

Upon motion, seconded and carried, the meeting was recessed, subject to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:

Walter Mc Kee
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, November 3, 1938.

The City Council of the City of Austin convened in regular session, at the regular meeting place, on November 3, 1938, with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Chas. F. Alford, C. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf; absent, none.

The reading of the Minutes was dispensed with.

The following resolution, presented by the Board of Trustees of the Austin Independent School District, was received:

"RESOLUTION NO. _____
AUSTIN INDEPENDENT SCHOOL DISTRICT

WHEREAS, E. A. Murchison, President Board of Trustees, Austin Independent School District, has this date received from the Regional Office of the Public Works Administration the Offer through which the Federal Government is offering a grant of \$613,127.00 to the City of Austin for the purpose of aiding "in financing the construction of school buildings, a stadium and field house, a central heating system, an underpass, an arcade and additions and alterations to existing school buildings, including necessary equipment and the acquisition of necessary land (all herein called the "Project"), by making a grant to the City of Austin, Texas, (herein called the "Applicant"), in the amount of 45 per cent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the "Administrator"), but not to exceed, in any event, the sum of \$613,127" ; and

WHEREAS, this Offer was accompanied by PWA form No. 230, being a form of printed terms and conditions under which the Offer is made available to the City of Austin for school purposes, together with certain other instructions; and

WHEREAS, the Board of Trustees of the Austin Independent School District has carefully studied said Offer and its terms and conditions; and

WHEREAS, in the opinion of said Board of Trustees, the acceptance of this Offer is to the best interests of the School System of the City of Austin;

THEREFORE, BE IT RESOLVED that the Board of Trustees in special meeting this the 2nd day of November, 1938, respectfully request the Honorable Mayor and the members of the City Council of the City of Austin to accept said Offer for and in behalf of the Board of Trustees of the Austin Independent School District.

Councilman Bartholomew introduced a proposed resolution and moved its adoption. The resolution was read in full.

Councilman Gillis seconded the motion.

The motion was carried by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The Mayor announced that the resolution had been finally passed.

The resolution is as follows:

RESOLUTION ACCEPTING AN OFFER OF
THE UNITED STATES OF AMERICA TO
AID BY WAY OF GRANT IN FINANCING
A PROJECT THEREIN DESCRIBED

WHEREAS, the United States of America has offered to aid the City of Austin, Texas, by way of grant, in financing the construction of school buildings, a stadium and field house, a central heating system, an underpass, an arcade and additions and alterations to existing school buildings, including necessary equipment and the acquisition of necessary land; and

WHEREAS, at a regular meeting of the City Council of the City of Austin, held Thursday, November 3, 1938, this Offer was presented and it is deemed desirable that the said Offer be accepted by the City at this time; now, therefore,

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

THAT said Offer reading as follows:

"P. W. 85067-29

FEDERAL EMERGENCY ADMINISTRATION OF
PUBLIC WORKS

Washington, D. C.
Dated: Oct. 31, 1938
Docket No. Texas-2134-F

City of Austin, Travis County
Austin, Texas

1. Subject to the Terms and Conditions (PWA Form No. 230, as amended to the date of this Offer), which are made a part hereof, the United States of America hereby offers to aid in financing the construction of school buildings, a stadium and field house, a central heating system, an underpass, an arcade and additions and alterations to existing school buildings, including necessary equipment and the acquisition of necessary land (all herein called the "Project"), by making a grant to the City of Austin, Texas (herein called the "Applicant"), in the amount of 45 per cent of the cost of the Project upon completion, as determined by the Federal Emergency Administrator of Public Works (herein called the "Administrator"), but not to exceed, in any event, the sum of \$613,127.

2. By acceptance of this Offer the Applicant covenants to begin work on the Project as early as possible but in no event later than 8 weeks from the date of this Offer and to complete such Project with all practicable dispatch, and in any event within 14 months from the commencement of construction.

3. This Offer is made subject to the express condition that, if the Administrator shall determine at any time that the Applicant has paid or agreed to pay, whether directly or indirectly, a bonus, a commission or fee to any person, firm or corporation for attempting to procure an approval of the Applicant's application, or for alleged services in procuring or in attempting to procure such approval, or for activities of the nature commonly known as lobbying performed or agreed to be performed in connection with the application, then the Administrator shall have the right, in his discretion, to rescind this Offer and any agreements resulting herefrom, and, in the event of such rescission, the United States of America shall be under no further obligation hereunder.

