

FEBRUARY 20, 1947

REGULAR MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO,  
HELD IN THE COUNCIL CHAMBER OF THE CITY HALL, AT TEN O'CLOCK,  
A. M., ON THURSDAY, THE TWENTIETH DAY OF FEBRUARY, A.D. 1947.

PRESENT: Mauermann, Callaghan, Hein, Steffler and Anderson; Mayor Mauermann presiding.

The Clerk read the minutes of the meetings of February 13 and 14, which were approved, as read, pursuant to motion of Comm. Steffler, seconded by Comm. Hein and carried by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

PETITIONS PRESENTED:

L. K. Barry, asking payment of damages to car in collision with police car, referred to City Attorney.

REFERRED to Comm. of Streets:

W. R. Zepeda and L. Jacobs, for approval of plats vacating and subdividing Lots 1,2 and 3 and 7, NCB 7346.

W. F. Pickard, for approval of subdivision plat of Lot A-2 and east portion of Lot A-1, NCB 273.

REFERRED to Comm. of Fire and Police:

Eula Brown (Mrs.), and others, for street light in the square of Runge St.

Delfino R. Chavez, and others, for street light at Sabinas and Leal Sts.

A. Strickler, and others, for traffic lights at S. Hackberry St., Aransas Ave. and Denver Blvd.

H. B. Connally, for barbecue pit permit at 418 Roosevelt Ave., referred to Health Dept. and Comm. of Fire and Police.

Pursuant to motion duly made and carried, the Council suspended the regular order of business in order to hear from a delegation present in the Council Chamber. There followed a general discussion of the two proposed ordinances, called to public attention by Comm. Hein at the meeting of February 13, 1947, being: 1. Establishing new rules and regulations for the City Market, and 2. Setting a \$100 annual license fee for wholesalers of vegetables & fruits.

Speaking in favor of the proposed ordinances were: Ralph Langley, attorney for the San Antonio Fresh Fruit and Vegetable Assn.; E. A. Brown, President of that Assn.; Henry Van de Walle, representing the Bexar County Growers; D. G. Valdez, spokesman for a committee of small independent merchants operating on the City Market; Myron Boles, representing workers at the Market; Ben Schaper, President, San Antonio Retail Grocers' Assn., and Mr. Smith, buyer for Handy-Andy Stores.

Speaking in opposition to the proposed ordinances was Judge John T. Spann.

Also entering into the discussion were the Mayor and Commissioners, City Attorney Morris and City Market Master Peter Batista.

Following the discussion, Comm. Anderson moved that the proposed ordinances be referred to the City Attorney for further investigation, for discussion with all members of the Council and other interested parties, then to be presented with a report by the City Attorney to the Committee of the Whole. Following a second by Comm. Steffler, the motion was carried by roll call vote, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson; Nay, Callaghan.

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Comm. Callaghan introduced the following ordinances, which were passed and approved by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

APPRO. NO. 703 AN ORDINANCE (4628)  
 TRANSFERRING \$6,000 FROM BACK TAX GENERAL FUND AND \$7,000 FROM 1945 GENERAL FUND TO THE 1946 GENERAL FUND.  
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APPRO. NO. 704 AN ORDINANCE (4629)  
 APPROPRIATING \$34,505.28 OUT OF 1946 GENERAL FUND FOR PER DIEM PAYROLLS.  
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APPRO. NO. 705 AN ORDINANCE (4630)  
 APPROPRIATING \$846.75 OUT OF PARK REVENUE BOND 1945 FUND FOR PAYROLL.  
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APPRO. NO. 706 AN ORDINANCE (4631)  
 APPROPRIATING \$50,034.24 OUT OF 1946 GENERAL FUND TO PAY TWO NOTES, NOS. 55 AND 56, AND INTEREST.  
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APPRO. NO. 707 AN ORDINANCE (4632)  
 APPROPRIATING \$61,362.91 OUT OF 1946 GENERAL FUND TO PAY FOR MATERIALS, EQUIPMENT, SUPPLIES AND MISCELLANEOUS EXPENDITURES.  
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APPRO. NO. 708 AN ORDINANCE (4633)  
 APPROPRIATING \$1,641 OUT OF 1946 GENERAL FUND, VARIOUS DEPTS., TO PAY FOR INDEPENDENT HIRE OF TEAMS AND TRUCKS.  
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APPRO. NO. 709 AN ORDINANCE (4634)  
 APPROPRIATING \$1,840.92 OUT OF 1946 GENERAL FUND, VARIOUS DEPTS., TO PAY TELEPHONE SERVICES FOR THE MONTH OF FEBRUARY, 1947.  
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APPRO. NO. 710 AN ORDINANCE (4635)  
 APPROPRIATING \$276.48 OUT OF PARK REVENUE BOND, 1945 FUND FOR MATERIAL, SUPPLIES AND MISCELLANEOUS EXPENDITURES FOR MONTH OF JANUARY, 1947.  
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Comm. Hein introduced the following ordinances, which were passed and approved by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

