

THAT that certain alley traversing Block No. 7 of Riverside Addition, as shown upon a map or plat of said Addition appearing in Book No. 1, at Page 38, of the Plat Records on file with the County Clerk of Travis County, Texas, and which alley is shown to be twenty feet in width, according to a map or plat of the Leonard M. Tobin's Resub-division of portions of Riverside Addition, and which alley is the first alley north of and parallel to Fourth Street, or Holly Street, and extending from Comal Street to Chalmers Avenue, is hereby ordered opened for public use for its entire length of one block, from the east line of Comal Street to the west line of Chalmers Avenue.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

There being no further business, upon motion of Councilman Alford the Council recessed subject to call of the Mayor, by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Attest:

Halley McKee
City Clerk

Approved:

Tom Miller
Mayor

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, November 7, 1935.

The meeting was called to order at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman C. M. Bartholomew, 1.

The Minutes of the last regular meeting were read and upon motion of Councilman Gillis were adopted as read by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Gillis offered the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the sum of \$7,254.00 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of advance to Nurses' Home Fund, Docket No. 9224, to pay E. B. Sneed Estimate No. 1 in the amount of \$7,254.00.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford offered the following resolution, with attached recommendations of City Engineer and Building Inspector:

"Austin, Texas
November 7, 1935

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of Bernard P. Fucles, owner of a part of Lot No. 1, Block 7, Outlot 56, Division "B" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and facing on the east side of Navasota Street, at a location approximately 164 feet north of the north line of Cotton Street, and being locally known as 1193½ Navasota Street, for permission to construct,

maintain and operate a drive-in gasoline filling station and grease rack upon the above stated property, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is designated as "C" Commercial Use District on the Zoning Map of the City of Austin.

The drainage from this filling station shall be concentrated into a seep well located upon the property of the applicant, the size of which seep well shall be 3 feet by 4 feet in cross-section by 5 feet deep.

We recommend that Bernard P. Fucles be granted permission to construct, maintain and operate said drive-in gasoline filling station and grease rack and to construct curbs, ramps, and commercial driveways in connection therewith, subject to the following conditions:

(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the City Engineering Department as to the future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

(2) That all construction of the filling station improvements shall be in accord with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accord with the ordinance prohibiting the disposal of commercial water or oils upon the City's streets.

(3) That the grades of the station shall be such that no waste oils or water or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-146 and shall be conducted by a pipe connection from said sand trap to the nearest storm sewer at the expense of the applicant or shall be concentrated into a seep well located upon the property of the applicant. Before commencement of any construction the applicant shall apply to the City Engineer for an estimate of the cost of that portion of the storm sewer which will have to be built within any City street or alley and shall deposit in escrow a sum equal to said estimate with the City Finance Director.

(4) That all filling station improvements, pumps, driveways, ramps, gutters, sidewalks and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan hereto attached, which plan bears the City Engineer's file Number 2-H-478.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-478 and shall be of the pre-moulded type.

(6) That before use of said station the owner shall apply to the Building Inspector for final inspection when he considers that he has complied with all the requirements of the City.

Respectfully submitted,

(Sgd) J. E. Motheral
City Engineer

Lewis M. Hamby
Building Inspector. "

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property located approximately 164 feet north of the north line of Cotton Street, and being locally known as 1193½ Navasota Street, which property is owned by Bernard P. Fucles and is designated as a part of Lot No. 1, Block 7, Outlot 56, Division "B" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and hereby authorizes the said Bernard P. Fucles to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, sidewalks and commercial driveways in conjunction therewith, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic, and fire regula-

tions; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Bernard P. Fucles has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford offered the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be, and the same is hereby permitted to construct its pole lines in the following streets:

(1) An underground telephone conduit in Barton Springs Road from the Fredericksburg Road easterly to a point approximately 100 feet east of the east line of the Missouri-Pacific Railway right-of-way, the center line of which underground conduit shall be 13½ feet south of and parallel to the north line of said Barton Springs Road.

(2) An underground telephone conduit in the Fredericksburg Road from the Barton Springs Road south approximately 50 feet, the center line of which underground telephone conduit shall be 28 feet east of and parallel to the new center line of the Fredericksburg Road.

THAT the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager, and in accordance with the ordinances and regulations of the City of Austin governing such construction.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Gillis offered the following resolution, with attached recommendations of City Engineer and Building Inspector:

"Austin, Texas
November 7, 1935

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of David C. Gracy, acting by and through Clyde Hailey, owner of the north part of Lot 10, Block 1, of the Leander Brown Subdivision of Outlots 63-68, in Division "D" of the Government Outlots that adjoin the Original City of Austin, Travis County, Texas, for permission to construct, maintain and operate a drive-in gasoline filling station and grease rack upon the above stated property, which property is situated at the southwest intersection of Guadalupe and West 28th Streets, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is designated as "C" Commercial Use District on the zoning maps of the City of Austin.

A storm sewer inlet exists on the west curb line of Guadalupe Street at or near the south line of West 28th Street.

