

\$5,923, less Alternate No. 1, in the amount of \$90, which leaves the contract price total \$5,833. were the lowest and best bids under said project, and that said bids were regular and proper in all particulars; therefore,

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

THAT the said bid of W. K. Jennings, Jr., for electrical work on said Tuberculosis Sanatorium, in the amount of \$3,659; the said bid of B. F. Lanier and Sons, for plumbing work on said Tuberculosis Sanatorium, in the amount of \$6,075; and the said bid of Fox-Schmidt for the steam heating equipment installation in the Tuberculosis Sanatorium, in the amount of \$5,833, be and the same are hereby accepted, subject to the approval of the Federal Emergency Administration of Public Works, and the City Manager in behalf of the City of Austin is authorized and instructed to enter into a contract with the said W. K. Jennings, Jr., B. F. Lanier and Sons, and Fox-Schmidt, respectively, subject to the approval of the Federal Emergency Administration of Public Works.

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

Approved: Tom Miller
Mayor

Attest:

Walter McQueen
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, February 9, 1939.

The City Council convened in regular session, at its regular meeting place in the City Hall, on Thursday, February 9, 1939, at 10:40 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Chas. F. Alford, Simon Gillis, and Mayor Tom Miller; absent, Councilmen C. M. Bartholomew and Oswald G. Wolf.

The reading of the Minutes was dispensed with.

Mayor Miller introduced the following resolution:

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

THAT the sum of \$1,000.00 be and the same is hereby appropriated out of the Water, Light and Power Fund, not otherwise appropriated, for the purpose of refunding the following named persons their pro rata of the cost due them for the building of an electric line from Barton Springs to Eanes School:

Ben F. Jones	-----	\$ 34.70
W. W. Causey	-----	34.70
Ira W. Wilke	-----	34.70
B. B. Beard	-----	69.40
Chas. A. Quist	-----	34.70
Harry Smith	-----	410.60
Jesse Piland	-----	34.70
A. M. Fitzpatrick	-----	34.70
Ernest Leonard	-----	173.00
M. C. Landrum	-----	34.70
Chas. Dellana	-----	69.40
Wm. G. Bulian	-----	34.70

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

Polk Shelton, Attorney, appeared before the Council and protested the following provisions of the Taxicab Ordinance: (1) age limit of 21 years, which he asked be made to conform to the State Chauffeur's License of 18 years; (2) physical examination of applicant by physician, which would incur fee, and asked that examination required by State Highway Patrol under Chauffeur's License be deemed sufficient; and (3) lack of provision for issuance of license in event of absence of City Manager.

After a discussion of the matter, the City Attorney was instructed to draw an amendment to the Taxicab Ordinance in the following particulars: (1) retaining age limit of 21 years, but providing that, upon recommendation of Traffic Division, applicants between ages of 18 and 21 years may be given favorable consideration; (2) reducing registration fee for Taxicab Drivers from \$2 to \$1; (3) making Taxicab Driver's license expire 12 months from date of issuance of same, unless sooner revoked; and (4) providing for issuance of license by Acting City Manager in event of absence of City Manager.

The following ordinance was introduced, read first time, and laid over:

AN ORDINANCE PRESCRIBING REGULATORY MEASURES PERTAINING TO ELECTRICAL WORK IN THE CITY OF AUSTIN; CREATING AN ELECTRICAL BOARD AND PROVIDING FOR APPOINTMENT OF ITS MEMBERS, AND FIXING THE DUTIES AND POWERS OF SAID BOARD; PROVIDING FOR APPEALS FROM THE DECISIONS OF SAID BOARD; PROVIDING FOR THE ISSUANCE OF LICENSES TO MASTER ELECTRICIANS AND MAINTENANCE ELECTRICIANS, AND FOR THE REGISTRATION OF JOURNEYMAN ELECTRICIANS; PROVIDING FOR FEES, BONDS AND THE KEEPING OF RECORDS, AND FOR THE REVOCATION OF LICENSES AND CERTIFICATES; PROVIDING FOR ELECTRICAL INSPECTORS AND PRESCRIBING THE DUTIES AND POWERS OF SAID OFFICERS; PROVIDING FOR THE ISSUANCE OF PERMITS FOR ELECTRICAL WORK AND THE INSPECTION THEREOF, AND FIXING THE FEES FOR SUCH INSPECTIONS; PROMULGATING RULES AND REGULATIONS TO GOVERN ALL ELECTRICAL WIRING, CONSTRUCTION, INSTALLATION, ALTERATIONS, REPAIR, OPERATION AND MAINTENANCE OF ELECTRICAL WIRING APPARATUS AND FIXTURES; PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE; PROVIDING A SAVING CLAUSE; REPEALING CONFLICTING ORDINANCES, AND DECLARING AN EMERGENCY.

Councilman Alford introduced the following resolution:

WHEREAS, Milam Cafeteria Company is the Contractor for the alteration of a building located at 801 Congress Avenue and desires a portion of the sidewalk and street space abutting Lot 1, Block 97, of the Original City of Austin, Travis County, Texas, during the alteration 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 Milam Cafeteria Company, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the northwest corner of the above described property; thence in a westerly direction and at right angles with the centerline of Congress Avenue to a point 4 feet west of the east curb line; thence in a southerly direction and parallel with the centerline of Congress Avenue 46 feet to a point; thence at an angle of approximately 45 degrees to a point 4 feet south of the north curb line of East 8th Street; thence in an easterly direction and parallel with the centerline of East 8th Street 40 feet to a point; thence in a northerly direction to the south property line of the above described property.

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

(1) That the Contractor shall erect and maintain continuously in good condition during the use of said space hereby allotted the Milam Cafeteria Company a substantial walkway at least 4 feet wide in the clear on the inside and at least 8 feet high, the same to be covered solidly on the street side with boards to a height of 4 feet above pavement and on the building side to be covered solidly with boards to a height of 8 feet. No wood strips or obstructions of any kind shall be permitted 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 plugs 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 sidewalk, barricades, materials, equipment, and other obstructions shall be removed not later than April 1, 1939.

(10) 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.

(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 Dollars (\$2000.00), 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 resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, and Mayor Miller; Councilmen Bartholomew and Wolf absent.

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 FOREST TRAIL from Windsor Road southerly 175 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east line of said Forest Trail.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(2) A gas main in WINDSOR ROAD from Forest Trail easterly 25 feet, the centerline of which gas main shall be $13\frac{1}{2}$ feet south of and parallel to the north line of said Windsor Road.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(3) A gas main in WEST 12TH STREET from Elm Street easterly approximately $\frac{1}{4}$ block, the centerline of which gas main shall be 14 feet south of and parallel to the north line of said West 12th Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(4) A gas main in ELM STREET from West 12th Street northerly 230 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east line of said Elm Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(5) A gas main in SINCLAIR AVENUE southerly 32 feet from a point 74 feet north of the north line of West 42nd Street, the centerline of which gas main shall be 9 feet west of and parallel to the east line of said Sinclair Avenue.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(6) A gas main in ALAMEDA DRIVE southerly 50 feet from a point 27 feet south of the south line of Milam Place, the centerline of which gas main shall be 20 feet east of and parallel to the west line of said Alameda Drive.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(7) A gas main in MORNINGSID AVENUE from West 44th Street southerly 97 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet east of and parallel to the west line of said Morningside Avenue.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(8) A gas main in AVENUE H northerly 50 feet from a point 260 feet north of the north line of East 50th Street, the centerline of which gas main shall be 14 feet east of and parallel to the west line of said Avenue H.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

(9) A gas main in BURNET ROAD northerly 151 feet from a point 224 feet north of the north line of West 45th Street, the centerline of which gas main shall be 1 foot east of and parallel to the west line of said Burnet Road.