UNITED STATES OF AMERICA

Federal Emergency Administrator
of Public Works

By (Signed) H. A. Gray
Assistant Administrator."

be, and the same is hereby, in all respects accepted.

2. That said City of Austin agrees to abide by all the Terms and Conditions of said Offer, including the Terms and Conditions annexed thereto and made a part thereof.

3. That the City Manager be, and he is hereby, authorized and directed forthwith to send to the Federal Emergency Administrator of Public Works three certified copies of the proceedings of the City Council in connection with the adoption of this Resolution, setting forth this Resolution in full, and such further documents or proofs in connection with the acceptance of said Offer as may be requested by the Federal

Emergency Administration of Public Works.

4. That the City Manager be, and he is hereby, authorized and directed to execute all contract documents or other papers necessary with regard to this project, and to do any and all things required to comply with the regulation of the Federal Emergency Administration of Public Works, it being understood that in doing so he is acting in the capacity of representative of the Austin Independent School District, with full powers and authority to represent said Austin Independent School District.

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A petition from the Owl Taxi Company, the Longhorn Taxi Company, et al., protesting the proposed installation of taximeters on account of the prohibitive cost of same, was received. After a discussion of the matter, it was the sense of the meeting that taximeters be not installed.

The Mayor introduced the following ordinance, which was read, and upon motion of Councilman Gillis, was laid over until the next regular meeting pending a conference with the Judge of the Corporation Court:

AN ORDINANCE PROVIDING FOR THE ASSESSING OF COSTS IN THE CORPORATION COURT OF THE CITY OF AUSTIN, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

The request of Mrs. Allie C. Belcher that a traffic light be installed at Eighth and Lavaca Streets was received and referred to the City Manager and Traffic Division for a report.

A report from Roy J. Smith, Captain of the Traffic Division, recommending the granting of taxi-cab driver's permits to Ray Granvil Stowe, 304 East 11th Street, and Ivan Lee Harris, 5014 Avenue H, was received. Councilman Alford moved that the permits be granted. The motion was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Gillis introduced 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 WEST 11TH STREET easterly 200 feet from a point 63 feet west of the west line of Essex Avenue, the centerline of which gas main shall be 6½ feet south of and parallel to the north line of said West 11th Street.

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

(2) A gas main in EAST 43RD STREET easterly 115 feet from a point 78 feet east of the east line of Harmon Avenue, the centerline of which gas main shall be 20 feet south of and parallel to the north line of said East 43rd Street.

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

(3) A gas main in NEWFIELD LANE northerly 101 feet from a point 150 feet north of the north line of Niles Road, the centerline of which gas main shall be 7½ feet west of and parallel to the east line of said Newfield Lane.

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

(4) A gas main in WEST 30TH STREET easterly 90 feet from a point 117 feet east of the east line of Jefferson Street, the centerline of which gas main shall be 7 $\frac{1}{2}$ feet south of and parallel to the north line of said West 30th Street.

Said gas main described above shall have a covering of not less than 2 $\frac{1}{2}$ 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 replacements 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 foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Wolf introduced the following resolution:

WHEREAS, J. F. Johnson is the Contractor for the erection of a building located at 1519 Guadalupe Street and desires a portion of the sidewalk and street space abutting Lot 13, Block 38 of the Original City of Austin, Travis County, Texas, during the erection 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:

1. THAT space for the uses hereinabove enumerated be granted to said J. F. Johnson, the boundary of which is described as follows:

SIDEWALK AND STREET WORKING SPACE

Beginning at the southwest corner of the above described property; thence in a westerly direction and at right angles with the centerline of Guadalupe Street to a point 12 feet west of the east curb line; thence in a northerly direction and parallel with the centerline of Guadalupe Street 42 feet to a point; thence at an angle of approximately 45° to a point 12 feet north of the south curb line of West 16th Street and a prolongation of the west property line of the above described property; thence in an easterly direction and parallel with the centerline of West 16th Street 54 feet to a point; thence in a southerly direction and at right angles with the centerline of West 16th Street to the northeast corner of the above described property.

2. THAT the Contractor shall construct a 4-foot walkway within the outer boundaries of the above described working space, such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and without wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the city officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially

support same to prevent sagging under load.

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall in no way obstruct any fire plug or other public utilities in the construction of such barricades.

(7) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(9) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalks, barricades, materials, equipment and other obstructions shall be removed not later than January 1, 1939.