APPRO. NO. 711 AN ORDINANCE (4636)  
 APPROPRIATING \$30 OUT OF 1946 GENERAL FUND, SEWAGE PLANT DEPT., TO PAY ADDITIONAL FREIGHT CHARGES ON 15 DRUMS OF LIQUID CHLORINE.  
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APPRO. NO. 712 AN ORDINANCE (4637)  
 APPROPRIATING \$83.20 OUT OF 1946 GENERAL FUND, VARIOUS DEPTS., TO PAY GOVERNMENT TAX ON ADMISSIONS FOR THE MONTH OF JANUARY, 1947.  
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Comm. Steffler introduced the following ordinances, which were passed and approved by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

APPRO. NO. 713 AN ORDINANCE (4638)  
 APPROPRIATING \$1,912.50 OUT OF 1946 GENERAL FUND, ENGINEERING DEPT., TO PAY FRANK T. DROUGHT FOR PROFESSIONAL SERVICES.  
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APPRO. NO. 714 AN ORDINANCE (4639)  
 APPROPRIATING \$93.24 OUT OF 1946 GENERAL FUND, ST. MAINT. DEPT., TO PAY COLGLAZIER & HOFF, INC., FOR CONSTRUCTING CURB ALONG CITY PROPERTY AT GARRITY ROAD AND NEW BRAUNFELS AVE.  
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APPRO. NO. 715

AN ORDINANCE (4640)

APPROPRIATING \$36.21 OUT OF 1946 GENERAL FUND, ST. MAINT. DEPT.,  
TO PAY TEXAS & NEW ORLEANS RR CO. FOR FREIGHT ON CAR TRAP ROCK.

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APPRO. NO. 716

AN ORDINANCE (4641)

ACCEPTING PROPOSAL OF RODGERS & STEWART, INC., TO PAVE ALONG CITY  
PROPERTY, AT FIRE STATION ON MATAMORAS ST., BETWEEN S. FRIO AND S.  
MEDINA STS. IN CONNECTION WITH THE PROPERTY OWNERS CONTRACT FOR  
PAVING THIS STREET AND AUTHORIZING THE PAYMENT THEREFOR.

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APPRO. NO. 717

AN ORDINANCE (4642)

ACCEPTING ALTERNATE (B) OF PROPOSAL OF STICH PLUMBING AND UTILITIES,  
FOR THE CONSTRUCTION OF SANITARY SEWER MAIN ON TENNESSEE AVENUE AND  
ON PLEASANTON ROAD; AND APPROPRIATING \$10,592.84 IN PAYMENT FOR SAME.

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AN ORDINANCE (4643)

REGULATING THE WEIGHT OF COMMERCIAL MOTOR VEHICLES, TRACTORS, TRUCK-  
TRACTORS, TRAILERS, SEMI-TRAILERS, OR COMBINATIONS OF SUCH TRAILERS,  
AND OTHER VEHICLES.

Comm. Steffler stated this ordinance is in compliance with the state law and was prepared  
by the City Attorney.

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Pursuant to recommendation of the City Engineer and motion of Comm. Steffler, duly seconded and carried, the Council accepted the easement for public drain in NCB 7601 and 7590 of Southern Prison Co., and directed the City Attorney to prepare the necessary ordinance.

