

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

MONDAY, JUNE 4th, A. D. 1928, 10:00 A. M.

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

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On motion, of Commissioner Steffler, duly seconded and carried, the reading of the Minutes of the meeting of May 28th was dispensed with, and ordered approved.

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## ---MEMORIALS AND PETITIONS---

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City Attorney introduced the supplementary report in regard to the Texas Transportation Co., as follows to-wit:

May 31, 1928.

Hon. Mayor and Commissioners.

Gentlemen:-

Re:- Texas Transportation Company.

Supplementary to my communication of May 19, 1928, addressed to Commissioner Steffler, I beg to advise:-

1. My attention has since been called to an ordinance adopted March 27, 1919, providing that the terms of the Texas Transportation Company's franchise dated December 6, 1897, which by ordinance of July 13, 1916 was extended for ten years, and by ordinance of July 20, 1916 for twenty years after expiration of original term (December 6, 1917) be further extended to include a period expiring on March 27, 1944, "over the route or line now used by the tracks of said Company, viz:- beginning on Austin Street at the intersection of the tracks of the Texas Transportation Company with the tracks of the G.H. & S.A.R.R., thence to and along Grand Avenue (or Eleventh Street) and Jones Avenue, crossing San Antonio River on trestle to Dallas Street; also across Avenue A", subject to all provisions and conditions of the original ordinance of December 6, 1897, including payment to the City of \$1000.00 per annum on June 1st of each year, and subject further to the existing charter and ordinances of the City which shall control in any conflict between them and the provisions of the franchise ordinance, and subject also to all further rights of regulation by law or charter, or by action of the City's governing body thereunder, consistent with the State Constitution.

If these various extensions are valid, although they may not have been preceded by the notice required in Section 105 of the charter, then the Company's franchise now extended only over Austin Street to and along Grand Avenue and Jones Avenue, crossing Avenue A, and any use it may be making of other public streets or places, is without legal authority from the City and may be terminated at any time on the City's order.

2. The suit filed by the City (B-49643- 45th District Court) for recovery of delinquent annual payments of the \$1000.00 item for the years from Dec. 6, 1921, to Dec. 5, 1927, resulted in the Company's successfully pleading the bar of the four years statute of limitations as to the installments delinquent for the years beginning December 6, 1921 and December 6, 1922, payable on June 1, 1922 and June 1, 1923 respectively, but the Court rendered judgment in

favor of the City and against the Texas Transportation Company, principal, and American Surety Company of New York, surety, for the four years beginning Dec. 6, 1923 and ending Dec. 5, 1927, with interest, amounting to \$4600.00 for which please find Cashier's Check of the Frost National Bank, payable to the City of San Antonio.

For your information I attach copy of the Court's decree.

3. The Company assures me that the \$1000.00 item due on June 1, 1928, for the year Dec. 6, 1927 - Dec. 5, 1928 will be paid within a few days.

4. Suit for taxes filed against the Company on January 3, 1927 (No. C-3636, 73rd District Court) for the years 1921 to 1925 resulted in full payment, amounting to \$1818.85 which I have transmitted to the Commissioner of Taxation.

The Company assures me that it will at once pay direct to the Collector all City taxes, current and delinquent for the years subsequent to 1925.

Very Respectfully,

Joseph Ryan,  
City Attorney.

MH 1016

City Purchasing Agent recommended the acceptance of the proposal of Grayburg Oil Company to supply the City's requirements, of gasoline for the month of June, 1928, at 14¢ per gallon, which recommendation was adopted on motion, duly seconded and carried.

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

Mike Branigan, for approval of a location for drive-in gasoline filling station.

Soloman Casseb, for approval of a location for drive-in gasoline filling station 2100 Broadway.  
Petition for Arc Lamp at Marian St. and Thompson Place.

G. C. Posey, for permit to install gas equipment 702 N. Pine Street.

Miss Sally S Mead, for approval of a location for drive-in gasoline filling station.

Humble Oil & Refining Company, for permit to install gas equipment for Hassel's Service Station.

Humble Oil & Refining Company, for permit to install gasoline equipment at Pirotina Service Station.

Braden-Hudson-Wangler Co., for permit to erect Electric Sign for Central Shoe Repair Co. 323 Alamo Plaza.

Braden-Hudson-Wangler Co., for permit to erect Electric Sign for Burlison Tire Co. 601 N. Alamo Plaza.

Petition for Arc Lamp at S. Presa and Coldwell Street.

Mrs. M. D. Hines, for permit to install gas equipment at 410 Arsenal Street.

Walsh and Burney, for approval of a location for drive-in gasoline filling station, at Frederickburg Road and Elemdorf Street.

Texas Petroleum Products Co., for permit to replace gas pump 450 Castro Street.

S. A. Public Service Co., for permit to erect a fuel oil storage tank at Camden and Jones Ave.

Schroeder Electric Co., for permit to erect Electric Sign for Werner Clothes Incorporated.

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

Petition for the paving of E. Commerce Street to Rio Grande Street.

J. G. Green and Thomas M. Mills, offering to take care of Sewerage.

Petition to name a certain Alley Armstrong Place.

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

Evangelical Friedens Church, for exemption from Taxation.

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On motion, duly seconded and carried, the following petitions, were read and referred to the City Health Officer.

Citizens protesting against the establishment of a Funeral Parlor in the vicinity of Pine and Iowa Sts.

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Main Avenue Widening Committee Report with reference to the widening of Main Avenue from Martin Street to Romana Plaza. Read and ordered filed.

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

Reich Sign Co., for permit to erect Sign for Alemite Garage 407 Martin Street. Granted.

Reich Sign Co., for permit to erect Bill Boards at Joephine and Broadway. Granted.

Reich Sign Co., for permit to erect Bill Boards at Garden and Perieda Sts. Granted.

Texas Outdoor Adv. Co. for permit to erect Bill Boards on N. C. B. 1921 North Flores St. Granted.

Texas Outdoor Adv. Co., for permit to erect Bill Boards on N. C. B. 227 Buena Vist St. Granted.

Texas Outdoor Adv. Co., for permit to erect Bill Boards on N. C. B. 284 Frio St. Granted.

Texas Outdoor Adv. Co., for permit to erect Bill Boards on N. C. B. 219 N. Laredo St. Granted.

Texas Outdoor Adv. Co., for permit to erect Bill Boards on N. C. B. 2237 Lakeview Ave. Granted.

Sunset System, for permit to rebuild location 101 Nacogdoches Street rear Crockett Hotel. Granted.

Schroeder Electric Co., for permit to erect Electric Sign for Kon Nam Cafe 129½ E. Crockett Street. Granted.

Magnolia Petroleum Co., for permit to install gas equipment for White House Garage. Granted.

Paul Gnuselman, for permit to install gasoline equipment at 432 Warren St. Granted.

R. G. Thomas, for permit to install gas pump at Jones and Magnolia Ave. Granted.

Magnolia Petroleum Co., for permit to install gasoline equipment for Hurley Service Station 3124 So. Flores Street. Granted.

Chas. Ezell, for approval of a location for drive-in gasoline filling station. Granted.

Wilms A. Carr, for approval of a location for drive-in gasoline filling station. Granted.

S. A. Freeborn, for approval of a location for drive-in gasoline filling station. Granted.

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On motion of Commissioner Wright, duly seconded and carried, the following petitions were not granted.

Magnolia Petroleum Co., for permit to install gasoline equipment for Knob Hill Garage, 201 Heerscheidt Street. Not Granted.

Magnolia Petroleum Co., for permit to install gasoline equipment for Goliad Road Garage, 1413 South Gevers Street. Not Granted.

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On motion, of Commissioner Steffler, duly seconded and carried, the following subdivision plats were ordered approved, to-wit:

Plat vacating first addition to Inverness Subdivision, Exchange Realty Co. Granted.

For approval of plat First Addition to Inverness Subdivision. Granted.

North Side Investment Co., for approval of subdivision of part of Olmos Park Estates. Granted.

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City Engineer recommending acceptance of Southwest Bitulithic Cos. proposal to pave North St. Mary Street. Adopted.

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City Engineer recommending acceptance Carson and Thrailkill, proposal to build Oriental Street Sewer. Adopted.

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Commissioner Rubiola, introduced the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION

MH-1019

Authorizing payment for repairs to sewer pipe at 514 W. Kingshighway.

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

The City Purchasing Agent be and he is hereby directed to issue requisition to E. A. Rhodius for the sum of \$131.42 in payment for repairs to sewer pipe at 514 W. Kings Highway, broken by City Steam Roller.

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Commissioner Rubiola, introduced the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION

-1020

Authorizing purchase of repairs for engine room at Market House.

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 repairs for engine room at Market House refrigerating plans, to cost approximately \$250.00.

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Commissioner Rubiola, introduced the following resolution, which was on his motion adopted by unanimous vote.

RESOLUTION

-1021

AUTHORIZING THE MAYOR TO EXECUTE A TRANSFER TO THE ESTATE OF RAY LAMBERT.

BE IT RESOLVED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO.

That the Mayor be and is hereby authorized to execute a transfer assigning unto the heirs at law of Ray Lambert all right, title and interest which the City of San Antonio has in that certain Flint Automobile, Model 55 Sedan, Engine No. 22312, Texas State License No. 36019, in full accord and satisfaction of any and all claims against the City of San Antonio arising by, through or under the allowance on the Winton Automobile belonging to Ray Lambert credited on the purchase price of the Flint Automobile bought from the Orsinger Motor Company, on or about the 23rd day of September, A. D. 1925.

PASSED AND APPROVED, this June 4th, A. D. 1928.

ATTEST: Fred Fries.  
City Clerk.

C. H. Chambers.  
Mayor.

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

## RESOLUTION

Accepting the paving of the Alamo Paving Company, on Waverly Avenue, from Zarzamora to Goodrich Avenue.

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 Waverly Avenue, from Zarzamora Street to Goodrich Avenue, with skip opposite lots Nos. 23-24, City Block No. 2054 (100.0 feet) Mrs. Hulda Fee, owner, and in accordance with certificate of the City Engineer, dated June 4th, 1928, and filed with the Board of Commissioners on this 4th day of June, 1928.

San Antonio, Texas, June 4th, 1928.

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 Waverly Avenue, from Zarzamora Street to Goodrich Avenue, with skip opposite Lots 23-24, City Block 2054, (100.0 feet) Mrs. Hulda Fee (owner) and the same has been accepted by me, for account of the City on this 4th day of June, 1928.

Yours truly,

I. Ewig.  
City Engineer.

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

## RESOLUTION

Authorizing the purchase of two Ford Truck Chassis.

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 two one and one half ton Ford Truck Chassis at a cost of \$688.25 each for use of Street Maintenance Department.

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

## RESOLUTION

APPROVING PLANS, SPECIFICATIONS, PROFILES, ETC., FILED BY THE CITY ENGINEER FOR THE IMPROVEMENT OF Lamar Street, DIRECTING ADVERTISEMENT FOR BIDS.

(For full text of this resolution, see Street Improvement Records, Vol. 18, page 687).

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

## RESOLUTION

ORDERING STREET IMPROVEMENTS. Lamar Street from New Braunfels Ave. to St. Martin Street.

(For full text of this resolution, see Street Improvement Records, Vol. 18, page 683).

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

## AN ORDINANCE

MH-1025

Authorizing the Mayor to execute extension of lease with the United States Department of Agriculture on experimental farm.

BE IT ORDAINED that the Mayor is authorized to enter into a lease agreement with the United States Department of Agriculture extending the lease on the experimental farm on the old sewer tract from the 1st day of July, A. D. 1928, to and including the 30th day of June, A. D. 1929, to be used as an experimental farm by the United States Government.

PASSED AND APPROVED, this the 4th day of June, A. D. 1928.

C. M. Chambers.  
Mayor.

ATTEST: Fred Fries.  
City Clerk.

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

-1026  
No.1

## AN ORDINANCE

Appropriating \$7165.71 to pay Kroeger-Brooks Construction Co.

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

Appropriating \$7165.71 be and the same is hereby appropriated out of the City Hospital Bldg. Fund of 1927 to pay Kroeger-Brooks Construction Company, for additions to the Robert B. Green Hospital as per approved bill in the office of the City Auditor.

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

-1027  
No. 2

## AN ORDINANCE

Appropriating \$886.00 to pay Alamo Paving Co. for Paving in front of City Park on N. Olive Street between Burnet Street and Nolan St.

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

The sum of \$886.00 is hereby appropriated from the St. Paving Fund of 1927 to pay Alamo Paving Co., for Paving in front of City Park on N. Olive St. between Burnet St. and Nolan St.

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

-1028

## AN ORDINANCE

ACCEPTING PROPOSAL OF Southwest Bitulithic Company for paving of No. St. Mary's Street from (Oakland) to Camden and authorizing Contract and Appropriating Money Therefor.

(For full text of this ordinance see Street Improvement Records, Vol. 18, page 689).

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

-1029  
No.3

## AN ORDINANCE

ACCEPTING PROPOSAL OF F. H. Carson & W. C. Thraikill for construction of Oriental Street

Sanitary Sewer Contract Sec. No. 96 and authorizing Contract and Appropriating Money Therefor.  
(For full text of this ordinance see Street Improvement Records, Vol. 18, page 691).