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

(10) A gas main in EAST 53RD STREET from Avenue G easterly 164 feet, the centerline of which gas main shall be 7½ feet south of and parallel to the north line of said East 53rd Street.

Said gas main described above shall have a covering 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, and Mayor Miller; nays, none; Councilmen Bartholomew and Wolf absent.

Councilman Alford introduced the following resolution:

WHEREAS, Frank R. Rundell, owner of Lot 4, Block 5, of Sunset Heights, an addition within the City of Austin, Travis County, Texas, which property is situated at the northwest corner of the intersection of Sunset Avenue and Arlington Street (formerly known as Live Oak Avenue), has made application to the City Council of the City of Austin for permission to construct a stone curb adjacent to the above described property; and

WHEREAS, the ordinance which regulates the construction of curbs, upon, or within streets in the City of Austin requires that anyone desiring to construct any curb other than a concrete curb shall get special permission to do so from the City Council of the City of Austin; and

WHEREAS, the City Council has investigated and approved the construction of a stone curb at the aforesaid location; therefore

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

THAT Frank R. Rundell, owner of Lot 4, Block 5, of Sunset Heights, an addition within the City of Austin, Travis County, Texas, which property is situated at the northwest corner of the intersection of Sunset Avenue and Arlington Street (formerly known as Live Oak Avenue), is hereby granted permission to construct a stone curb adjacent to that portion of his property which faces Sunset Avenue; provided, however, that said stone curb shall be constructed upon a concrete base and shall have an exposure of 8 inches above the gutter and shall be 16 inches wide at the top in accordance with the standard design for rock curbs as adopted by the City of Austin and as detailed upon the plan hereto attached marked 2-C-501, which plan is hereby made a part of this

resolution; and further provided that all work shall be done by a bonded curb and sidewalk contractor and that said curb shall be constructed under the supervision of the City Engineer of the City of Austin and in accordance with lines and grades furnished by him.

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

Councilman Gillis introduced the following resolution:

WHEREAS, in Book 1, at page 45, of the Plat Records of Travis County, Texas, there appears a map or plat of a subdivision of land known as Bellvue Park; and

WHEREAS, said map or plat of Bellvue Park shows various lots and blocks divided by various streets; two of which streets are named and three of which streets are unnamed, one of which named streets being designated as Center Street upon said map or plat; and

WHEREAS, John Burney is the owner of numerous lots in the said Bellvue Park Addition and is planning the immediate development of this property, which necessitates the logical naming of the streets in this addition; and

WHEREAS, the said John Burney has suggested that the three unnamed streets in Bellvue Park Addition as hereinafter described be assigned the names of Inglewood Street, Lupine Lane, and Sunny Vale Street, and that the street shown upon the said map or plat of said Bellvue Park Addition as Center Street be named and designated hereafter as Upland Drive; and

WHEREAS, the said proposed street names have been reviewed and considered by the City Council of the City of Austin; therefore,

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

THAT the street known as Center Street upon the map or plat of Bellvue Park as described above be known and designated hereafter as UPLAND DRIVE; and

THAT certain street in Bellvue Park being bounded on the north by Blocks 12, 7, and 8, and bounded on the south by Blocks 11, 5, and 6, be known and designated hereafter as INGLEWOOD STREET; and

THAT certain street shown upon the map or plat of Bellvue Park bounded on the north by Blocks 11, 5, and 6, and bounded on the south by Blocks 10, 3, and 4, be known and designated hereafter as LUPINE LANE; and

THAT certain street shown upon the map or plat of Bellvue Park bounded on the north by Blocks 10, 3, and 4, and bounded on the south by Blocks 9, 1, and 2, be known and designated hereafter as SUNNY VALE STREET.

