

Regular meeting of the City Council: Austin, Texas, April 16th 1914.

The Council was called to order by the Mayor : Roll called:

Present, ^{Mayor Wooldridge} Councilmen Anthony & Haynes 3

Absent Councilmen Bartholomew & Powell 2

The minutes of the last regular and subsequent recessed meetings were read and adopted :

Unfinished business :

The Mayor laid before the Council An ordinance accepting the dedication of a public street out of a certain parcel of land conveyed by W A Harper to the City of Austin and agreeing to keep open and perpetually maintain said street a vacate Leander street , all in the City of Austin, Texas.

The ordinance was read the second time. and ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ a motion made to suspend the rules and place it on its third reading .and final passage, which motion was lost by the following vote:

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3

Absent Councilmen Bartholomew & Powell 2

The Mayor laid before the Council the following resolution :

Whereas, it appears from the attached recommendation of W L Eyres, Sign Inspector, that the petition of C W Heath for an electric light sign at the corner of 7th ~~xxx~~ street and Congress Avenue in this City Calls for a sign 4ft, 8 in, long by 4ft 8in high ,made for 25 watt lamps ,and is in other particulars in conformity with the regulations of this City governing electric light signs.

Now, therefore,

Resolved by the City Council of the City of Austin :

That the petition of C W Heath for an electric light sign at the corner of Congress Avenue and 7th street be and the same is hereby granted ,said sign is to be hung 8 feet above the sidewalk , to be installed under the supervision of W L Eyres ,Sign Inspector, and to in all things conform to the laws of this City upon the subject.

Be it further resolved by the City Council of the City of Austin:

That this permit is temporary ,and is so issued, and must be so accepted.

The resolution was adopted by the following vote :

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3

Absent Councilmen Bartholomew & Powell 2

Approved April 16 th 1914,

A P Wooldridge, Mayor.

The Mayor laid before the Council a petition from Citizens asking for street work on East 23rd street, which was read and referred to Councilman Powell.

The Mayor laid before the Council the following resolution :

Whereas, it appears from the attached affidavit that on the 1st day of January, 1913, William Palmquist had on hand cash in Bank the sum of two hundred dollars (\$200.00) ,which sum had accumulated in part from previous small savings made towards the year 1912, and about one third of said amount came about from the salary warrent of the said William Palmquist for the month of December, 1912, as Janitor of the General Land Office of this City ,which he had discounted for cash ,the State of Texas at that time not being upon a cash basis; and

Whereas, said money had accumulated for the purpose of paying certain personal debts of the said William Palmquist due on the 1st day of Jany ,1913, and

Changing street request Wooldridge

C W Heath electric sign

*Wm Palmquist
Austin Council*

Whereas, said sum of money had practically been entirely paid out within three or four days from the 1st day of January, 1913.

Now, therefore,

Resolved by the City Council of the City of Austin :

That the assessment of two hundred (\$200.00) dollars cash assessed against the said William Palmquist for the year 1913, be and the same is hereby cancelled and annulled.

The resolution was adopted by the following vote:

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3
Absent Councilmen Bartholomew & Powell 2

Approved , A P Wooldridge, Mayor.

The Mayor laid before the Council the following resolution :

Resolved by the City Council of the City of Austin:

That A P W ooldridge, Mayor, be and he is hereby authorized to execute to W N McElroy, W T McElroy ,And J H Bolinger ,in joint and equal proportions ,for burial purposes,a lot in Oakwood Cemetery ,described as follows:

Beginning at the N W corner of the vacant lot surrounded by a wood coping just south of the lot belonging to James H Bell: thence westerly parallel to the center line of main Avnue , 21 feet to point for corner; thence in a southerly direction at right angles to said center line ,28 feet to point for corner; thence easterly parallel to the said center line 21 feet to point for corner;thence in a northerly direction at right angles to said center line ,28 feet to place of beginning,composing a rectangular lot 21 X 28 feet out of the old section of the cemetery.

The resolution was adopted by the following vote :

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3
Absent Councilmen Bartholomew & Powell 2

The Mayor laid before the Council the folloqing resolution :

Whereas, it appears from the accompanying statement of J Gregg Hill, special tax collector of the City of Austin, that Mrs Julia H Bass, has been twice assessed credits in the amount of four hundred and eighty (\$ 480.00)dollars for the year 1913, at the instance of Messrs Hill & Long,special tax collectors,therefore,

Resolved by the City Council of the City of Austin :

That, inasmuch as one of the above named assessments is a repetition of the other,the assessment made at the instance of Messrs Hill & Long be and the same is hereby cancelled and annulled and ordered stricken from the assessment rolls of this City.