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Pursuant to recommendation and motion of Comm. Anderson, duly seconded and carried, the Council granted the petition of Albert Kaak for gasoline installation permit at 605 Guadalupe St., for Carle Petroleum Co.

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Mayor Mauermann introduced the following ordinances, which were passed and approved by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

APPRO. NO. 718

AN ORDINANCE (4644)

APPROPRIATING \$1 OUT OF 1946 GENERAL FUND, REFUNDS DEPT., TO PAY  
J. & B.W. CLEM REFUND OF AMOUNT PAID ON PARKING TICKET IN ERROR.

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APPRO. NO. 719

AN ORDINANCE (4645)

APPROPRIATING \$194.73 OUT OF 1946 GENERAL FUND, VARIOUS DEPTS.,  
PAYABLE TO DAN QUILL, POSTMASTER, FOR POSTAGE STAMPS.

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APPRO. NO. 720

AN ORDINANCE (4646)

APPROPRIATING \$250 OUT OF 1946 GENERAL FUND, SPECIAL COUNSEL DEPT.,  
PAYABEE TO C. W. TRUEHEART, ATTORNEY FOR NATIONAL BANK OF COMMERCE,  
FOR LEGAL SERVICES IN CONNECTION WITH 1946 FISCAL YEAR DEPOSITORY CONTRACT.

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APPRO. NO. 721

AN ORDINANCE (4647)

APPROPRIATING \$60.75 OUT OF 1946 GENERAL FUND TO PAY EXCHANGE ON  
MARCH 1, 1947, BOND AND INTEREST MATURITIES.

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APPRO. NO. 722

AN ORDINANCE (4648)

APPROPRIATING \$19.60 OUT OF 1946 GENERAL FUND, JUDGMENTS & SUITS DEPT.,  
TO PAY CARL WRIGHT JOHNSON, ATTY. AT LAW, AMOUNT EXPENDED FOR TELEGRAM  
AND CERTIFIED COPIES OF U.S. SUPREME COURT ORDER.

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APPRO. NO. 723

AN ORDINANCE (4649)

APPROPRIATING \$150 TO PAY SERVICE CHARGE OF FROST NATIONAL BANK, TRUSTEE, UNDER DEED OF TRUST ON PARK REVENUE BONDS, SERIES 1945 (WILLOW SPRINGS).

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APPRO. NO. 724

AN ORDINANCE (4650)

REPEALING AN ORDINANCE ENTITLED "AN ORDINANCE APPROPRIATING \$58,781.25 OUT OF VARIOUS SINKING FUNDS TO PAY MAY 1ST, 1947, INTEREST COUPON MATURITIES", PASSED AND APPROVED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO ON THE 9TH DAY OF DECEMBER, A.D. 1946.

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APPRO. NO. 725

AN ORDINANCE (4651)

APPROPRIATING \$60,918.75 OUT OF VARIOUS SINKING FUNDS TO PAY MAY 1ST, 1947, INTEREST COUPON MATURITIES.

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City Attorney Morris explained the following two ordinances were necessary because the maturities and interest rates set out in the Ordinance of October 29th, 1946, were as provided in the bid then accepted, which bid had since expired due to litigation, and the bid accepted on the recent re-advertisement provided different rates. Thereupon the following two ordinances were introduced in writing by Mayor Mauermann and were read in full. It was thereupon moved by Commissioner Anderson and seconded by Commissioner Hein that the ordinance as read, in each case, be adopted, and after due discussion the separate motions for each ordinance were voted upon and carried by the following vote: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson. Each ordinance, separately, was thereupon declared adopted, was approved and signed in open meeting by the Mayor and was ordered recorded. The ordinances are recorded in full in Ordinance Book "P", on Pages 17, 18, 19, 20 and 21. The captions follow:

AN ORDINANCE (4652)

REPEALING AN ORDINANCE ENTITLED "AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$1,750,000 INTERREGIONAL HIGHWAY BONDS, SERIES A-45; \$1,500,000 AIRPORT ADMINISTRATION BUILDING BONDS, SERIES B-45; \$2,000,000 STREET AND BRIDGE BONDS, SERIES C-45; \$300,000 GARBAGE DISPOSAL BONDS, SERIES E-45; AND \$150,000 FIRE STATION BONDS, SERIES U-45, OF THE CITY OF SAN ANTONIO, CONFIRMING THE SALE THEREOF, AND PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY PRINCIPAL OF AND INTEREST ON SAID BONDS", PASSED AND APPROVED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO ON THE 29TH DAY OF OCTOBER, A.D. 1946.  
(Full text in Ordinance Book "P", Page 17.)

