

## REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 20, 1939.

The City Council convened in regular session, at the regular meeting place in the City Hall, on Thursday, April 20, 1939, at 10:30 A. M., 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.

Mayor Miller laid before the Council, for its first reading, the following ordinance, which was introduced at the regular meeting of the City Council on March 16, 1939, and laid over, in accordance with the provisions of the City Charter:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY LYING WEST OF BLUEBONNET LANE, A PUBLIC STREET IN THE CITY OF AUSTIN, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN IN THE PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its second reading. The motion was seconded by Councilman Gillis, and 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 that the rule be further suspended and the ordinance be passed to its third reading. The motion was seconded by Councilman Gillis, and 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 that the ordinance be finally passed. 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 Mayor declared the ordinance finally passed.

A petition from citizens asking for the extension of East 16th Street from Colita to Chestnut Streets, for the improvement of the bridge between Maple and Singleton Avenues, and for a light at Singleton and East Sixth Streets, was received, and the matter was referred to the City Manager and the City Engineer for an estimate of the cost of same and report to the Council at the next regular meeting.

The application of John Wood for a change in the zoning, from "A" Residence District to "C" Commercial District, of six lots in Wood's Addition, fronting on West 34th Street between Jefferson Street and Kerbey Lane, was received, and the matter was referred to the Board of Adjustment for recommendation.

The City Attorney was instructed to prepare an amendment to the Zoning Ordinance restricting cat and dog hospitals to "C-2" Commercial District, and restricting laundries to either "C-2" Commercial District or the Industrial District, if possible to do so.

Councilman Wolf 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, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The Mayor declared the resolution finally adopted.

The resolution is as follows:

WHEREAS, Gulton Morgan, City Manager, in general charge of Public Works Administration projects, and G. S. Moore, in direct charge of Docket Number Texas-2072-F, being the project for the construction of storm sewers and bridges, have reported that the contract for the construction of the 34th Street bridge at Shoal Creek has been completed by Rex D. Kitchens Construction Company, General Contractor, in accordance with the approved plans and specifications, and in compliance with the rules and regulations of the Administration of Public Works, and in an acceptable manner to the P.W.A. Inspector, and have recommended to the City Council the acceptance of the contract and the payment of the final estimate due thereon; and

WHEREAS, the City Council has inspected said contract and the works thereunder, and is of the opinion that same should be finally accepted; now, therefore,

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

THAT said contract and the works thereunder is hereby accepted as completed, and the City Manager be, and is hereby, authorized and directed to approve the final estimates and to issue warrants in payment thereof, and that he be further authorized and directed to release the contractor from any further liability in connection with said work, and to authorize the cancellation of the bonds guaranteeing the successful completion of the contract.

The following report of the Board of Adjustment was received:

"Hon. Mayor and City Council  
Austin, Texas

Gentlemen:

The Board of Adjustment at a meeting held on April 18, 1939, passed the following resolution, which is hereby submitted for your consideration:

#### R E S O L U T I O N .

WHEREAS, the City Council of the City of Austin again referred the petition of Mr. Dan P. Craddock for a change in the "Use" District designation of Lots 1 and 2, Block 2, Graham's Addition, Austin, Texas, from Residence "B" District to Commercial "C" District; and

WHEREAS, the Board of Adjustment held a public hearing on April 18, 1939, at which hearing a number of consenting and protesting property owners adjacent to and near the property in question were heard; and

WHEREAS, a written petition signed by 21 individuals who are property owners and residents of this neighborhood, protesting this change, was filed with the Board, and another petition signed by 49 individuals, who are owners and residents in this same neighborhood, approving and consenting to this change, was also filed with the Board; and

WHEREAS, the Board carefully considered all the arguments for and against this change, re-examined the property and took into consideration the effect of this change upon the surrounding property, the trend of development, the traffic conditions at this point, and the needs for a commercial community center in this section of the City; therefore,

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT this change in the "Use" designation of the above described property is recommended for the same reasons as contained in the former resolution passed on November 1, 1937, approving this change on the ground that, in the opinion of the Board, no material changes have taken place since the adoption of the former resolution to alter the conclusions of the Board.

Respectfully submitted,

BOARD OF ADJUSTMENT

By H. F. Kushne  
Chairman.

April 19, 1939.

The public hearing on the proposal to change the zoning of the property of Dan P. Craddock at 1803-5-7 West Sixth Street, known as Lots 1 and 2, Block 2, Graham's Addition to the City of Austin, from "B" Residence District to "C" Commercial

District, which was continued from previous meetings, was opened.

No property owners or other interested citizens appearing at this time to protest the proposed change, it was moved and seconded that the proposed change in zoning of the foregoing described property be allowed, and that the City Attorney be instructed to prepare the necessary ordinance. 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, Roy Seekatz, owner of a tract or parcel of land within the City of Austin, Travis County, Texas, situated on the south side of Barton Springs Road, which is located east of Bouldin Avenue, has made application to the City Council of the City of Austin for permission to construct commercial driveways across the south sidewalk area of said Barton Springs Road at the above described location, as shown upon the plan hereto attached marked 2-C-795, which plan is hereby made a part of said request; and

WHEREAS, the City Council of the City of Austin has favorably considered the granting of said request; therefore

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

THAT Roy Seekatz, owner of a tract or parcel of land within the City of Austin, Travis County, Texas, which tract or parcel of land abuts the south side of Barton Springs Road at a location east of Bouldin Avenue, is hereby permitted to construct commercial driveways across the south sidewalk area of Barton Springs Road at the above described location, subject to the construction of concrete ramps, curbs, driveways, sidewalks, and expansion joints as shown upon the plan hereto attached marked 2-C-795, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curb, ramp, and driveway construction done within the City streets shall be done by a bonded sidewalk contractor under the direction and supervision 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.

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

Councilman Gillis introduced the following resolution:

"Austin, Texas,  
April 29, 1939

Mr. Gulton Morgan  
City Manager  
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of A. F. Harsch for permission to construct, maintain and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon property located at the northwest intersection of South Congress Avenue and Milton Street, which property is known as Lot 6, Block 22, of Swisher Addition within the City of Austin, Travis County, Texas, 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 upon the zoning maps of the City of Austin.

The property upon which this filling station is to be located is now being used and occupied by a commercial ice station.

We recommend that A. F. Harsch be granted permission to construct, maintain and operate said drive-in gasoline filling station, and to construct curbs, ramps and sidewalks in conjunction 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 grade 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. 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-641.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-641, 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,

J. E. Motheral  
City Engineer.

J. C. Eckert  
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 situated at the northwest intersection of South Congress Avenue and Milton Street, which property is known as Lot 6, Block 22, Swisher Addition, within the City of Austin, Travis County, Texas, which property is owned by A. F. Harsch, and hereby authorizes the said A. F. Harsch to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and sidewalks 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 the 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 A.F.Harsch 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, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Alford 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 BONHAM TERRACE from Kenwood Avenue easterly 113 feet, the centerline of which gas main shall be 17 feet south of and parallel to the north line of said Bonham Terrace.

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

(2) A gas main in NEWFIELD LANE southerly 55 feet from a point 260 feet south of the south 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.

(3) A gas main in KERR STREET westerly 118 feet from a point 152 feet west of the west line of Kinney Avenue, the centerline of which gas main shall be 15 feet south of and parallel to the north line of said Kerr Street.

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

(4) A gas main in AVENUE H southerly 98 feet from a point 15 feet south of the south line of East 51st 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 2½ feet.

(5) A gas main in EAST AVENUE northerly 382 feet from a point 159 feet north of the north line of East 32nd Street, the centerline of which gas main shall be 30 feet west of and parallel to the east line of said East Avenue.