(10) That the City reserves the right to revoke at any and all time any and all the privileges herein granted, or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building project, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of Two Thousand (\$2000.00) Dollars, which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement, and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

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

Councilman Alford introduced the following resolution:

WHEREAS, Garrick Construction Company is the Contractor for the remodeling of a building located at 716 Congress Avenue and desires a portion of the sidewalk space abutting Lot G, Block 83, of the Original City of Austin, Travis County, Texas, during the remodeling 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:

1. THAT space for the uses hereinabove enumerated be granted to said Garrick Construction Company, the boundary of which is described as follows:

SIDEWALK WORKING SPACE

Beginning at the northeast corner of the above described property; thence in an easterly direction and at right angles with the centerline of Congress Avenue 6 feet to a point; thence in a southerly direction and parallel with the centerline of Congress Avenue 23 feet to a point; thence in a westerly direction and at right angles with the centerline of Congress Avenue 6 feet to the southeast corner of the above described property.

2. THAT the above privileges and allotment of space are granted to the said Garrick Construction Company, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a solid board fence within outer boundaries of the above described space. This fence is to be not less than 8 feet high and constructed solidly of 1-inch boards.

(2) That the Contractor shall install a gate or doors in the center portion of this fence to open inwardly and shall maintain a person at all times at this gate when being used to bring in or take out materials to warn pedestrians of any hazards.

(3) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(4) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than November 19, 1938.

(5) That the City reserves the right to revoke at any time any and all the privileges herein granted, or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(6) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant, reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(7) That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(8) That the Contractor shall furnish the City of Austin a surety bond in the sum of Two Thousand (\$2000.00) Dollars, which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the

privileges granted the Contractor by the City of Austin, and shall guarantee the replacement of all sidewalks, pavement, and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

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

Councilman Wolf introduced the following resolution:

WHEREAS, the curb and sidewalk specifications of the City of Austin which have been previously adopted by the City Council of the City of Austin require that all curbs and sidewalks be constructed of concrete unless a special permit has been secured from the City Council of the City of Austin to construct curbs, sidewalks, and ramps of other materials; and

WHEREAS, Brown & Root, Inc., acting by and through W. M. Powell, owner of Lots 7 and 8, Block 82 of the Original City of Austin, Travis County, Texas, which property is situated at the southwest intersection of West 8th Street and Colorado Street, within the City of Austin, Travis County, Texas, has requested the City Council of the City of Austin for permission to construct sidewalks at the above described location consisting of an asphaltic concrete surface on a four inch reinforced concrete base at the above described location; and

WHEREAS, the City Council of the City of Austin has investigated and approved the construction of said sidewalks; therefore

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

THAT Brown & Root, Inc., acting by and through W. M. Powell, owner of Lots 7 and 8, Block 82 of the Original City of Austin, Travis County, Texas, which property is situated at the southwest intersection of West 8th Street and Colorado Street within the City of Austin, Travis County, Texas, is hereby granted permission to construct sidewalks consisting of an asphaltic concrete surface on a four-inch reinforced concrete base from the property line to the curb line on both 8th Street and Colorado Street at the above described location, and said sidewalk is to be constructed under the supervision and direction of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin, and further subject to the following specifications:

DESCRIPTION: 1. Sidewalk shall consist of a minimum of $\frac{3}{4}$ " of asphaltic concrete surface on a 4" reinforced portland cement concrete base. The main body of walks shall be at least 4" in depth of solid concrete after same has been thoroughly tamped. Forms for the edges shall be laid true to line and grade and with vertical forms to secure uniform thickness of $\frac{3}{4}$ " for the asphaltic wearing surface. The top edge of form shall be placed on the correct grade for the wearing surface of top coat, and a notched straight edge shall be used for leveling off the concrete. The concrete shall be thoroughly tamped, screened, and floated while the concrete is still green. The concrete shall be mixed, and placed according to the City of Austin Standard for concrete sidewalks.

This item shall consist of a wearing surface, composed of coarse and fine mineral aggregates pre-mixed with asphaltic concrete emulsion, and shall be constructed on a completed cement base course in conformity with the established lines, grades and cross-sections.

MATERIALS: 2. The mineral aggregate shall be composed of a coarse aggregate of crushed trap rock, an intermediate aggregate of crushed stone, and a fine aggregate of trap rock screenings and natural sand. Samples of all materials shall be submitted and the approval, both of the material and the source of supply must be obtained from the Engineer prior to delivery on the job.

3. The aggregate shall consist of clean, tough, durable, angular particles of crushed trap rock (excluding schist, shale or slate) of uniform quality throughout, shall be free from an excess of thin or elongated pieces and free from soft or disintegrated stone or dirt, organic or other injurious matter occurring either free or as a coating on the aggregate. All stone

shall meet the requirements of the soundness test and shall have a percentage of wear of not more than four. All aggregate shall be crushed from stone retained on a 1" screen and at least 95% of the crushed material shall have two or more fractured sides.

The aggregate shall fulfill the following grading requirements:

Passing 1/4" screen -----	95% to 100%
Passing 10 mesh sieve, not more than	25%
Retained on 20 mesh sieve -	95% to 100%

4. The emulsified asphalt shall be homogeneous in character consisting of asphalt, water and emulsifying agent and after being mixed with the aggregate shall develop no indication of re-emulsifying due to its coming in contact with moisture or water.

When distilled in accordance with the method described in A.S.T.M. Tentative Standard, Serial Designation D244-28T, to a temperature of 260°C (500°F) the emulsion shall yield a total distillate by weight of not more than 45% and a total oil distillate of not more than 2%.

The residue obtained by distillation shall meet the following requirements:

Specific Gravity 25/25°C ----	Not less than 1.00
Penetration at 25°C-100 grs. 5 seconds	60 to 100
Ductility at 25°C -----	Not less than 60 CM
Solubility in C ₂ -----	Not less than 99.0%
Demulsibility -----	Not more than 35% of the Residue

Demulsibility test: 100 grams of Emulsion shall be placed in a 600 cc. glass beaker and 35 cubic centimeters of N/50 solution of calcium chloride shall be added within a period of two (2) minutes by means of a burette, the emulsion being constantly stirred. The contents of the beaker shall then be drained through a 14-mesh sieve and the beaker rod and sieve rinsed with distilled water until there is no further discoloration of the water. The beaker rod and sieve shall then be dried at 163°F for two hours, and the weight of the residue determined.

Volatilizer: Volatilizer shall consist of an approved standard grade of white gasoline.

All aggregates shall be accurately proportioned by volume and the volatilizer and emulsified asphalt either by weight or by volume based on weight and mixed in batches of a size which will not exceed the capacity of the mixing device, which shall be a pug-mill or other approved concrete type of mixer. The exact proportion of each constituent within the limits herein specified shall be as directed by the Engineer and the composition on the finished mixture, after complete evaporation of the liquifying agent and volatilizer, shall fall within the limits as follows:

Asphalt cement -----	4% to 6%
No. 3 aggregate -----	35% to 45%
No. 2 aggregate -----	45% to 55%

The mineral aggregate graded and proportioned as specified shall first be placed in the mixer, then volatilizer introduced as necessary to produce a thorough coat of asphalt on the aggregate, and then the proper amount of emulsified asphalt added and mixed as directed until all mineral aggregates are thoroughly coated and the resultant mixture is homogeneous. Aggregates containing an excess of free moisture shall not be used until in the opinion of the Engineer it has dried sufficiently.

Construction Methods: The previously prepared base shall be swept clean and all loose materials removed and a tack or prime coat of emulsified asphalt shall be applied at the rate of 15/100 to 25/100 gallon per square yard. If in the opinion of the Engineer it is necessary, the base shall be moistened by sprinkling lightly before the prime coat is applied.

The asphaltic mixture prepared as above specified shall be conveyed from the plant to the work in suitable vehicles and shall be successively deposited upon the base course sufficiently in advance of the course, so that in placing all the material shall be turned by means of shovels and spread over an area not covered by the materials when dumped on the base. The materials shall be uniformly leveled by means of rakes or other suitable appliances and left until it reaches a semi-plastic condition. The materials shall be spread to a thickness which will be not less than 3/4" when thoroughly compacted. The hardening time required will be dependent upon the temperature and atmospheric conditions and will be of such duration as deemed necessary by the Engineer.

When sufficiently hardened, the asphaltic surface shall receive an initial rolling sufficient to smooth the surface and thoroughly key the stone. After complete aeration, entire surface shall be rolled with a hand roller with sufficient weight to give compaction. Each trip of the roller shall be slightly different in length, and the rolling shall lap 1/2 the width of the roller. The motion of the roller shall be at all times slow enough to avoid displacement of the mixture. To prevent adhesion of the material to the wheels, the roller may be kept moistened if necessary. Any portion of the space that can not be compacted with a hand roller shall be neatly tamped with the use of a hand tamp.

AND further subject to the conditions that all work done within the City streets shall be done by a bonded curb and sidewalk contractor and in accordance with the instructions and directions of the City Engineer of the City of Austin.