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

MH-1030  
No. 4

## AN ORDINANCE

Appropriating \$1,650,000.00 out of the 1927 General Fund to pay 33 notes Nos. 20 to 52 inc. \$50,000.00 each.

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

The sum of \$1,650,000.00 be and the same is hereby appropriated out of the 1927 General Fund (Various Depts) \$850,000.00 payable to the Alamo National Bank of San Antonio, Texas, to pay 17 notes Nos. 20, 22, 24, 26, 28, 30, 32, 34, 36, 38, 40, 42, 44, 46, 48, 50 and 52, and \$800,000.00 payable to the City National Bank of San Antonio, Texas, to pay 16 notes, Nos. 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, 45, 47, 49, and 51, (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).

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

-1031  
No. 1

## AN ORDINANCE

Appropriating \$50,000.00 out of the 1927 General Fund for merchants bills, pay-rolls, and miscellaneous expenses.

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.) for merchants bills, pay-rolls and miscellaneous expenses.

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

-1032  
No. 2

## AN ORDINANCE

Appropriating \$300,000.00 out of 1928 General Fund, for merchants bills, pay-rolls, and miscellaneous expenses.

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

The sum of \$300,000.00 be and the same is hereby appropriated out of the 1928 General Fund (Various Depts.) for merchants bills, pay-rolls, and miscellaneous expenses.

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

-1033  
No. 3

## AN ORDINANCE

Appropriating \$1,364.15 to pay Merchants' Bills.

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

the sum of \$1,364.15 be and the same is hereby appropriated out of the following funds

to pay Merchants' Bills as per itemized invoices duly approved and now on file in the office of the City Auditor:

Storm & Sanitary Sewer Fund of 1927	- - - - -	\$ 1,350.00
Golf Course Fund,	- - - - -	14.15
		<u>\$ 1,364.15</u>

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

MA-1034  
No. 8

AN ORDINANCE

Authorizing payment of Bills for Furniture & Fixtures, Floor Covering etc., for remodeling City Hall and appropriating necessary funds:

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

The City Purchasing Agent be and is hereby authorized to issue requisitions in payment for Furniture & Fixtures, Floor Covering etc., for the remodeled City Hall as follows; to-wit:

Mayor's Department	- Peck Furniture Co.	- - - -	\$ 172.50
"	" Ziegler & Ziegler	- - - -	42.95
City Clerk's Dep't	- Peck Furniture Co.	- - - -	46.50
"	" - The Clegg Company	- - - -	-1,056.58
City Auditor Dep't	- Alterman-Cude Elec. Co.	-	8.15
Comm'r Parks & Plazas	-San-Tex Co.,	- - - -	18.50
(City Hall)			
Comm'r. Taxation Dep't	- The Clegg Co.	- - - -	279.57
(Back Tax)			
" Taxation "	" " "	- - - -	139.87
(Collector)			<u>\$1,764.62</u>

And that the sum of One Thousand Seven Hundred and Sixty-four and 62/100 Dollars (\$1,764.62) be and the same is hereby appropriated out of the City Hall Miscellaneous Fund to pay said accounts.

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

1035

AN ORDINANCE

Providing for the Mayor Contigent Fund.

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

Section 1. That the Mayor be and he is hereby authorized to draw a requisition on the first day of each month for the sum of not exceeding four hundred sixteen Dollars and sixty-six cents, warrant for which shall be drawn upon the general fund of the current fiscal year, and made payable to his order, to be used by him to meet immediate incidental and contingent expenses as may arise from time to time, and that the sum of Five Thousand Dollars shall be included in the budget of each fiscal year to be known as the Mayor contingent fund, to provide for such expensitures.

Section 2. That an ordinance providing for the Mayor contingent Fund, passed and approved on the 25th day of March 1925, be and is hereby repealed.

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

## AN ORDINANCE

MH-1036

LEVYING SPECIAL ASSESSMENTS for the cost of the improvement of Donehue Street, from Quincy Street to San Antonio River and to provide for the issuance of assessment certificates and for other purposes.

(For full text of this ordinance see Street Improvement Records, Vol. 18, page 693).

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

## AN ORDINANCE

-1037

LEVYING SPECIAL ASSESSMENTS for the cost of the improvement of Quincy Street from Donehue Street to Jones Avenue and to provide for the issuance of assessment certificates and for other purposes.

(For full text of this ordinance see Street Improvement Records, Vol. 18, page 703).

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

ATTEST:

  
CITY CLERK.

APPROVED

  
MAYOR.