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

(6) A gas main in EAST AVENUE across Edgewood Avenue intersection, the centerline of which gas main shall be 13½ feet west of and parallel to the east line of said East Avenue.

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

(7) A gas main in EDGEWOOD AVENUE across East Avenue intersection, the centerline of which gas main shall be 12½ feet south of and parallel to the north line of said Edgewood Avenue.

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

(8) A gas main in WEST 13th STREET from Elm Street westerly 64 feet, the centerline of which gas main shall be 7 feet south of and parallel to the north line of said West 13th Street.

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

(9) A gas main in SOUTH 3rd Street across Columbus Street intersection, the centerline of which gas main shall be 17½ feet west of and parallel to the east line of said South 3rd Street.

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

(10) A gas main in LONGVIEW STREET northerly 95 feet from a point 136 feet north of the north line of West 22½ Street, the centerline of which gas main shall be 7½ feet east of and parallel to the west line of said Longview Street.

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

(11) A gas main in ETHRIDGE AVENUE from McCallum Drive westerly 374 feet, the centerline of which gas main shall be 7½ feet south of and parallel to the north line of said Ethridge Avenue.

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, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Gillis introduced the following resolution:

WHEREAS, Anton Kutalek, acting by and through John C. Wilson, owner of Lot 12, Block 4, of Gammel and Taylor Subdivision within the City of Austin, Travis County, Texas, which property abuts the east side of East Avenue and at a location north of East 22nd Street, has made application to the City Council of the City of Austin for permission to set the curb back from the established curb line on the east side of East Avenue adjacent to the above described property, the new curb of which setback will be 14 feet east of the established curb line of East Avenue thereby relieving traffic conditions by creating a greater width of travelway on East Avenue; and

WHEREAS, a plan has been prepared showing the proposed layout of the above described setback and said plan has been considered and approved by the City Council of the City of Austin; therefore

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

THAT permission is hereby granted Anton Kutalek, acting by and through John C. Wilson, owner of Lot 12, Block 4, of Gammel and Taylor Subdivision within the City of Austin, Travis County, Texas, which property abuts the east side of East Avenue at a location north of East 22nd Street, to set the curb back from the established curb line on East Avenue adjacent to the above described property.

Permission to construct the above described curb setback is granted subject to the same's being constructed in accordance with the plan approved by the City Engineer of the City of Austin, which plan is hereto attached marked 2-C-794, and made a part hereof, and in accordance with the following conditions:

(1) That the construction of the setback area on East Avenue shall be carried out in accordance with the accompanying plan marked 2-C-794, and that all such widened areas, driveways, or ramps and curbs shall be constructed of concrete at the expense of the applicant.

(2) That all such concrete shall be not less than 6 inches in thickness and shall be of the following proportions: 1 part cement, 2½ parts of sand, and 4 parts of screened gravel or rock.

(3) That the concrete curbs adjacent to the sidewalk area shall be not less than 6 inches high and that an expansion joint not less than ¾ inch thick shall be placed between the curb and the sidewalk as shown on the plan hereto attached marked 2-C-794.

(4) That all such expansion joints shall be of the pre-moulded type.

(5) That all concrete work within the street area shall be done by a bonded sidewalk contractor.

(6) That the applicant shall be required to clean the newly created ramp area at least twice per week and shall dispose of the debris at his expense.

(7) That all work shall be done in accordance with lines and grades furnished by the Engineering Department of the City of Austin and under the direction of the City Engineer.

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 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-1847-1-P-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-1847-1-P-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-1847-1-P-F with notice that such scale of wages must be complied with.

