

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

THURSDAY, JULY 19th, A. D. 1923, 4 P. M.

PRESENT: Honorable John W. Tobin, Mayor presiding, and Commissioners, Bushich, Steffler, Wright. Absent Lambert.

Minutes of the previous meeting were ordered approved.

--- MEMORIALS AND PETITIONS ---

Robt. B. Green Memorial Hospital submitting tentative budget for the year ending July, 31, 1923. read and ordered filed.

J. B. Woods, Attorney for Mrs. T. J. Clancey giving notice of damages, referred to the City Attorney.

The following petitions were read and referred to the Commissioner of Taxation.
Washer Brothers Company for correction of Assessment.
Mrs. Elizabeth Carter, for refund of taxes paid in error.

The following petition was read and referred to the Commissioner of Sanitation, Parks etc.
Petition of Ed. (Bum) Spears for Park Concessions.

The following petitions were read and referred to the Commissioner of Fire and Police.
C. F. Roberts for permit to install gasoline pump and tank at 1427 W. Commerce Street.
Auto Shop Garage for permit to install gasoline pump and tank at 1122 E. Commerce Street.

The following petitions were read and referred to the Commissioner of Streets and Public Imps.
Woodlawn Avenues Property owners complaining of encroachment in City Block 1858.
G. H. and S. A. Railway Co. requesting permission to extend certain tracks across Dawson Street into what is known as R. L. White property.

Petition of St. Johns Episcopal Church requesting exemption of certain property from taxation, was read and referred to the Commissioner of Taxation.

ME-1479.1 Upon recommendation, of the City Purchasing Agent. the bid of Quick Tire Service to furnish the Street Department with two solid Tires was accepted.

-1479.2

The proposal of Wulfe Junk Co. to purchase junk from Fire Dept. for \$157.85 was accepted.

Commissioner Wright made the following recommendations, which were read and adopted.
Sunset System of San Antonio to erect poster board at Hackberry and Hammond. not granted.
Sunset System to erect poster board at Florida and Cherry Street. not granted.
Sunset System to erect poster board on roof of Jewel Hotel 203 S. Alamo St. granted.
Kelfer Tire Company for permit to install Gasoline pump and tank at W. Commerce & Pecos. granted.

C. L. Matson for permit to install gasoline pump and tank at 4220 S. Flores. granted.

M. M. Kimbro fo

Commissioner Bushick made the following recommendations, which were read and adopted.
 Petition of M. M. Kimbro for refund of taxes. granted.
 Quest C. Couch for refund on building permit. granted.

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

No. 91

AN ORDINANCE.

Ordering an election for the purpose of submitting certain amendments to the Charter of the City of San Antonio.

WHEREAS, the Commissioners of the City of San Antonio having decided to submit to the qualified voters of said City certain amendments to the Charter of the City of San Antonio, THEREFORE.

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

That an election be and the same is hereby ordered to be held, at which election the following propositions shall be submitted:

(1) Shall Section 106 of the Charter of the City of San Antonio ~~be~~ be amended so that the same shall be, and hereafter read, as follows:

SECTION 106: The Board of Commissioners shall have power, by ordinance to annually levy and collect ad valorem taxes as follows: First: For general purposes not exceeding one dollar and twenty-five cents upon every one hundred dollars valuation. Second: For special purposes not exceeding one dollar and twenty-five cents upon every one hundred valuation; provided that the total tax rate of the City shall never exceed two dollars and twenty-five cents annually, on the one hundred dollars valuation of all property of all property assessed, according to the last approved assessment roll of the City, except that the tax levied by any improvement district therein, as provided in Section 54. may be not exceeding twenty-five cents annually, in addition to the two dollars and twenty-five cents mentioned above. The ad valorem taxes shall be levied and collected annually on the assessed value of all real and personal estate and property in said City, including all choses in action, franchises and privileges having a situs in said City, though the owners thereof be non-residents. Bonds of the United States, and State of Texas and of the City of San Antonio, and of all improvement districts thereof, shall not be taxed.

(2) Shall Section 12 of the Charter of the City of San Antonio be amended so that the same shall be, and hereafter read as follows:

SECTION 12 Paragraph 1: All elective officers under the Charter shall be elected at the regular municipal election which shall be held on the second Tuesday in May 1925, and on the second Tuesday in May every two years thereafter. Of such election at least twenty days previous notice shall be given by proclamation, and such election shall be ordered by the Mayor, and in case of his failure to order the same it may be ordered by the Board of Commissioners, or any two members thereof. All elections shall be held in accordance with the general laws of this State, and the qualifications of voters shall be the same as prescribed in the Constitution and Laws of this State: the officers of all elections shall be elected by the Commissioners in open meeting, and shall be qualified voters of said City and of all precinct in which they are to serve; provided, that each candidate for Mayor, or any two candidates for Commissioner shall have the right to select a supervisor in and for each precinct, who shall watch the marking of ballots of illiterate voters,

and perform such other duties as shall be prescribed by the General Laes of the State, and such candidates shall furnish the names of the supervisors to said Commissioners at least five (5) days before said election. All officers of election selected by such Commissioners shall be selected not less than ten days before election, and no person shall be selected as an officer of election who holds any office of trust, or profit, or employment under the City of San Antonio, or any of its departments.

Paragraph 2: Any person desiring to become a candidate for Mayor or Commissioner, shall at least twenty days prior to said election, file with the City Clerk a statement announcing his candidacy, and name therein the office for which, he may be a candidate, immediately, upon the expiration of the time for the filing of statements above provided the City Clerk shall cause to be published for three successive days in some daily newspaper published in said city, the names of the candidates as they are to appear upon the ballot, and the City Clerk shall cause the ballot to be printed. The names of all candidates for such office shall be arranged alphabetically on said ballot, according to their surnames, and immediately above the names of such candidates shall be placed the words "Vote for one only." and the voting for more than one candidate for any office shall void the ballot as to that office, but not as to any other office. The ballot shall be printed upon plain, substantial white paper, without any designation or remarks of any kind, and shall be substantially in the following form:

Official Election Ballot.

Election of the City of San Antonio, Texas. held on the
 _____ day of _____

For Mayor.
 (Vote for one only.)

For Commissioner of Sanitation,
 Parks and Public Property.
 (Vote for one only.)

For Commissioner of Taxation.
 (Vote for one only.)

For Commissioner of Streets and
 Public Improvements.
 (Vote for one only.)

For Commissioner of Police and Fire.
 (Vote for one only.)

Paragraph 3: The City Clerk shall cause to be delivered to the respective judges of election on the day before said election, at least twice the number of ballots as there may appear poll tax receipts and exemption certificates to have been issued to the voters in each precinct.

Paragraph 4: The judge of election shall count the votes and ascertain the number of votes cast in their respective precincts, for each of the candidates, in accordance with the State election laws for the time being, and make returns thereof before twelve o'clock,

noon, of the next succeeding day upon proper blanks which shall be furnished by said City for that purpose. Said returns shall be made in quadruplicate, one of which shall be delivered to the Mayor, one to the City Clerk, one to be placed in the box before sealing and one to be retained by the presiding officer. On the day following the election, the Mayor and Commissioners shall meet and canvass the returns and declare the result; and the candidate receiving the largest number of votes for each office shall be declared elected.

Paragraph 5: In case of any special election to fill vacancies, the same rules and regulations governing general election shall prevail.

Said election on the adoption of the above proposed amendment shall be held in accordance with the laws of the State of Texas, and all qualified voters of the City of San Antonio shall be allowed to vote in said election. Said propositions shall be printed in full upon ballots used in said election, and in preparing said ballots it shall be done in such a manner that the voter may vote "Yes" or "No" on any one amendment, or amendments, without voting "Yes" or "No" on all of said amendments, and after each amendment printed upon said ballots there shall be printed the words "For the amendment" and "Against the amendment." The manner of holding said election shall be governed by the laws of the State of Texas regulating general elections.

A copy of this ordinance signed by the Mayor, shall serve as proper notice of said election, and the Mayor is directed to cause notice of such election to be published in some newspaper in the City of San Antonio for thirty days prior to the date of said election and the City Clerk is directed to mail a copy of the proposed amendments to every qualified voter in the City of San Antonio, as appears from the Tax Collector's rolls for the year ending January 31, 1923.

BE IT FURTHER ORDAINED by the Commissioners of the City of San Antonio, that there be, and is hereby appropriated the sum of three thousand dollars out of the general funds of said city, or so much thereof as may be necessary to pay the expenses necessary and incident to holding said election.

AN ORDINANCE

ME-1481 FIXING AUGUST 21, 1923, AS THE DATE OF ELECTION ON CERTAIN CHARTER AMENDMENTS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the election ordered to be held by virtue of "An Ordinance ordering an election for the purpose of submitting certain amendments to the Charter of the City of San Antonio," passed and approved on July 19th, be and the same is hereby directed to be held on Tuesday, August 21, 1923, and the same shall so be held and returns made in accordance with the laws of the State of Texas.

AN ORDINANCE

-1482 Directing the condemnation of certain property therein described, for the opening of Lakeview Avenue, easterly, from Cameron Street, and owned, or claimed, by A. Saladino, S. Lucchese, and Kate E. McCaleb, Bond, guardian of the persons and estates of Ruth E. McCaleb, and Noah H. McCaleb, Jr., minors, and by said Kate E. McCaleb, Bond, Ruth E. McCaleb and Noah H. McCaleb, individual.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO, that there is a necessity for the appropriation of the following described property for the use of the City of San Antonio, for the purpose of opening Lakeview Avenue,

easterly, from Cameron Street, for street purposes, namely, all that certain tract or parcel of land out of Lot A-31, City Block 132, more particularly described by metes and bounds as follows, to-wit:

Beginning at the southwest corner of lot No. A-31, and northwest corner of Lot No. A-30, as shown on plat showing improvement of Lakeview Avenue now on file in the City Engineers office.

Thence in an easterly direction with the south line of lot No. A-31, and north line of Lot No. A-30, a distance of one hundred twenty-five and five-tenths (125.5) feet to appoint on the new established north line of Lakeview Avenue extension.

Thence in a westerly direction with the new established north line of Lakeview Avenue extension a distance of one hundred thirty and five-tenths (130.5) feet to a point on the east line of Cameron Street.

Thence in a southerly direction with the east line of Cameron Street, a distance of nineteen feet to the place of beginning,

owned, or claimed by A. Saladino, S. Lucchese, and Kate E. McCaleb Bond, (wife of J. F. Bond) guardian of the persons and estate of Ruth E. McCaleb and Noah H. McCaleb, Jr., minors, and by said Kate E. McCaleb Bond, Ruth E. McCaleb and Noah H. McCaleb, individually, all residents of Bexar County, Texas, and that a plot of said property shall be caused to be filed with the City Clerk, and such property is ordered to be condemned for the use of the City of San Antonio for said purposes, in accordance with the general law of the State of Texas, and the Charter of said City.

No. 92.

AN ORDINANCE

Appropriating \$1500 for gravel from Ackermann Pit.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of One thousand five hundred (\$1500.00) Dollars, be and the same is hereby appropriated out of the 1923 General Fund Mayor's Contingent Fund, for the purpose of obtaining gravel from the Ackermann Gravel pit, located on the Salado Creek, north of the U. S. Government Reservation, said sum to be paid to E. F. Ackermann.

AN ORDINANCE

Permitting Kate Evans to connect her premises with City Sanitary Sewer.

(For full text of this ordinance see Street Improvement record Vol. 12 Page 11.)

No. 93.

AN ORDINANCE

Appropriating the sum of fifty thousand (\$50,000.00) dollars out of 1922 General Fund, payable to CITY NATIONAL BANK of San Antonio, Texas to retire Note No. 42 of a series of Notes Nos. 1 to 46 inc., in the principal sum of \$50,000.00 payable to City National Bank. Also appropriating \$700.00 out of 1922 General Fund (Contingencies Dept.) to pay interest on said note.

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

SECTION ONE: That the sum of \$50,000.00 be and the same is hereby appropriated out of 1922 General Fund, payable to City National Bank of San Antonio, Texas, to retire Note 42 of a series of Notes Nos. 1 to 46 inc., in the principal sum of \$50,000.00 payable to City National Bank. dated Jan. 15th 1923, bearing interest at the rate of 5% annum, maturing on or before June 1st 1923, said note having been issued in pursuance of an ordinance passed by the Commissioners of the City of San Antonio on the 15th, day of January 1923, which ordinance in Vol. E. Page 336 et seq., of the Minutes of the Commissioners on file in the

ME-1483

- 1485

City Clerks office.

SECTION TWO: That the sum of \$700.00 or so much thereof as may be necessary be and the same is hereby appropriated out of the 1922 General Fund, Contingencies Dept. payable to said City National Bank, to pay interest on said note said interest being at the rate of 5% per annum, from May 2nd, 1923 to date of retirement.

SECTION THREE: The City Auditor is hereby authorized and directed to prepare warrant in said amounts and to deliver same to said City National Bank upon date of payment of said amounts.

ME-1486

No.94. AN ORDINANCE

Providing for the transfer of certain funds.

BE IT ORDAINED BY the City Commissioners of the City of San Antonio, that, the sum of eight thousand dollars (\$8,000.00) be transferred from Back Tax Fund to 1922 General Fund and that the sum of thirteen Thousand dollars (\$13,000.00) be transferred from 1921 General Fund (Contingencies Dept.) to 1922 General Fund and that the City Auditor and City Treasurer are hereby authorized to make above transfer.

-1487

No.95. AN ORDINANCE

Appropriating money for special pay roll.

BE IT ORDAINED by the City Commissioners of the City of San Antonio, that, the sum of three hundred (\$300.00) be and the same is hereby appropriated out of the 1922 General Fund, Health Dept. to pay Jos. Dwyer for services rendered during the months of March, April and May 1922.

-1488

No.96. AN ORDINANCE

Appropriating \$81.45 to pay for refund of Jitney license cancelled by order of the Mayor on Route No. 6.

BE IT ORDAINED by the City Commissioners of the City San Antonio, that, Whereas, on July 2, 1923, certain Jitney licenses, all issued on or about Nov. 20th, 1922, and covering cars operating on what is known as Jitney Route No. 6., was cancelled by order of the Mayor, and whereasthe Commissioners desire to refund the amount represented by the unexpired portion of said licenses to the owners thereof, siad unexpired portion of said license being from July 2, 1923 to Nov. 20th, 1923.

Now therefore be it ordained by the Commissioners of the City of San Antonio, that, the sum of \$81.45 be and is hereby appropriated out of the 1922 general fund, for the purpose of making said refund to the persons hereinafter named and in the amounts herein set forth, as follows to-wit;

C. F. Russi	\$ 18.10
Paul Bertetti	18.10
Manuel Garza	18.10
Rudolf Lerich	9.05
M. G. Gutierrez	9.05
John H. Long	9.05
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	\$ 81.45

-1489

No.97 AN ORDINANCE

Appropriating \$1470.45 to pay Merchants Bills.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1470.45 be and the same is hereby appropriated out of the following funds to pay various Merchants bills as per itemized invoices duly approved and now on file in the

office of the City Auditor.

Street Opening & Widening Fund	₹ 91.57
River Improvement Fund	6.00
Incinerator Fund	6.90
Market House Annex Fund	54.90
Sidewalk & Curbing Fund	65.70
Trench Fund	135.60
Sanitary Sewer Fund	780.36
Park Improvement Fund	329.42
	<u>₹ 1470.45</u>

ME-1490

No. 98.

AN ORDINANCE

Appropriating ₹77.15 to pay Special Merchants Bills.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of ₹77.15 be and the same is hereby appropriated out of the 1923 General Fund to pay special Merchants bills as per itemized invoices duly approved and now on file in the office of the City Auditor.

Street Commissioners Dept.	₹ 44.07
Health Department	13.58
Parks & Plazas Dept.	19.50
	<u>₹ 77.15</u>

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

ATTEST

W. H. Jones
CITY CLERK.

APPROVED

J. M. Robin
MAYOR.