The foregoing resolution was adopted by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE AMENDING IN THE CERTAIN PARTICULARS HEREINAFTER STATED AN ORDINANCE ENTITLED, "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES; AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT; AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY. "

The ordinance was read the first time and Councilman Wolf moved, seconded by Councilman Gillis, that the rule be suspended and the ordinance be passed to its second reading. The motion was carried by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The ordinance was read the second time and Councilman Wolf moved, seconded by Councilman Gillis, that the rule be further suspended and the ordinance be passed to its third reading. The motion was carried by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The ordinance was read the third time, and Councilman Gillis moved, seconded by Councilman Wolf, that the ordinance be finally passed. The motion was carried by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE VACATING A PORTION OF LIVE OAK AVENUE DEDICATED TO THE CITY OF AUSTIN AS A STREET BY MRS. FANNIE M. BOGLE, PLAT RECORDED IN PLAT RECORD BOOK 3, PAGE 27, SAID BEING A SUBDIVISION BY MRS. FANNIE M. BOGLE, THE PORTION OF SAID LIVE OAK STREET HEREBY VACATED BEING CONTIGUOUS TO LOT 98, OF PLEASANT VIEW ADDITION, THAT PORTION OF SAID LIVE OAK AVENUE VACATED BEING DESCRIBED IN THE FIELD NOTES SET OUT IN THIS ORDINANCE.

The ordinance was read the first time, and Councilman Wolf moved, seconded by Councilman Alford, that the rule be suspended and the ordinance be passed to its second reading. The motion was carried by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The ordinance was read the second time, and Councilman Wolf moved, seconded by Councilman Alford, that the rule be further suspended and the ordinance be passed to its third reading. The motion was carried by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The ordinance was read the third time, and Councilman Wolf moved, seconded by Councilman Alford, that the ordinance be finally passed. The motion was carried

by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The Austin-Travis County Sanatorium Committee submitted a resolution recommending that the site on the Webberville Road owned by Travis County be purchased; that sufficient money be set aside out of the building fund to secure sufficient water supply and disposal of sewage; and that the Public Works Administration be formally requested to grant an extension of time for the starting of construction.

Councilman Bartholomew introduced the following resolution and moved its adoption. The motion was seconded by Councilman Wolf, and was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The resolution is as follows:

WHEREAS, the matter of selecting a suitable site for the location of the Tuberculosis Sanatorium contemplated under Docket-Texas-2070 has materially delayed the architectural work necessary; and

WHEREAS, the committee authorized to report on a suitable site has recommended the selection of 16 acres of land donated by Travis County; therefore,

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

1. THAT the said 16 acres of land located on the Webberville Road, now owned by Travis County, be accepted and designated as the official site of this project.

2. THAT the Public Works Administration be requested to extend the time allowed for placing this work under contract from November 21, 1938, to December 5, 1938, and that the City Manager be, and he is hereby, authorized and directed to submit this request and copies of this resolution to George M. Bull, Regional Director of the Public Works Administration.

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The following resolution of the Board of Trustees of the Austin Independent School District was received and approved:

"CERTIFIED COPY OF RESOLUTION FIXING MINIMUM
WAGE RATES ON TEX-2134-F PROJECT.

I, Eleanor H. Wells, being the duly elected, qualified and acting Secretary of the Board of Trustees, Austin Independent School District, do hereby certify that the following resolution was regularly passed and adopted by the Board of Trustees of the Austin Independent School District at a special meeting thereof held on the 31st day of October, 1938:

RESOLUTION FIXING
MINIMUM WAGE RATES

WHEREAS, a thorough investigation has been made of the hourly wage rates which are being paid in the City of Austin, Travis County, Texas, which is the locality in which the proposed project (hereinafter referred to as "Project") is to be constructed by the City of Austin, acting for and in behalf of the Austin Independent School District, to employees in each trade or occupation engaged in work of a nature similar to the work to be performed in the construction of said Project, and the prevailing hourly wage rates being paid in such locality to such employees for such work have been determined by checking wage rates now in effect on other major projects in this locality (Austin Housing Projects-State)

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Austin Independent School District that the following rates for the respective trades or occupations listed below shall be and are hereby fixed as the minimum hourly wage rates and have

been determined in accordance with rates prevailing for work of a similar nature in the locality in which the project is to be constructed:

Classification	Wages per hour	Overtime Rate
Acetylene Welder	\$1.00	1½
Asbestos Worker	1.37½	2
Boiler Maker	1.00	1½
Bricklayer	1.50	1½
Brick Tenders	.50	1½
Carpenter	1.00	1½
Carpenter Helpers	.50, 62½, .75, 87½ (1st, 2nd, 3rd, and 4th years)	1½
Cement Finisher	1.25	1½
Cement and Concrete Mixer Operators:		
Under 21 E	1.00	1½
Over 21 E	1.25	1½
Electrician	1.25	1½
Electricians' Apprentices	.30 - .75	1½
Granite cutter	1.50	1½
Elevator Constructors' Helpers	.50	1½
Elevator Constructor	1.12½	1½
Hod Carriers	.50	1½
Iron Worker-Structural	1.25	2
Iron Worker - Rod	1.00	2
Iron Workers' Apprentices	.75	1½
Lather	1.50	1½
Marble Setter	1.50	1½
Mortar Mixers	.75	1½
Operator-Hoisting	1.00	1½
Painter	1.00	1½
Plasters	1.50	1½
Plasters' Tenders	.50	1½
Plumber	1.25	1½
Plumber Helpers	.50, 60¢, 70¢, 80¢ (1st, 2nd, 3rd, and 4th years)	1½
Roofer	1.00	1½
Roofers' Apprentices	.50	1½
Sheet Metal Worker	1.00	1½
Steam & Pipe Fitter	1.25	1½
Terrazzo & Tile Layers	1.50	1½
Building Labor*	.50	1½
Common Labor	.40	1½
Stone Mason	1.50	1½
Stone Mason' Helpers	.50	1½
Stone Cutter	1.50	1½
Power Shovel Operators	1.25	1½
Truck Drivers (under 3 tons)	.50	1½
" " (over 3 tons)	.70	1½
Watchmen	.40	1½
Water Boys	.23	1½
Glaziers	1.00	1½

*Laborer who delivers material to a mechanic as the last operation prior to installation, or assists the mechanics without using tools.

BE IT FURTHER RESOLVED that the foregoing list of trades or occupations includes to the best of our knowledge, all the classifications of employees who will be engaged in work on said Project other than executive, supervisory, administrative, clerical or other non-manual workers as such.

BE IT FURTHER RESOLVED that there be transmitted with this resolution the substantiating data upon which the foregoing determination is based.

I FURTHER CERTIFY that the foregoing resolution is on file and of record in my office as Secretary of the Austin Independent School District.

IN WITNESS WHEREOF I have hereunto set my hand and the seal of Board of Trustees this 31st day of October, 1938.

(Signed) Eleanor H. Wells.

Seal.

Councilman Wolf introduced the following resolution and moved its adoption. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayer Miller, and Councilman Wolf; nays, none.

The resolution is as follows:

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

THAT the sum of \$100,000 be, and the same is hereby, transferred from the School Bond Fund to the Board of Trustees of the Austin Independent School District, to be deposited by said Board in a Special PWA Fund, known as Construction Fund PWA Docket-Texas-No.2134.

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 Mayor Miller introduced the following resolution:

WHEREAS, for many years the City of Austin charged 25¢ per month rental on water meters where no meter deposit was made and the customer only made a service deposit; and

WHEREAS, this meter rental is too high and the City Council wishes to remedy this condition in the interest of water customers of the City of Austin; therefore

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

THAT the City Manager be, and he is hereby, authorized and directed on and after January 1, 1939, to handle these deposits as follows:

1. Where the customer makes a service deposit in accordance with schedules now in force in the Water and Light Department, and where said service deposit is less than the required meter deposit, that the 25¢ per month be charged not as rent but as a partial payment on the deposit and be credited to the customer's deposit account until such time as the original service deposit, plus the 25¢ monthly payments, bring the total deposit up to the amount of the water meter deposit required, following which time no further 25¢ monthly payments will be required.

2. That all of such deposits, including both the original service deposit and the 25¢ monthly payments, be refunded to the customer at such time as his service is permanently discontinued.

After some discussion, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

A resolution by Councilman Bartholomew, instructing the City Manager and the Finance Director to estimate the life of the ordinary water and light meters and to set up reserves to amortize the cost of same over their estimated life, was introduced and laid over.

A report of the City Manager on the matter of water meter rentals, which was referred to him at the last regular meeting, was received.

Upon motion, seconded and carried, the meeting was recessed, subject to call of the Mayor.

Approved: Tom Miller
 Mayor

Attest:

Hallie McKeen
 City Clerk.