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AN ORDINANCE (4653)

AUTHORIZING THE ISSUANCE OF \$1,750,000 INTERREGIONAL HIGHWAY BONDS, SERIES A-45; \$1,500,000 AIRPORT ADMINISTRATION BUILDING BONDS, SERIES B-45; \$2,000,000 STREET AND BRIDGE BONDS, SERIES C-45; \$300,000 GARBAGE DISPOSAL BONDS, SERIES E-45, AND \$150,000 FIRE STATION BONDS, SERIES U-45, OF THE CITY OF SAN ANTONIO, CONFIRMING THE SALE THEREOF, AND PROVIDING FOR THE LEVY AND COLLECTION OF TAXES TO PAY PRINCIPAL OF AND INTEREST ON SAID BONDS.  
(Full text in Ordinance Book "P", Pages 17, 18, 19, 20 and 21.)

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Mayor Mauermann introduced the following ordinances, which were passed and approved by the vote as recorded first above.

AN ORDINANCE (4654)

AUTHORIZING THE MAYOR TO EXECUTE LEASE WITH UNITED STATES OF AMERICA FOR LAND FOR NAVAL RESERVE TRAINING PURPOSES.

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AN ORDINANCE (4655)

DEMISING A TRACT OF LAND OUT OF THE SEWER FARM TO THE UNITED STATES DEPARTMENT OF AGRICULTURE.

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City Attorney Morris stated that in accordance with the Resolution previously passed by the Council he had prepared 14 deeds from the Planning Board to the City and two other deeds direct to the City, all for Inter-Regional Highway right-of-way and all in accordance with that Resolution. He said the Council should merely accept the deeds now and make the appropriation to pay for the land at a later date. He said guaranteed titles had been secured to each piece of property. He said the deals would not be closed until the money, about \$43,000, was appropriated, this in answer to a question from Comm. Callaghan.

Comm. Callaghan also asked if Mr. Zeller would receive a 5% commission on these deeds.

Mayor Mauermann explained Mr. Zeller was on a monthly salary, paid by the Planning Board, when these properties were purchased. He said if Zeller wanted to contribute back his salary, he did not want to be precluded from paying him the 5% commission, if the City could make money on such an arrangement.

Thereupon the following ordinances were introduced in writing by Mayor Mauermann, and it was moved by Comm. Anderson and seconded by Comm. Hein that, in each case, the ordinance as read be adopted, and each was passed and approved by roll call vote, to-wit: Ayes, Mauermann, Callaghan, Hein, Steffler and Anderson.

AN ORDINANCE (4656)

ACCEPTING DEED OF W. W. McALLISTER, H. B. ZACHRY AND H.C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

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AN ORDINANCE (4657)

ACCEPTING DEED OF WALTER McALLISTER, H. B. ZACHRY AND H. C. KILPATRICK TO CERTAIN PROPERTY FOR RIGHT-OF-WAY OF URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

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AN ORDINANCE (4658)

ACCEPTING DEED OF WALTER W. McALLISTER, H. B. ZACHRY AND H. C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY.)