We recommend that David C. Gracy, acting by and through Clyde Hailey, be granted permission to construct, maintain and operate said drive-in gasoline filling station and grease rack and to construct curbs, ramps and commercial driveways in connection therewith, subject to the following conditions:

(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the City Engineering Department as to the future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

(2) That all construction of the filling station improvements shall be in accord with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and

in accord with the ordinance prohibiting the disposal of commercial water or oils upon the City streets.

(3) That the grades of the station shall be such that no waste oils or water or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-146 and shall be conducted by a pipe connection from said sand trap to the nearest storm sewer at the expense of the applicant, or shall be concentrated into a seep well located upon the property of the applicant. Before commencement of any construction, the applicant shall apply to the City Engineer for an estimate of the cost of that portion of the storm sewer which will have to be built within any City street or alley and shall deposit in escrow a sum equal to said estimate with the City Finance Director.

(4) That all filling station improvements, pumps, driveways, ramps, gutters, sidewalks and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan hereto attached, which plan bears the City Engineer's file number 2-G-66.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-G-66 and shall be of the pre-moulded type.

(6) That before use of said station, the owner shall apply to the Building Inspector for final inspection when he considers that he has complied with all the requirements of the City.

Respectfully submitted,

(Sgd) J. E. Motheral,
City Engineer.

Lewis M. Hamby,
Building Inspector. "

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the southwest intersection of Guadalupe and West 28th Streets, which property is owned by David C. Gracy and is designated as the north part of Lot 10, Block 1, of the Leander Brown Subdivision of Outlots 63-68, in Division "D" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and hereby authorizes the said David C. Gracy, acting by and through Clyde Hailey, to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, sidewalks, and commercial driveways in conjunction therewith, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic, and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said David C. Gracy, acting by and through Clyde Hailey, has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford offered the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and

construct its gas mains in and upon the following streets:

(1) A gas main in FREDERICKSBURG ROAD, beginning at a point 20 feet south of the south line of the Barton Springs Road and 28 feet west of the new center line of the Fredericksburg Road;

Thence in a southerly direction with the center line of a gas main, which center line shall be 28 feet west of and parallel to the new center line of the Fredericksburg Road, for a distance of 100 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in WEST FOURTEENTH STREET, from Palma Plaza easterly approximately 328 feet, the center line of which gas main shall be 48 feet south of and parallel to the north line of said West Fourteenth Street.

Said gas main described above shall have a cover of not less than 2½ feet.

(3) A gas main in ROSEDALE AVENUE, beginning at a point 6 feet south of the south line of West 41st Street and 15 feet west of the east line of Rosedale Avenue;

Thence in a southerly direction with said gas main, the center line of which shall be 15 feet west of and parallel to the east line of said Rosedale Avenue for a distance of 22 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford moved that upon the recommendation of Roy J. Smith, Sergeant of Police, Traffic Division, the following named persons be granted Taxicab Drivers' Permits: J. B. Briscoe, 309 West Monroe Street; C. N. Bryant, 2710 East 1st Street; Ira M. L. Duett, 802 West Johanna Street; Orville Fredrick Hendricks, 2306 San Maria Street; and Pascal B. Thorp, 1006 Taylor Street. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

A transcript of statements made by persons instrumental in securing and giving testimony in the trial of certain persons charged with arson in connection with the burning of a residence at 3709 Cedar Street on July 30, 1935, was read.

After discussing the matter, Mayor Miller moved that the reward of \$300.00 offered by the City of Austin for the arrest and conviction of anyone guilty of arson be paid as follows: to F. G. Tacquard, the sum of \$75.00; to Mrs. F. G. Tacquard, the

sum of \$75.00; to Eek Martin, the sum of \$75.00; and to Robt. Rockwood, the sum of \$75.00.

The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The City Attorney was directed to prepare an amendment to the resolution offering a standing reward for anyone guilty of arson, passed by the City Council on November 7, 1912, and recorded in Minute Book No. 5, at Page 374.

It was moved and seconded that the claim of Mrs. Alma Rhodes Boerner against the City of Austin with regard to the Trust Estate created by Dr. Morris H. Boerner, Deceased, as submitted by A. W. Walker, Jr., Attorney for the said Mrs. Alma Rhodes Boerner, be accepted and the City Manager be directed to notify said Attorney of its acceptance and to have the necessary papers prepared for execution. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

There being no further business, upon motion of Councilman Alford, the Council recessed, subject to call of the Mayor, by the following vote: Ayes, Councilman Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Attest:

Helene McKellar City Clerk

Approved:

Tom Miller
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, November 14, 1935.

The meeting was called to order at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, Simon Gillis, Mayor Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman C. M. Bartholomew, 1.

The Minutes of the last regular meeting were read and upon motion of Councilman Gillis, were adopted as read, by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

A committee from the Texas Fine Arts Association, composed of M. H. Reed, Ralph Goeth, Mrs. Roger Roberdeau, and others, came before the Council and asked that the City contribute to the salary of a caretaker for the Elizabeth Ney Museum, in the amount of Twenty-five Dollars per month. The matter was taken under advisement.

Councilman Alford offered the following resolution:

WHEREAS, Moore Construction Company is the Contractor for the construction of a building located at 202 West Seventh Street, and desires a portion of the sidewalk, street, and alley spaces abutting Lots 5 and 6, Block 82, of the Original City of Austin, Texas, during the construction of the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN: