

MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

MONDAY, SEPTEMBER 11TH, A.D.1916. 4 P.M.

PRESENT: Honorable Clinton G. Brown, Mayor, and Commissioners Garland, Lambert, Kearny and Uhr.

Minutes of previous meeting were ordered approved.

----MEMORIALS AND PETITIONS-----

Claim of F.J.Feuerbacher for damages was referred to the City Attorney.

Petition of Mrs. M. Schmidt for refund of taxes, was read and referred to Commissioner of Taxation.

The following petitions were read and referred to Commissioner of Fire and Police:
Will Love, for permit to install gasoline tank at 207 Third Street.
C.N.Stark, for permit to install gasoline tank at 406 W. Houston Street.

Bids of H.H.Boggus, and of N.W.Hall, for moving Main Avenue Fire Station, were read and referred to the Building Inspector for Tabulation.

The following bids were received for paving Romana and Elm Streets, and were referred to the City Engineer for tabulation.

Chapin-Colglazier Construction Company, Hoff & Williams, Uvalde Rock Asphalt Company, Western Paving Company, and Rushmore and Gowdy.

Commissioner of Taxation, Garland, made the following recommendations:

That petition of First Evangelical Church for exemption from taxes be granted.

That petition of Redemptorist Fathers for exemption from taxation be granted.

That petition of Albert and Ernest Steves for correction of assessment on lot No. 10, N:C.B. 703 be settled on basis as made under Somers System, viz: \$1280.00.

Adopted.

Commissioner Garland introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

MB-111 AN ORDINANCE

Designating Central Trust Company of San Antonio, Texas, as a special City Depository.

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

WHEREAS Central Trust Company of San Antonio, Texas, has been duly selected as a depository of a part of the special funds of the City hereinafter more particularly described, and has executed and filed with the City Clerk a bond conditioned as required by law and herein further described, which bond has been approved by the Mayor subject to the concurrence of the Commissioners:

Six Hundred

Section One. That said bond, the same being for the sum of Twelve Thousand and Twelve $\frac{64}{100}$ (\$12612.64/100) Dollars, executed by said Central Trust Company as Principal and J.O.Terrell, Jno. J.Stevens, Sam C. Bell, J.T.Wilson, M.W.Terrell, Jno. W.Warren, Alfred Duerler, Ed. Rand, Adolph Wagner and S.G.Bechtel as sureties and dated August 5th A.D.1916 be and the same is hereby in all respects accepted and

approved by said Board of Commissioners, and ordered to be filed and recorded by the City Clerk and retained carefully in the archives of the City.

Section Two: That said Central Trust Company be and is hereby designated as a special depository of a part of the special funds and monies belonging to or controlled by said City, including the sum of Twelve Thousand Six Hundred and Twelve and 64/100 (\$12612.64) Dollars which special funds are deposited in said depository for the use and credit of the City in conformity with the purposes of such funds, all as provided by law, and subject to all the terms and conditions imposed by the laws of the State, and the Charter and ordinances of this City for such matters made and provided.

Section Three: That the Commissioners of Taxation as ex officio city treasurer, be and is hereby ordered and directed to permit to remain in, or to transfer, or cause to be transferred, to said depository herein designated, as the case may be, the aggregate sum above specified from such special funds and monies of the City, to-wit: all as shown by the books and records of the City Treasurer's Office, not exceeding said sum of \$12612.64 heretofore deposited in and now held wholly or in part by said bank, provided however that all such deposits, together with interest thereon, shall be faithfully kept, disbursed, paid over and accounted for by said depository, all as provided or to be provided by law and the charter and ordinances of said City.

Section Four. That in accordance with the proposal and bond of said depository, interest at the rate of three (3) per cent per annum shall be paid by and collected from said depository monthly on daily balances of all funds and monies so deposited. And special reference is hereby made to what is known as the "Finance Ordinances" of said City, and provisions thereof specially regulating such matters.

Section Five. This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and the same shall take effect at once.

Commissioner Garland introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

MB-112 AN ORDINANCE

Designating D & A. Oppenheimer of San Antonio, Texas, as a special City Depository.

