

MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

Monday, October 21st, A. D. 1918, 4 P.M.

PRESENT: Honorable Sam C. Bell, Mayor, presiding, and Commissioners Coy, Lambert, Heuermann, Wright, when the following proceedings were had.

Minutes of previous meeting were ordered approved.

---MEMORIALS AND PETITIONS---

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

Katy Loan Co. for permit to equip steel sign with electric lights.

Mayo's Money Exchange, for permit to move electric sign.

A.J. Moore, for permit to erect electric sign.

The following petitions were read and referred to Commissioner of Taxation:

Miguel Carillo, for refund of taxes.

S.A. Sand and Lime Brick Co. for correction of assessment.

Mrs. Carrie G. Clifford, for correction of assessment.

Citizens, requesting that the fence around Cemetery No. 3 be placed in good condition, was read and referred to Commissioner of Sanitation, Parks and Public Property.

Commissioner Heuermann introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Coy, Lambert, Heuermann, Wright.

MC-602 AN ORDINANCE

Authorizing bill of sale of the Merriman Asphalt Mixing Plant to the Uvalde Rock Asphalt Company, and authorizing removal of same.

WHEREAS, the Uvalde Rock Asphalt Company has heretofore purchased from the City of San Antonio its Merriman Asphalt Mixing Plant for the sum of Six Thousand and Five Hundred (\$6,500.00) Dollars, to be paid for in street improvements; and

WHEREAS, all of said consideration except the sum of \$482.05 has been paid to the City of San Antonio by credits allowed by said Uvalde Rock Asphalt Company on amounts due it under its contracts for the paving and the completion of improvements on Grand Avenue and Jones Avenue; and

Whereas, the Uvalde Rock Asphalt Company, by letter dated June 10th, 1918, which is hereto attached, acknowledged the balance due under said contract, amounting to \$482.05, and their obligation to perform street improvements amounting to said sum at any time they may be called upon so to do; and

Whereas, the City of San Antonio desires that said Uvalde Rock Asphalt Company remove said Merriman Asphalt Mixing Plant from the City's material yard at once, and said Company has requested a bill of sale therefor:

Now Therefore,

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

That the Mayor be and he is hereby authorized and directed to execute on behalf of the City of San Antonio a bill of sale to said Uvalde Rock Asphalt Company, conveying the title of the City of San Antonio in and to said Merriman Asphalt Mixing Plant to said Company, and to acknowledge receipt of the consideration therefor,

accepting the sum of Four Hundred, Eighty Two and 05/100 (\$482.05) Dollars as being the balance due the City of San Antonio, to be paid by said Uvalde Rock Asphalt Company as a credit on amounts due for street improvement work.

Commissioner Heuermann introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Coy, Lambert, Heuermann, Wright.

MC-603

AN ORDINANCE

Declaring the necessity of widening and straightening Main Avenue between Houston Street and Main Plaza, and establishing new street lines for that purpose.

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

Section 1: That a public necessity exists requiring the widening and straightening of Main Avenue between Houston Street and Main Plaza, and that the west line of said street be and the same is hereby established as follows:

BEGINNING at the present intersection of the west line of Main Avenue and Main Plaza or West Commerce Street. THENCE in a northerly direction, in a straight line to a point in the present west line of Main Avenue, 80.6 feet southerly from its intersection with the south line of Houston Street, which said point is 46.2 feet from the present east line of Main Avenue. THENCE continuing northerly along the present west boundary line of Main Avenue to its intersection with the south line of West Houston Street, as aforesaid;

and that the east line of said Main Avenue be and the same is hereby established as follows, to-wit:

BEGINNING at a point 29.4 feet south 78-30' from the intersection of the present east boundary line of Main Avenue with the north boundary line of said Main Plaza, which point is 67 feet measured in a straight line from the intersection point of the west line of Main Avenue and north line of Main Plaza. THENCE northerly, in a straight line to a point in the present east boundary line of said Main Avenue, 192;9 feet from the intersection of the present east boundary line of said Main Avenue and the north boundary line of Main Plaza, and 54.1 feet east of the new established west boundary line of Main Avenue, as herein established. THENCE northerly with the present old east boundary line of said street to its intersection with the south boundary line of West Houston Street.

all as shown upon plat hereto attached and made a part hereof.

Section 2. That the Commissioner of Streets and Public Improvements be and he is hereby authorized to negotiate with the owners of the property abutting upon that portion of said street affected by the establishment between new lines of said street, as provided in Section 1 hereof, for the purpose of acquiring on behalf of the City property necessary for the purpose expressed in this ordinance.

Section 3. That all buildings hereafter erected upon said street shall be upon or back of the new street lines herein established, and no building permit shall issue from the City of San Antonio except upon new established street lines.

Commissioner Heuermann introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Coy, Lambert, Heuermann, Wright.