The resolution was adopted by the following vote :

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3
Absent Councilmen Bartholomew & Powell 2

Approved, A P Wooldridge, Mayor.

The Mayor laid before the Council the following resolution :

Resolved by the City Council of the City of Austin :

That , in consideration of the sum of fifty (\$ 50.00) dollars paid to fred Sterzing, City tax Collector, A P Wooldridge, Mayor, be and he is hereby authorized to execute to Fred Scott, a deed to the following described property in Oakwood Cemetery, same to used by the said Fred Scott ,his heirs and assigns, for bulial purposes:

Sale of Cemetery lots

*JH Bass
Assess Canceled*

Sale of Cemetery lots

Beginning at a point on the west coping of N B Metz's lot 15' south from his north line; thence southerly along said west line 15' to point for corner; thence westerly 25' parallel to Metz's north line to point for corner; thence northerly 15' parallel to Metz's west line to point for corner; thence easterly 25' to place of beginning, composing a rectangular lot 25 by 15'.

The resolution was adopted by the following vote :

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3
Absent Councilmen Bartholomew & Powell 2

Approved, A P Wooldridge, Mayor.

The Mayor laid before the Council the report of the Inspector of Weights and Measures for the month of March 1913, which was read and ordered filed:

The Mayor laid before the Council the following resolution :
Be it resolved by the City Council of the City of Austin :

That a contract between the City of Austin and Messrs J W Maxwell, W R Long and J Gregg Hill, dated the 26th day of September, 1913, agreeing to pay said Maxwell, Long and Hill, fifteen per cent (15 %) of the taxes actually collected upon credits exclusively made known by them to the City Assessor & Collector , be and the same is hereby renewed ,ratified and approved for the year ending September 26th 1914, and hereby ordered spread upon the minutes of the City Council .

The resolution was adopted by the following vote :

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3
Absent Councilmen Bartholomew & Powell 2

Approved, A P Wooldridge, Mayor.

The Mayor laid before the Council a resolution ordering the improvement of a certain part of East 6th street ,in the City of Austin, and approving specifications proposal, Contract and bond therefor.

The resolution was read and laid over for one week.

The Mayor laid before the Council the following resolution :

Resolution approving City Engineer's report concerning improvements on Lavacca street ,in the City of Austin, and directing a hearing to property owners concerning the assessment for a part of the costs of such improvements against them and their property ,fixing a time for said hearing and directing that a notice be given to said property owners concerning the said hearing.

Whereas ,the City Council of the City of Austin has heretofore determined to improve Lavacca street from the north property line of 6th street to the south property line of 7th street, by paving the same with the Bitulithic pavement upon gravel concret foundation with concrete gutters along curb line and necessary excavation ,and has adopted specifications for said work, and has entered into contract for the same with the Texas Bitulithic Company ,a corporation; and

Whereas, the City Engineer of the City of Austin has this day filed his report in writing with the City Council, showing the total cost of the said improvements upon the said street, the amount per front foot of abutting property to be paid by owners thereof and also the names of persons ,estates or corporations owning property and a statement of the total amount payable by each of said owners for said improvements; and

Whereas, the City Council has examined the said report and finds the same correct; and

*Maxwell Long Hill
Contract made*

*Improvement of
8 6th St.*

*Improvement of
Lavacca St.*

Whereas, the necessity exists that a portion of the cost of said improvement should be assessed against said property owners and their property, subject to the terms of the Charter of the City and the ordinance in such cases made and provided, and after the notice of hearing provided by said Charter and ordinance, Now, Therefore :

Be it resolved by the City Council of the City of Austin ,Texas:

1. That the said report of the City Engineer be and the same is hereby approved and adopted.:

2. That a portion of the cost of paving the said improvements shall be assessed against said owners of property abutting on Lavacca street and in the City of Austin , between 6th street and 7th street and against the said property ; that the said assessment shall be made at the rate of \$ 3.8364 per front foot for paving and 40 cents per front foot for curbing in accordance with the " front foot " rule or plan, in proportion to the frontage in that block to be improved; provided, that if said rule of apportionment shall appear to the Council to be unjust or unequal in any particular case , or to result in any assessment in excess of the benefits received through said improvement by any owner or his property, the City Council shall adopte such rule of apportionment as shall effect substantial equality and justice between property owners , considering benefits received and burdens imposed upon said owners ,and that in no event shall any assessment be made in excess of the actual benefits received by the owners of said property through the enhanced value thereof by means of said improvements.

3. That a hearing shall be given before the Council to the said property owners on the 25th day of April 1914, at 10' Oclock ,A M at the council chamber in the City Hall in the City of Austin , ,Texas, at which hearing said property owners, their agents or Attorneys, shall be fully and fairly heard as to all matters concerning the said improvements or any irregularity or invalidity in the proceedings with reference thereto, if any to their property, and as to the assessments to be made against them and their property and as to any other matter or thing connected therewith . At which hearing the said owners shall have the right to produce witnesses and testimony ,and which hearing shall be adjourned from time to time and from day to day until all are heard, and all matters in connection with the said improvements and assessments fully ascertained ; that after the said hearing shall be closed ,said City Council will proceed to assess against the owners of property upon said street and their property who shall agree with said Council upon said assessments ,such sums as may be so agreed upon and determined and provided by the Charter of the City and the said ordinance; that as to any such property owners who may not so agree ,the City Council will, after said hearing, have appointed a Commission to determine said assessments ,and will take such further steps in ascertainment thereof as are provided by the Charter and ordinance.

4. That the Supt of Streets and Public Improvements of the City of Austin is hereby directed to give notice hereof to the said property owners ,their agents or attorneys ,by publication of a copy of this resolution not less than twice in the Austin Tribune a daily paper of general circulation in the City of Austin , the first publication to be not less than five days prior to the date of said hearing.

5. That this resolution shall take effect from and after its passage.

The resolution was adopted by the following vote:

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3

Absent Councilmen Bartholomew & Powell 2

The Mayor laid before the Council the following resolution :

Resolution approving City Engineers report concerning improvements on 8th street ,in the City of Austin, and directing a hearing to property owners concernig the assessment for a part of the cost of such improvements against them and their property,fixing a time for said hearing and directing that a notice be given to sad property owners concerning the said hearing.:

Whereas, the City Council of the City of Austin has heretofore determined to improve 8th street from the west property line of Congress Avenue to the east prop-erty line of Colorado street by paving the samewith the Bitulithic pavement upon gravel concrete foundation with concrete gutters along curb lines and necessary excavation , and has adopted specifications for said work,and has entered into a contract for the same with the Texas Bitulithic Company, a corporation; and

Whereas, the City Engineer of the City of Austin has this day filed his re-
-port in writing with the City Council ,showing the total amount of the said improve-
-ments upon the said street, the amount per front foot of abutting property to be paid by owners thereofand also the names of persons ,estates or corporations owning property and a statement of the total amount payable by each of said owners for said improvements ; and

Whereas , the City Council has examined the said reportand finds the same correct; and

Whereas, the necessity exists that a portion of the cost of said improvement should be assessed against said property owners and their property, subject to the terms of the Charter of the City and the ordinance in such cases made and provided, and afterthe notice is hearing provided by said Charter and ordinance ,

Now, therefore,:

Be it resolved by the City Council of the City of Austin, Texas :

1. That the said report of the City Engineer be and the same is hereby approved and adopted .

2. That a portion of the cost of the paving the said improvements shall be assessed against said owners of property abutting on 8th street in the City of Austin ,between Congress Avenue and Colorado street and against the said property; That the said assessment shall be made at the rate of \$ 3.8364 per front foot for paving and 40 cents per front foot for curbing in accordance with the " front foot" rule or plan ,in proportion to the frontage in that block to be improved ; provided, That if said rule of apportionment shall appear to the Council to be unjust or unequal in any particular case ; or to result in an assessment in excess of the ben-efits received through said improvement by any owner or his property, the City Coun-
-cil shall adopt such rule of apportionment as shall effect substantial equality and justice between said property owners ,and that in no event shall any assessment be made in excess of the actual benefits received by the owners of said property through the enhanced value thereof by means of said improvements.