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

WHEREAS D & A. Oppenheimer of San Antonio, Texas, has been duly selected as a depository of a part of the special funds of the City hereinafter more particularly described, and has executed and filed with the City Clerk a bond conditioned as required by law and herein further described, which bond has been approved by the Mayor subject to the concurrence of the Commissioners:

Section One. That said bond, the same being for the sum of Seven Thousand (\$7,000.00) Dollars, executed by said D & A. Oppenheimer as principal and Jake Wolff and Max Stiefel as sureties and dated August 4th A.D. 1916 be and the same is hereby in all respects accepted and approved by said Board of Commissioners, and ordered to be filed and recorded by the City Clerk and retained carefully in the archives of the City.

Section Two: That said D & A. Oppenheimer be and is hereby designated as a special depository of a part of the special funds and monies belonging to or controlled by said City, including the sum of Five Thousand Seven Hundred and Fifty Six (\$5756.00) Dollars which special funds are deposited in said depository for the use and credit of the City in conformity with the purposes of such funds, all as provided by law, and subject to all the terms and conditions imposed by the laws of the State, and the charter and ordi-

-nances of the City for such matters made and provided.

Section Three. That the Commissioner of Taxation as ex officio city treasurer, be and he is hereby ordered and directed to permit to remain in, or to transfer, or cause to be transferred, to said depository herein designated, as the case may be, the aggregate sum above specified from such special funds and monies of the City, to-wit: all as shown by the books and records of the City Treasurer's office, not exceeding said sum of \$5756.00 heretofore deposited in and now held wholly or in part by said bank, provided however that all such deposits, together with interest thereon, shall be faithfully kept, disbursed, paid over and accounted for by said depository, all as provided or to be provided by law and the charter and ordinances of said City.

Section Four. That in accordance with the proposal and bond of said depository, interest at the rate of three and one tenth (3-1/10) per cent per annum shall be paid by and collected from said depository monthly on daily balances of all funds and monies so deposited. And special reference is hereby made to what is known as the "Finance Ordinances" of said City, and provisions thereof specially regulating such matters.

Section Five. This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and the same shall take effect at once.

Commissioner Garland introduced the following ordinance which was read and adopted by the following vote on roll call to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhe. Nays, none.

MB-113 AN ORDINANCE

Designating Commonwealth Bank and Trust Company of San Antonio, Texas, as a Special City Depository.

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

Whereas the Commonwealth Bank and Trust Company of San Antonio, Texas, has been duly selected as a depository of a part of the special funds of the City hereinafter more particularly described, and has executed and filed with the City Clerk a bond conditioned as required by law and herein further described, which bond has been approved by the Mayor subject to the concurrence of the Commissioners:

Section One: That said bond, the same being for the sum of Three Hundred and Sixty Thousand (\$360,000.00) Dollars executed by said Commonwealth Bank and Trust Company as principal and Harry Landa, H.P. Drought, W.R. Wiseman, T.N. Smith, Herbert H. Reed, E.J. Altgelt, Leo M.J. Dielmann, Elizabeth Moore and J.H. Savage as sureties and dated August 24 1916 be and the same is hereby in all respects accepted and approved by said Board of Commissioners, and ordered to be filed and recorded by the City Clerk and retained carefully in the archives of the City.

Section Two: That said Commonwealth Bank and Trust Company be and is hereby designated as a special depository of a part of the special funds and monies belonging to or controlled by said City, including the sum of Three Hundred and Ten Thousand, Seven Hundred and fifty eight 14/100 (\$310,758.14) Dollars which special funds are deposited in said depository for the use and credit of the City in conformity with the purposes of such funds, all as provided by law, and subject to all the terms and conditions imposed by the laws of the State, and the charter and ordinances of the City for such matters made and provided.

Section Three: That the Commissioner of Taxation as ex officio city treasurer, be and he is hereby ordered and directed to permit to remain in , or to transfer, or cause to be transferred, to said depository herein designated, as the case may be, the aggregate sum above specified from such special funds and monies of the City, to-wit: not exceeding said sum of \$310,758.14 as heretofore deposited in and held by the West Texas Bank and Trust Company, and taken over by said Commonwealth Bank and Trust Company; all as shown by books and records of the City Treasurers Office, and subject to ^{certain} special provisions as to time of payment, etc, in said bond contained; provided however that all such deposits, together with interest thereon, shall be faithfully kept, disbursed, paid over and accounted for by said depository, all as provided or to be provided by law and the charter and ordinances of said City.

Section Four. That in accordance with the proposal and bond of said depository, interest at the rate of (from and after September 1st, 1916) Three (3) per cent per annum shall be paid by and collected from said depository monthly on daily balances of all fund and monies so deposited. And special reference is hereby made to what is known as the "Finance Ordinances" of said City, and provisions thereof specially regulating such matters.

Section Five: This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and the same shall take effect at once.

Commissioner Garland introduced the following ordinance which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

MB-113.1 An ordinance granting permit to Hector Lopez to operate car No. 10321 in Local Street Transportation.

Commissioner Garland introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

No. 99

-114 AN ORDINANCE

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

That the following sums of money be appropriated out of the following sums to pay Merchants Bills of August 1916, to-wit:

Out of the 1916 General Fund for the following Departments:

City Hall Expenditures	\$ 1070.76	
Police	2484.90	
Health	258.48	
Hospital	932.78	
Fire	1639.35	
Fire Alarm	92.31	
Engineering	1429.04	
Parks and Plazas	2363.81	
Street Maintenance	2430.13	
Street Cleaning and Sanitation	644.51	
Market and Market House	54.23	
Lights	4705.24	
Water	4867.71	
Rivers and Ditches	34.50	
Sewer Construction	1046.53	
Plumbing and sewer Inspection	116.26	
Police and Fire Station	252.10	
Contingencies	206.49	
Street Opening and Widening	65.47	
Cemetery	5.00	
Making total out of 1916 General Fund		\$24,699.60
Out of Street Paving Fund		74.40
		<u>24,774.00</u>

This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom and the same shall take effect at once.

Commissioner Garland introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

No. 100 **MB-115** AN ORDINANCE

Authorizing the payment of wages to City Laborers for the week ending Sept. 9 1916, and making an appropriation therefor.

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

That the Mayor be and he is hereby authorized to issue warrants for the payment of wages to City Day Laborers for the week ending Sept. 9th, 1916, and that the following sums be and are hereby appropriated out of the several special funds for that purpose, to-wit;

General Fund of 1916 \$1824.75

Commissioner Kearny recommended that the petition for the opening of Edwards Street be not granted. Adopted.

Commissioner Kearny introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

No. 101 **-116** AN ORDINANCE

Appropriating \$1096.80 for cement used in Hackberry Street paving.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of One Thousand and Ninety Six 80/100 (\$1096.80) Dollars be, and the same is hereby appropriated out of the Street Paving Fund to pay for cement used in paving Hackberry Street, from Victoria to Aransas Streets.

This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and the same shall take effect at once.

Commissioner Kearny introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

No. 102 **-117** AN ORDINANCE

Appropriating \$170.00 to pay for cement used on S. Flores Street.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of One Hundred and Seventy (\$170.00) Dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of the Street Paving Fund to pay for cement used on S. Flores Street, from San Pedro Creek to Corpus Christi Road, Texas Graniteid Company, Contractors.

This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and the same shall take effect at once.

Commissioner Kearny introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

No. 103 **-118** AN ORDINANCE

Appropriating \$54.00 to pay for cement delivered to material yards.

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

the sum of Fifty Four (\$54.00) Dollars be and the same is hereby appropriated out of the Street Maintenance Fund to pay for cement delivered to material yards.

This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and the same shall take effect at once.

Commissioner Kearny introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

No. 104 **MB-119** AN ORDINANCE

Appropriating \$176.00 to pay for cement used for sidewalks on Nacogdoches Street.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO, THAT, the sum of One Hundred and Seventy Six (\$176.00) Dollars, be and the same is hereby appropriated out of the General Fund to pay for cement used on Nacogdoches Street sidewalk at Carter and Mullaly Transfer Company Property.

This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and the same shall take effect at once.

Commissioner Kearny introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

No. 105 **-120** AN ORDINANCE

Appropriating \$400.00 to pay for cement used on Travis Street sidewalks.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of Four Hundred (\$400.00) Dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of the 1916 General Fund to pay for cement on Travis Street sidewalks.

This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and the same shall take effect at once.

Commissioner Lambert introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

-121 AN ORDINANCE

Providing for a special fund to be used for the establishment, support and maintenance of the San Antonio "Zoo".

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

That whenever any fees, rentals or other payments shall be collected on account of any lawful lease, concession or permit, authorizing the use or occupation of any place in or part of "Otto Koehler Park" or any other public park or grounds of this City, for the purpose of conducting there any business, occupation, performance, or place or stand for the same, all such fees, rentals or other payments, shall belong to the City of San Antonio, and shall ever hereafter be received, kept and pledged and in a special fund and account to be known as the "Zoo" Fund, which shall be used only for the purpose of stocking, supporting and maintaining the "Zoo" or "Zoological Park" of the City of San Antonio; and said special fund shall be disbursed by city warrants on appropriations duly made for such purposes; and all such fees, rentals or other payments unless fixed by ordinance, contract or bid, shall be fixed and determined by the Commissioner of Parks and Public property, and the license and dues Collector shall collect, receive and receipt for the

*8/31/27
Amended
MB-119
P 43
Repealed
and took
P 500*

same, as provided by ordinance, contract or bid, or upon written orders of said Commissioner; provided however that nothing herein contained shall be deemed to authorize or recognize any use of any park property not allowable under the conditions appertaining to such park and property.

Commissioner Lambert introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

MB-122 AN ORDINANCE

Establishing the boundaries of election precincts in this City.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, for all City elections held after this date, until otherwise provided, the several election precincts in this City, and the boundaries thereof, shall be and the same are hereby fixed and established in conformity with the order of the Commissioners Court of Bexar County, Texas, dated August 14, 1916, and redistricting the election precincts of said County and City.

Commissioner Lambert introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

No. 106 **-123** AN ORDINANCE

Appropriating \$100.00 to pay A.C.Panceast.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of One Hundred dollars be and the same is hereby appropriated out of the City Hospital Fund to pay A.C.Panceast for services rendered as superintendent of construction at R.B.Green Memorial Hospital at the rate of \$50.00 per month for July and August, 1916.

This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and the same shall take effect at once.

Commissioner Lambert recommended that the petition of San Antonio Military Rifle Club for use of Market Hall on Tuesday nights for drill purposes be granted. Adopted.

-124 AN ORDINANCE

Amending an ordinance, Levying Special Assessments and taxes on account of the cost of the improvement of Peach Street, from Goliad Street to Victoria Street, passed and approved on the 13th day of September 1915.

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

That, a certain ordinance of this City passed and approved on the 13th day of September 1915, as referred to in the caption hereof, be and the same is hereby amended so as to hereafter to read as follows, to-wit:

For full text of this ordinance see Record Book No. **6** page **105**

Commissioner Uhr recommended that the petition of Central Baptist Church for permit to hold gospel tent meeting in 300 Block in San Fernando Addition be granted. adopted.

Commissioner Uhr recommended that petition of E.W.Rote for permit to install gasoline tank at 214 N.Flores Street be granted. Adopted.

Commissioner Uhr recommended that the petition of Morris and Company for permit to build a platform at the intersection of Medina and Buena Vista Streets wbe granted. Adopted.

Commissioner Uhr introduced the following ordinance, which was read and adopted by the following vote on roll call, to-wit: Ayes, Brown, Garland, Lambert, Kearny and Uhr. Nays, none.

No. 107

MB-125 AN ORDINANCE

Appropriating money to be paid to the widow of R.Lee Harris, decd.

WHEREAS, heretofore, to-wit: on the 12th day of August A.D.1916, while in the performance of duty as motorcycle policeman in the Department of Police of the City of San Antonio, R.Lee Harris was killed in an accident by the collision of his motorcycle with another motorcycle, and

WHEREAS, it is proposed that the City, without any admission of liability in the premises, shall pay to Mrs Odelia Harris, widow of said R.Lee Harris, for the present benefit of herself and the children, if any, of their marriage, the sum of \$1000.00 to be received by the said Mrs. Odelia Harris, as aforesaid, in full satisfaction of any and all claims which might be or may hereafter be asserted or prosecuted against the City of San Antonio on account of said death of said R.Lee Harris; now, therefore,

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

That the sum of \$1000.00 be, and the same is, hereby appropriated out of the General Fund of 1916, for which sum city warrants shall issue, payable to the said Mrs. Odelia Harris, upon delivery to the City Auditor of a proper receipt and guaranty to be executed by her in such form as may be approved by the City Attorney; provided, however that neither said payment nor anything in this ordinance contained shall be deemed to constitute any admission on the part of the City of San Antonio that the said City was or is in any manner or to any degree liable to pay any damage to any person whomsoever on account of anything connected with the death of the said R.Lee Harris; and the City of San Antonio shall not be held to have waived any of its defenses heretofore existing, in the event any further claim or demand shall be made by any person whomsoever against the said City.

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

ATTEST:

[Signature]
CITY CLERK

APPROVED:

[Signature]
MAYOR