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

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

The resolution is as follows:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, proposals for bids for the construction of Units 20 to 27, inclusive, of the Austin School Construction Program under P.W. Docket Tex-2134-F, were duly advertised

to be received by the City Manager and publicly opened at 2:00 P. M., Thursday, February 2, 1939, in the City Hall in Austin, Texas; and

WHEREAS, at the same time and place, said bids were public opened and read aloud as specified; and

WHEREAS, the Supervising Architects, representing the Board of Trustees of the Austin Independent School District, have recommended to said Board of Trustees the lowest and best bid for each unit submitted (with the exception of the plumbing and heating work for the Anderson Shop Addition, which they recommended be readvertised for bids at the next letting); and

WHEREAS, the Board of Trustees of the Austin Independent School District have, by resolution dated February 7, 1939, recommended the award of certain contracts to the City Council of the City of Austin, said resolution being attached hereto and made a part hereof; therefore,

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

THAT the resolution recommending the award of contracts for the various units, as submitted by the Trustees of the Austin Independent School District, and made a part hereof, be, and the same is hereby approved, subject to the approval of the Federal Emergency Administration of Public Works, and the City Manager, on behalf of the City of Austin acting for the Austin Independent School District, is hereby authorized and directed to execute all contract documents entered into by the Austin Independent School District with the various contractors referred to in said attached resolution of the Austin Independent School District, subject to the approval of said contract documents by the Federal Emergency Administration of Public Works.

(Resolution of School Board attached)

R E S O L U T I O N

WHEREAS, bids were received, publicly opened, read aloud and tabulated for the following:

The General Construction of the superstructure of the 8-room Elementary School in N. W. Austin (Rosedale site);

The General Construction of the superstructure of the 8-room Elementary School in N. W. Austin (Bryant site);

The General Construction of the superstructure of the Addition to the Rosewood School in East Austin;

The Mechanical Construction for the Ridgeway Elementary School in N. E. Austin;

The Mechanical Construction for the 8-room Elementary School in N. W. Austin (Rosedale site);

The Mechanical Construction for the 8-room Elementary School in N. W. Austin (Bryant site);

The Mechanical Construction for the Addition to the Rosewood School in East Austin; and

The Mechanical Construction for the Shop Addition to the Anderson High School in East Austin; and

WHEREAS, the Supervising Architect has recommended award to the low bidder for each branch of the work covering that group of bids except that for the plumbing and heating of the Addition to the Anderson Shop Building; and

WHEREAS, the Board of Trustees has carefully studied the Architect's recommendation and the tabulation of bids, and feels that the Architect's recommendation is a proper one; therefore,

BE IT RESOLVED THAT AWARD OF CONTRACTS BE RECOMMENDED AS FOLLOWS:

Units 20 and 21 - W. H. McClay, General Construction Superstructure for the two Northwest Austin 8-room Schools in a net amount of \$68,420.00, after having accepted Alternates Nos. 1, 3 and 4 for a total (for the two buildings) of \$4,280.00.

Unit No. 22 - For the Superstructure of the Addition to the Rosewood School to R. H. Folmar at his low bid of \$15,198.00.

Unit No. 23 - For the complete Plumbing and Heating of the Ridgeway Elementary School to the Curtis Electrical Company at their low respective bids of \$2,470.00 and \$3,225.00, for a total price of \$5,695.00.

For the complete installation of the Electrical Work to J. O. Andrewartha at his low bid of \$1,766.00.

Units Nos. 24 and 25 - For the complete installation of the Plumbing and of the Electric Work for the two 8-room Northwest Austin Elementary Schools to J.O.Andrewartha at his respective low bids of \$7,389.00 and \$5,249.00, for a total contract price of \$12,638.00.

For the complete installation of the Heating for the two 8-room Northwest Austin Schools to Young & Pratt at the low bid of \$7,441.00.

Unit No. 26 - For the complete installation of the Plumbing and of the Heating for the Addition to the Rosewood School to Young & Pratt at their respective low bids of \$499.00 and \$2,360.00, for a total contract price of \$2,859.00.