3. That a hearing shall be given before the Council to said property owners on the 25th day of April 1914, at 10 O'clock A M, at the Council chamber in the City Hall in the City of Austin, Texas,at which hearing said property owners, their agents or attorneys ,shall be fully and fairly heard as to all matters concerning the said improvements or any illegularity or invalidity in the proceedings with reference thereto , or as to the benefits thereof ,if any, to their property, and as to the assessments proposed to made against them and their property, and as to any other

Improvement
8th St.

matter or thing connected therewith .At which hearing the said owners shall have the right to produce witness and testimony, ,and which hearing shall be adjourned from time to time and from day to day until all are heard,and all matters in connection with the said improvements and assessments fully ascertained; that after the said hearing shall be closed , the City Council will proceed to assess against owners of property upon said street and their property who shall agree with said Council upon the said assessments, such sums as may be so agreed upon and determined as provided by the Charter of the City and the said ordinance; that as to any such property owner who may not so agree the City Council will, after said hearing, have appointed a Commission to determine said assessments , and will take such further steps in ascertainment thereof as are provided by the Charter and ordinance.

4. .That the Supt of Streets and Public Improvements of the City of Austin is hereby directed to give notice hereof to the said property owners ,their agents or attorneys, by publication of a copy of this resolution not less than twice in the Austin Tribune ,a daily paper of general circulation in the City of Austin,the first publication to be not less than five days prior to the date of said hearing.

5. That this resolution shall take effect from and after its passage.

The Mayor laid before the Council the following resolution :

Resolution approving City Engineers report concerning improvements on 8th street ,in the City of Austin, and directing a hearing to property owners concerning the assessment for a part of the cost of such improvements against them and their property ,fixing a time for said hearing and directing that a notice be given to said property owners concerning the said hearing:

Whereas, the City Council of the City of Austin has heretofore determined to improve 8th street from the west line of Colorado street to the east line of Lavacca street by paving the same with the Bitulithic pavement upon gravel concrete foundation with concrete gutters along curb lines and necessary excavation ,and has adopted specifications for said work ,and has entered into contract for the same with the Texas Bitulithic Company,a corporation; and

Whereas, the City Engineer of the City of Austin has this day filed his report in writing with the City Council, showing the total cost of the said improvements upon the said street ,the amount per front foot of abutting property to be paid by owners thereof and also the names of persons ,estates or corporations owning property and a statement of the total amount payable by each of said owners for said improvements;and

Whereas, the City Council has examined the said report and finds the same correct and

whereas , the necessity exists that a portion of the cost of said improvements should be assessed against said property owners and their property ,subject to the terms of the Charter of the City and the ordinance in such cases made and provided,and after the notice and hearing provided for by said Charter and ordinance,Now, Therefore:

Be it resolved by the City Council of the City of Austin, Texas :

1 . That a portion of the cost of paving the said improvements shall be assessed against said owners of property abutting on 8th street in the City of Austin, between Colorado street and Lavacca street and against the said property ;that the said assessment shall be made at the rate of \$ 3.8364 per front foot for paving and 40 cents per front foot for curbing in accordance with the " Front foot " rule or plan, in proportion to the frontage in that block to be improved; provide, that if said rule of apportionment shall appear to the Council to be unjust or unequal in any particular case,or to result in an

8th St

assessment in excess of the benefits received through said improvement by any owner or his property, the City Council shall adopt such rule of apportionment as shall effect substantial equality and justice between said property owners, considering benefits received by and burdens imposed upon said owners, and that in no event shall any assessment be made in excess of the actual benefits received by the owners of said property through the enhanced value thereof by means of said improvements.

3. That a hearing shall be given before the Council to said property owners on the 25th day of April 1914, at 10 o'clock A M at the Council chamber in the City Hall of Austin, Texas, at which hearing said property owners, their agents or attorneys, shall be fully and fairly heard as to all matters concerning the said improvements or any irregularity or invalidity in the proceedings with reference thereto, or as to the benefits thereof, if any, to their property, and as to the assessments proposed to be made against them and their property, and as to any other matter or thing connected therewith. At which hearing the said owners shall have the right to produce witnesses and testimony and which hearing shall be adjourned from time to time and from day to day until all are heard, and all matters in connection with the said improvements and assessments fully ascertained; that after the said hearing shall be closed, said City Council will proceed to assess against owners of property upon said street and their property who shall agree with the said Council upon the said assessments such sums as may be so agreed upon and determined as provided by the Charter of the City and the said ordinance, that as to any such property owners who may not so agree, the City Council will, after said hearing, have appointed a Commission to determine said assessments, and will take such further steps in ascertainment thereof as are provided by the Charter and ordinance.

