cichon, a resident of the County of Bexar and State of Texas.

4. R. M. Silsbee, Emil Frank and the Commonwealth Bank & Trust Company, a corporation, incorporated under the laws of the State of Texas, and doing business in San Antonio, are made

parties to this suit for the purpose of adjusting their rights herein.

5. A plot of said property is herewith filed in the office of the City Clerk of the City of San Antonio, and marked Exhibit "A" for identification.

6. Said property shall be condemned for the use of the City for the purposes hereinabove expressed; and that the City Attorney is directed to file the necessary proceedings for the condemnation thereof; all as provided by the Charter of the City of San Antonio.

PASSED AND APPROVED this 19th day of December, A. D. 1927.

C. M. Chambers.
Mayor.

ATTEST: Fred Fries.
City Clerk.

Commissioner Bushick, introduced and read the following ordinance, which was on his motion, duly seconded and carried, adopted on roll call by the following vote to-wit; Ayes, Chambers, Bushick, Steffler, Wright, Nays none.

AN ORDINANCE

Authorizing the issuance, execution and delivery of City of San Antonio promissory notes, evidencing a loan made to said city for general municipal purposes; pledging as security for such loan the delinquent taxes due said city, when collected, and so much of the general revenues of the city as may be necessary to pay the interest on and principal of said notes as same become due; and levying a general fund tax for such purpose.

(For full text of this ordinance see Ordinance Book "G" page 439).

Judge A. W. Seeligson, Chairman of the City Water Board, addressed the meeting with reference to the water service in Palm Heights Addition, stating that he had made a contract with V. W. Mills, the owner of 450 lots in Palm Heights Addition, and that it was very advantageous contract for the purpose of installing the city water service in that subdivision;

But that B. L. Raborn claimed certain rights in the streets for water service and that Raborn had threatened to enjoin the Water Board if they attempted to lay their mains;

And that Judge Seeligson was making this statement to the Commissioners in order that they might be advised of the circumstances and not be precipitated in any lawsuit without their knowledge in advance.

Mr. John Cunningham, on behalf of B. L. Raborn, spoke for a few minutes saying that Raborn owned certain rights in the streets.

Mr. Frank Booth spoke for a few minutes saying that regardless of the rights in the streets owned by Raborn, entirely unsatisfactory water service was being given and that there was a demand and necessary for an improved service, and that if Mr. Raborn had any property that was of any value that he would be glad to negotiate for its purchase, but insofar as he could see Mr. Raborn had nothing but an alleged easement and a few wooden water pipes that he considered valueless for a modern water service. On motion of Commissioner Steffler, the matter was laid over to the meeting of December 27th, 1927.

Whereupon Commissioner Bushick, motion to adjourn this meeting to Friday December 23, 1927, at 10:00 o'clock A. M. out of respect to the memory of Hon. Ray Lambert deceased, was adopted by rising vote of the Board of Commissioners.

APPROVED C. M. Chambers
MAYOR

ATTEST: Fred Fries
CITY CLERK.