-604

AN ORDINANCE

Declaring the inability of the City of San Antonio to agree with Hattie L. Woestmann as to the value of a certain strip of land at the northeast corner of the intersection of Main Avenue and Main Plaza or West Commerce Street, fronting 29.4 on said Main Plaza and extending along the east side of said Main Avenue 182.5 to a point, ~~XXXXXX~~ and her damages, if any, for the taking of said property for street widening purposes, which said property is necessary for the widening and straightening of said Main Avenue; and directing that condemnation proceedings, condemning said property to the use of the City of San Antonio for public purposes, be instituted.

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

Section 1: That the widening and straightening of Main Avenue at the point where the property hereinafter described is located is hereby declared to be a public necessity, and said property hereinafter described is hereby declared to be necessary to the widen-

ing and straightening said street it is necessary for the City of San Antonio to appropriate all that certain parcel or strip of land out of New City Block 909 in the City of San Antonio, Bexar County, Texas, belonging to Hattie L. Woestman, of Bexar County, Texas, but temporarily residing at _____ in the State of Maryland, described by metes and bounds as follows:

Beginning at a point on the east line of Main Avenue, at its intersection with the north line of a private alley separating lots A-9 and A-5, New City Block 909, and being the southwest corner of said City lot A-5. THENCE in a southerly direction with the east line of Main Avenue and the west line of said Lot A-9, a distance of 192.9 feet to the intersection of the east line of said Main Avenue with the north line of Main Plaza or West Commerce Street. THENCE along the north side of Main Plaza or West Commerce Street South 78.30' East 29.4 feet. THENCE in a northerly direction through said City lot A-9 and across said private alley between said Lots A-9 and A-5 to the point of beginning. Reference here being made to a plat on file in the office of the City Engineer in Case "D", No. 261, and recorded in City Engineers Record Book No. 6, page 73; and

WHEREAS, D.K. Furnish has been appointed and is acting as guardian of the estate of said Hattie L. Woestman, N.C.M. but it does not appear from the record that said Hattie L. Woestman was ever adjudged a person of unsound mind; and

WHEREAS, in the last annual report made by said guardian to the County Court of Bexar County, Texas, wherein said guardianship proceedings are pending, it is stated that the said Hattie L. Woestman has been practically restored to her normal state of mind, but said guardianship has not been closed; and

WHEREAS, because the City of San Antonio cannot determine with whom it should negotiate for the purchase of said property in order to acquire a legal title thereto and protect its rights in the premises by reason of the status of said guardianship proceedings: THEREFORE,

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

Section 2. That the City of San Antonio proceed without delay to condemn the above described property in the manner provided by law; that the City Attorney be and is now hereby directed to institute the necessary proceedings, and to represent the City of San Antonio in said condemnation proceedings now here provided for, and that a plat of said property proposed to be condemned be filed with the City Clerk. That said City Attorney be and is hereby instructed to make any and all necessary parties defendants in said condemnation proceedings, including any person or persons owning or claiming any right or interest of whatever character in and to said property.

Commissioner Heuermann introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Coy, Lambert, Heuermann, Wright.

MC-605 AN ORDINANCE

Appropriating \$100.00 to be paid to Mrs Mary Harper.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of ten dollars be and is hereby appropriated out of the street maintenance fund to be paid to Mrs Mary Harper, being the expense incurred by her in replacing a fence at 1206 W. Woodlawn Avenue, damaged by one of the City Gravel wagons.

Commissioner Coy introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Bell, Coy, Lambert, Heuermann, Wright.

- 606 AN ORDINANCE

BE IT ORDAINED by the Commissioners of the City of San Antonio, that the sum of \$2597.01 or so much thereof as may be necessary, be and is hereby appropriated out of the 1918 General Fund to meet the special pay roll for City day laborers for the

week ending October 19, 1918.

Commissioner Coy made the following recommendations:

Petition of H.Wagner, for correction of assessment, granted.

Do. Miss Louise Taylor, for correction of assessment, granted.

Do. W.A.Silveus for correction of assessment, granted.

Do. J.E.Dwyer, for cancellation of taxes, granted. Adopted.

Commissioner Wright recommended that petition for an arc lamp at Yale Avenue and Trinity Streets; also petition of A.D.Grier, for refund on sale of mule from City pound be granted. Adopted.

Commissioner Wright submitted the following appointments, which were confirmed by the following vote on roll call, to-wit: Ayes, Bell, Coy, Lambert, Heuermann, Wright.

Extra Police Officers: T. Beasley, C.L.Meadows, Pat Stevens, Ed. Dobrowolski.

Petition of Erich Menger, requesting dismissal of suit for delinquent taxes, was read and referred to Commissioner of Taxation.

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

ATTEST:


CITY CLERK.

APPROVED


MAYOR