4. That the Supt of Streets and Public Improvements of the City of Austin is hereby directed to give notice hereof to the said property owners, their agents or attorneys, by publication of a copy of this resolution not less than twice in the Austin Tribune, a daily paper of general circulation in the City of Austin, the first publication to be not less than five days prior to the date of said hearing.

5. That this resolution shall take effect from and after its passage.

The resolution was adopted by the following vote :

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3

Absent Councilmen Bartholomew & Powell 2

The Mayor laid before the Council the following resolution :

Be it resolved by the City Council of the City of Austin, Texas:

That Cement sidewalks 4 $\frac{1}{2}$ feet in width and cement curbing be and are hereby ordered to be constructed along the south side of west 10th street from San Antonio and Nueces streets; and be it further resolved that the Supt of Streets and Public Improvements be and he is hereby authorized to advertise for bids for the construction of the above work, said bids to be received until 10 A M Saturday, April 25th.

The resolution was adopted by the following vote :

Yeas Mayor Wooldridge, Councilmen Anthony & Haynes 3

Absent Councilmen Bartholomew & Powell 2

The Mayor laid before the Council the following resolution :

Whereas, it appears from the attached affidavit of J P Burch, who was fined in the Corporation Court of the City of Austin, Texas, on the 30th day of March 1914,

*Order sidewalk
to the city*

*H P Burch
fine remitted*

in the amount of fourteen dollars and eighty cents (\$ 14.80) for exceeding the automobile speed limit in this City, that he was perhaps driving his automobile at an excessive speed to remove an invalid Sister from exposure to a threatening storm, which storm might have jeopardized the health, if not the life of said invalid Sister.

Wherefore, in consideration of the foregoing reasons, the City Council does hereby remit the fine and costs imposed, and inasmuch as the Police Clerk has not yet deposited the fine and costs in this case with the City Assessor & Collector of this City

Resolved by the City Council of the City of Austin :

That said Police Clerk be and he is hereby authorized and instructed to turn over said fine of fourteen dollars and eighty cents (\$ 14.80) to said H P Burch or his Attorney, Mr L L Hoge, taking his receipt therefor.

The resolution was adopted by the following vote:

Yeas Mayor Wooldrige, Councilmen Anthony & Haynes 3
Absent Councilmen Bartholomew & Powell 2,

Approved, A P Wooldrige, Mayor.

The Mayor laid before the Council the following resolution :

Resolved by the City Council of the City of Austin :

That the petition of the Aber Schultz Auto Supply Company to erect and maintain at 105 West 5th street in this City a steel tank for the storage and handling of Gasoline, together with a small pump to be erected at the curbing of the property in front of which said steel tank is authorized to be placed, be and the same is hereby granted.

*Aber Schultz Auto Co
Gasoline tank*

The Gasoline tank in question is authorized to be placed under the sidewalk in front of 105 West 5th street. The style of tank is to be the Bowser tank, and in all things must comply with the rules and regulations of the City governing in this matter. This work must be done under the supervision of the City Engineer and subject to his approval.

Be it further resolved by the City Council of the City of Austin :

That the permit hereby granted is revocable and subject at any time to revocation at the pleasure of the City Council.

The resolution was adopted by the following vote :

Yeas Mayor Wooldrige, Councilmen Anthony, & Haynes 3
Absent Councilmen Bartholomew & Powell 2

Approved, A P Wooldrige, Mayor.

The Council then recessed.

Monday April 20th 1914.

The Council was called to order by the Mayor with all members present:

The Mayor laid before the Council the following resolution :

Whereas, Mr. O W Johns desires to construct a chain awning on the front of the building located on lot 2, block 97, City of Austin; and

*O W Johns
Awning*

Whereas, if said awning is constructed with a clearance of nine feet above the sidewalk, as required by the ordinance, it will be necessary on account of the construction of the building, to place the awning entirely above the transom or light space in front of the building thereby cutting off the greater part of the light from the front part of this building and make it less desirable for store house purposes; and

Whereas, the construction of the awning approximately 8 feet 5 inches above the and immediately below the transom or light space will result in no inconvenience to the public,
Now, therefore.,

Be it resolved by the City Council of the City of Austin, Texas :

That C W Johns be and is hereby granted permission to construct th eawning immediate-ly below the transom or light space now in front of the building.

The resolution was adopted by the following vote:

Yeas Mayor Wooldridge, Councilmen Anthony, Bartholomew, Haynes & Powell 5

Nays none.

The Council then adjourned.

J. W. Johnson
City Clerk