For the complete installation of the Electric Work of the Addition to the Rosewood School to Fox-Schmidt at their low bid of \$881.00.

Unit No. 27 - For the complete installation of the Electric Work for the Shop Addition to the Anderson High School to W. K. Jennings, Jr., at his low bid of \$763.00 .

I, Eleanor H. Wells, Member of the Board of Trustees and duly elected Secretary of said Board, do hereby certify the above resolution was introduced and unanimously carried at a special meeting of the Board of Trustees of the Austin Independent School District in the office of the Superintendent of Schools on February 7, 1939, at which were present E. A. Murchison, President, Mrs. E. H. Wells, Secretary, L.H.Blendermann, R. G. Mueller, Mrs. A. P. Robinson, Carl T. Widen, and A. N. McCallum, Superintendent.

(Signed) Eleanor H. Wells
Secretary

(SEAL)

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

The resolution is as follows:

WHEREAS, the City Council of the City of Austin is in receipt of a resolution of the Board of Trustees of the Austin Independent School District, recommending that the contract time on the following contracts under Docket No. Tex-2134-F be extended as follows:

Contract No.11 to and including February 26, 1939;
Contract No.12 to and including March 19, 1939;
Contract No.13 to and including March 19, 1939;
Contract No.21 to and including February 14, 1939; and

WHEREAS, the resolution above referred to (and being attached to and made a part hereof) recites the fact that these extensions are for the benefit of the School Construction Program, and therefore recommends that no liquidated damages should be assessed; and

WHEREAS, the recommendation of the Board of Trustees of the Austin Independent School District appears a proper one; therefore,

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

THAT the same be and it is hereby approved, and recommended to the Public Works Administration for acceptance under proper change order.

(Resolution of School Board attached)

WHEREAS, under the requirements of "THE OFFER," being a contract between the Federal Government, acting through the Public Works Administration, and the City Council of the City of Austin, acting for and in behalf of the Austin Independent School District, it was required that each individual building project under PWA Docket Tex-2134-F Schools, Austin, Texas, be under actual construction before January 1, 1939; and

WHEREAS, said Offer was not received until the first week of November, 1938, providing not quite two months' time within which to accomplish these requirements; and

WHEREAS, the Construction Program under Docket Tex-2134-F consists of separate buildings on nineteen (19) different sites, with additional boiler houses on thirteen (13) of the sites above mentioned, or a total of thirty-two (32) separate buildings; and

WHEREAS, on these thirty-two (32) separate buildings it was not possible to complete all plans and it became necessary to award contracts for Foundation Work only under four (4) contracts, covering the work for nine (9) building projects; and

WHEREAS, the Construction Contract Time - not allowing for eligible extensions due the Contractors for extra work or for delays occasioned by the Owner - has expired on each of these contracts; and

WHEREAS, the procedure of awarding Foundation Contracts upon which later Superstructure contracts are to be awarded may possibly penalize the owner, should the Superstructure Contractor discover discrepancies between the work delivered to him and his plans; and

WHEREAS, it appears to be to the advantage of the owner to extend the time on each of Contracts Nos. 11, 12, 13 and 21, so as to allow the award of Superstructure Contracts and give the Superstructure Contractor an opportunity to check the work delivered to him by the Owner so that the present Contractors may be required to make good or correct any errors so found;

Now, therefore, BE IT RESOLVED by the Board of Trustees of the Austin Independent School District that recommendation be made to the City Council that the completion time of Contracts Nos. 11, 12, 13 and 21 be extended to and including the following dates:

Contract No. 11 - February 26, 1939;
Contract No. 12 - March 19, 1939;
Contract No. 13 - March 19, 1939;
Contract No. 21 - February 14, 1939.

In order that Superstructure Contracts on each building may be awarded, and each Superstructure Contractor given three (3) days in which to check the work delivered to him and make claim for any discrepancies.

BE IT FURTHER RESOLVED: That recommendation be made to the City Council that no foundation contract be accepted or such Contractor of responsibility until such check has been made by the succeeding Superstructure Contractor and the work accepted, or adjusted, and that no final payment be made on any such present contract until such acceptance or correction.

BE IT FURTHER RESOLVED: That it be recommended to the City Council that this extension, being for the benefit of the City, no liquidated damages be assessed for the blanket extension of time here authorized.

I, Eleanor H. Wells, Member of the Board of Trustees and duly elected Secretary of said Board, do hereby certify the above resolution was introduced and unanimously carried at a special meeting of the Board of Trustees of the Austin Independent School District in the office of the Superintendent of Schools on February 7, 1939, at which were present E. A. Murchison, President, Mrs. E. H. Wells, Secretary, L. H. Blenderman, R. G. Lueller, Mrs. A. P. Robinson, Carl T. Widen, and A. H. McCallum, Superintendent.

(Seal)

(Signed) Eleanor H. Wells
Secretary.

The application of Samuel E. Gideon for a change in zoning, from "A" Residence District to "B" Residence District of property on the west side of Salado Street, described as Lot No. 110x171 ft. Pt (C), Outlot #164, Division "D", was received and

referred to the Board of Adjustment for recommendation.

The application of W. C. Schulle for a change in the zoning of his property on West 12th Street, described as Lot No. 7, Block 131, from "B" Residence District to "C" Commercial District, was received, and the matter was referred to the Board of Adjustment for recommendation.

The application of R. H. McCauley for a change in the zoning of the 62½ foot lot directly south of his residence at 4415 Avenue "A", Hyde Park, so as to permit the erection thereon of four efficiency cottages, was received, and the matter was referred to the Board of Adjustment for recommendation.

Messrs. O. W. and R. L. Roberts submitted to the Council a tentative offer for the purchase of Lots 4 and 5, Block 3, Outlot 34, Division "B", located at the corner of Coleto and East 12th Streets, now owned by the City of Austin under tax title. The matter was referred to Councilmen Gillis and Wolf for investigation.

Following a discussion of the matter, the City Attorney and the Assistant City Attorney were instructed to go before the Legislature now in session relative to the enactment of a law enabling the City after a specified time had elapsed to dispose of property acquired by it at tax sale, giving good title to same, in lieu of the present complicated legal procedure.

The aforementioned Attorneys were further instructed to go before the Legislature on behalf of a proposed Firemen and Policemen Pension Bill.

The Mayor announced to the Council that, pursuant to the authority vested in him by the Housing Authorities Law, he had reappointed Miss Louise Haynie and Mr. Hubert B. Jones as Commissioners of the Housing Authority of the City of Austin, for the two-year term ending December 23, 1940, retroactive December 23, 1938.

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

The resolution is as follows:

WHEREAS, the Public Works Administration requires that all projects under its regulation be done in accordance with approved wage scales as published by the Department of Labor of the State of Texas; and

WHEREAS, in the proposed work on Docket Texas-2072-F, said Department of Labor has furnished the City of Austin with said schedule, but which said schedule did not contain certain classes of labor which will be necessary to be used in the proposed work under Docket Texas-2072-F; 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 to submit such additional schedule to the State Director of Public Works Administration, and provide all contractors and sub-contractors on said Docket Texas-2072-F with notice that such scale of wages must be complied with.

" Docket Texas-2072-F
Storm Sewers & Bridges
City of Austin

SUPPLEMENTARY WAGE SCALE

	Per Hour	Per Day
Fine Grader	\$.50	\$ 4.00
Joint Wiper	.60	4.80
Form Setters, Sewer	.60	4.80

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

The resolution is as follows:

WHEREAS, the Public Works Administration requires that all projects under its regulation be done in accordance with approved wage scales as published by the Department of Labor of the State of Texas; and

WHEREAS, in the proposed work on Docket Texas 2072-F, said Department of Labor has furnished the City of Austin with said schedule, but which said schedule did not contain certain classes of labor which will be necessary to be used in the proposed work under Docket Texas 2072-F-4; 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 to submit such additional schedule to the State Director of Public Works Administration and provide all contractors and sub-contractors on said Docket Texas 2072-F-4 with notice that such scale of wages must be complied with.

"Docket Texas 2072-F-4
29th Street Bridge
City of Austin

SUPPLEMENTARY WAGE SCALE		
	Per Hour	Per Day
Building Laborer	\$.50	\$ 4.00

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

The resolution is as follows:

WHEREAS, the Public Works Administration requires that all projects under its regulation be done in accordance with approved wage scales as published by the Department of Labor of the State of Texas; and

WHEREAS, in the proposed work on Docket Texas 1847-2-F-2, said Department of Labor has furnished the City of Austin with said schedule, but which said schedule did not contain certain classes of labor which will be necessary to be used in the proposed work under Docket Texas 1847-2-F-2; 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 to submit such additional schedule to the State Director of Public Works Administration and provide all contractors and sub-contractors on said Docket Texas 1847-2-F-2 with notice that such scale of wages must be complied with.

"Docket Texas 1847-2-F-2
Waterworks Improvements
City of Austin

SUPPLEMENTARY WAGE SCALE		
	Per Hour	Per Day
Service Installer	\$.60	\$ 4.80
Kettle Man	.60	4.80 "

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

(RESOLUTION)

WHEREAS, the Public Works Administration requires that all projects under its regulation be done in accordance with approved wage scales as published by the Department of Labor of the State of Texas; and

WHEREAS, in the proposed work on Docket Texas-1847-2-F-4, said Department of Labor has furnished the City of Austin with said schedule, but which said schedule did not contain certain classes of labor which will be necessary to be used in the proposed work under Docket Texas-1847-2-F-4; 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 to submit such additional schedule to the State Director of Public Works Administration, and provide all contractors and sub-contractors on said Docket Texas-1847-2-F-4 with notice that such scale of wages must be complied with.

(Attached to, and made a part of,
foregoing resolution)

Docket Texas-1847-2-F-4
Service Station
City of Austin

SUPPLEMENTARY WAGE SCALE

	<u>Per Hour</u>	<u>Per Day</u>
Tractor Operator	\$1.00	\$8.00
Grader Operator	.75	6.00
Concrete Rubber	.50	4.00

The following resolution was introduced:

WHEREAS, City of Austin taxes were assessed in the name of R. Niles Graham and the Pease Estate, for the years 1930 to 1938, inclusive, on Lots 13, 14, 23, 24, and 25, Block 2, R. Niles Graham Subdivision; Lots 19, 20, 21 and 22, Block 1, R. Niles Graham Subdivision; and Lots 5 and 16, Block 12-L, Fairview Park; all of said property being in the City of Austin, Travis County, Texas; said taxes being in the sum of \$513.80, and for non-payment of said taxes at maturity, penalty in the sum of \$22.57 has been assessed and interest in the sum of \$119.73 for non-payment of said taxes at maturity, making the total amount of taxes, penalty and interest, \$656.10; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$22.57 and 1/2 of the interest in the sum of \$59.87; therefore,

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

THAT the aforesaid penalty in the sum of \$22.57, and 1/2 of the interest in the sum of \$59.87, is hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty of \$22.57 and 1/2 of said interest in the sum of \$59.87 off his rolls and to issue to the party entitled to receive same a receipt in full on the payment of said taxes and one-half of the interest, as aforesaid.

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

Upon motion, seconded and carried, the meeting was recessed at 12:30 P. M., subject to call of the Mayor.

Attest: Harris M. Miller City Clerk

Approved: Tom Miller Mayor