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AN ORDINANCE (4659)

ACCEPTING DEED OF WALTER W. McALLISTER, H.B. ZACHRY AND H. C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR RIGHT-OF-WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

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AN ORDINANCE (4660)

ACCEPTING DEED OF W.W. McALLISTER, H.B. ZACHRY AND H.C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR RIGHT-OF-WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

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AN ORDINANCE (4661)

ACCEPTING DEED OF W.W. McALLISTER, H.B. ZACHRY AND H. C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR RIGHT-OF-WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

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AN ORDINANCE (4662)

ACCEPTING DEED OF WALTER W. McALLISTER, H.B. ZACHRY AND H.C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR RIGHT-OF-WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

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AN ORDINANCE (4663)

ACCEPTING DEED OF WALTER W. McALLISTER, H.B. ZACHRY AND H.C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR RIGHT-OF-WAY OF URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

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## AN ORDINANCE (4664)

ACCEPTING DEED OF WALTER W. McALLISTER, H.B. ZACHRY AND H.C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR RIGHT-OF-WAY OF URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

## AN ORDINANCE (4665)

ACCEPTING DEED OF WALTER W. McALLISTER, H.B. ZACHRY AND H.C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR RIGHT-OF-WAY OF URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

## AN ORDINANCE (4666)

ACCEPTING DEED OF WALTER McALLISTER, H.B. ZACHRY AND H.C. KILPATRICK, TRUSTEES, TO CERTAIN PROPERTY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

## AN ORDINANCE (4667)

ACCEPTING DEED OF WALTER McALLISTER, H.B. ZACHRY AND H.C. KILPATRICK, TO CERTAIN PROPERTY FOR RIGHT-OF-WAY OF URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

## AN ORDINANCE (4668)

AN ORDINANCE ACCEPTING DEED OF WALTER McALLISTER, H.B. ZACHRY AND H.C. KILPATRICK TO CERTAIN PROPERTY FOR RIGHT-OF-WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

## AN ORDINANCE (4669)

ACCEPTING DEED OF H.B. ZACHRY, W.W. McALLISTER AND H.C. KILPATRICK TO CERTAIN PROPERTY FOR RIGHT-OF-WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

## AN ORDINANCE (4670)

ACCEPTING DEED OF GROCE-WEARDEN COMPANY, INC., TO CERTAIN PROPERTY FOR RIGHT-OF-WAY OF URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

## AN ORDINANCE (4671)

ACCEPTING DEED OF MRS. FLORENCE ELFELDA ROUTLEDGE, A WIDOW, TO CERTAIN PROPERTY FOR RIGHT-OF-WAY FOR URBAN EXPRESSWAY (INTERREGIONAL HIGHWAY).

City Attorney Morris made a statement to the Council reviewing the progress to date of the proposed codification of the City Charter and Ordinances.

Mayor Mauermann said he wanted it understood that Judge T. D. Cobbs, former City Attorney, was to be the local attorney employed by the company doing the codification, since Judge Cobbs had had more than 25 years experience with the Charter and Ordinances and was the best informed man available for this post.

In further discussion, City Attorney Morris brought out that he had received a proposed contract from the Michie City Publications Co. to do the work, that he could not interest the Vernon Law Book Co. in the work, and that he had been unable to find any local firm qualified to do it. He asked that the Council take this matter under advisement.

Pursuant to motion duly made and carried, the Council ordered City Hall closed Saturday, February 22nd, Washington's Birthday, and granted Comm. Anderson a leave of absence to represent the City at the Washington's Birthday celebration in Laredo, Mayor Mauermann having appointed Comm. Anderson his official representative for that purpose.

Bids to purchase junk trucks of the Garbage and Sanitation Dept. were opened and publicly read and referred to Comm. Hein with power to act as he sees fit, pursuant to motion duly made

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and carried.

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Bids to purchase property on Martinez St. were opened and publicly read. In Council discussion of the bids, Comm. Anderson stated he was visited by a committee regarding the establishment of a medical foundation on the Arsenal property. He said he had told the group he would forego attempts to secure that property now if they would agree to give the City a north and south and east and west highway through the Arsenal grounds and also give him a 150-foot strip on Flores St. for a fire station which he would build and maintain. He pointed out that if such a deal were consummated, the Martinez St. property would be worth ten times as much as at present.

Pursuant to motion of Comm. Anderson, duly seconded and carried by unanimous "aye" vote, all bids on the Martinez St. property were rejected by the Council.

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Pursuant to motion duly made and carried, the meeting was adjourned this Thursday, the twentieth day of February, A.D. 1947.

APPROVED:

*George M. Anderson*

MAYOR

ATTEST:

*Frank B. ...*  
City Clerk