"Docket Texas 1847-1-P-F  
Electric Power Plant &  
System  
Austin, Texas

#### SUPPLEMENTARY WAGE SCALE

	<u>Per Hour</u>	<u>Per Day</u>
Asphalt Paker	\$ .60	\$ 4.80

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

The following report of the Board of Adjustment was received:

"Austin, Texas  
April 14, 1939

Hon. Mayor and City Council  
Austin, Texas

Gentlemen:

Following is a copy of a resolution which was passed by the Board of Adjustment at a meeting on April 11, 1939:

#### RESOLUTION.

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 30 of the Zoning Ordinance of the City of Austin, has referred to the Zoning Board of Adjustment for its consideration a petition of Mr. C. F. Dye requesting a change in the Use designation of the following property:

Lots 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, Block 1,  
Pecan Grove Addition, said property lying between  
Butler Road, Josephine Street, old Fredericksburg  
Road, and Lots 1, 2, 3, 4, and 5, Block 1, Pecan  
Grove Addition,

from "A" Residence District to "C" Commercial District; and

WHEREAS, the Board carefully considered all of the arguments for and against this change, viewed the property and took into consideration the conditions surrounding this property, the trend of development in this neighborhood, and otherwise considered the question in the light of fundamental zoning principles; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT this change in the Use designation of the above described property is recommended to the City Council for the following principal reasons:

1. That this property lies adjacent to a commercial district fronting on Barton Springs Road and consists of the remainder of the block bounded by Josephine Street on the west and Butler Street on the north and on the east by the proposed connection between Highway No. 20 and the new low water bridge over the Colorado River and occupies land which was formerly used as a brick yard where common brick were manufactured.

2. That all the property to the west and to the north of this site is undeveloped



and of no definitely established character.

3. That when the new highway extending from Barton Springs Road to the Shoal Creek Boulevard has been completed, the property fronting on this highway will not be desirable as residential property, but will be better suited for commercial property.

4. That the Board deems this change justified on account of the conditions surrounding this property, that such a change will not adversely affect the status of the surrounding property, but will be more in harmony with the eventual development of this neighborhood, and will not be contrary to the general welfare of the community.

5. That this request merely extends the present commercial district to include the entire block in which it is located, and therefore cannot be considered as a spot zone.

Respectfully submitted ,

BOARD OF ADJUSTMENT

By H. F. Kuehne  
Chairman.

Councilman Wolf moved that a public hearing on the proposal to change the zoning of the property described in the foregoing report of the Board of Adjustment from "A" Residence District to "C" Commercial District be called for Thursday, May 11, 1939, at 11:00 A. M. 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:

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

THAT the sum of \$2,400.00 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of revaluation of the City for tax purposes, as follows:

Set of Field Maps -----	\$ 60.00
Salaries for Board of Appraisers -----	1,440.00
Auto Allowance -----	300.00
Abstract Information -----	200.00
Printing -----	200.00
Adding Machine -----	200.00
Total -	\$ 2,400.00

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

The following resolution was introduced:

WHEREAS, City of Austin taxes were assessed in the name of A. F. Harsch for the years 1932-1937, inclusive, on Lots 12 and 13, Block 3, Oakmont, Plat 75-B, and for the years 1933-1936, inclusive on personal property, all in the City of Austin, Travis County, Texas; said taxes being for the sum of \$356.98, and for non-payment of said taxes at maturity, penalty in the sum of \$17.82 has been assessed, and interest in the sum of \$75.61, making the total amount of taxes, penalty and interest \$450.41; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$17.82, and one-third of the interest in the sum of \$50.41; therefore

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

THAT the aforesaid penalty in the sum of \$17.82, and one-third of the interest in the sum of \$50.41, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$17.82, and one-third of the interest in the sum of \$50.41, off his rolls and to issue to the party entitled to receive same a receipt in full on the payment of said taxes



and two-thirds of the interest, as aforesaid.

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

The following resolution was introduced:

WHEREAS, City of Austin taxes have been assessed in the name of Ralph R. Ogden for the year 1937 on one-half acre, Lot 18, Outlot 8, Division "2", Enfield B, in the City of Austin, Travis County, Texas, and on personal property including automobiles, furniture and fixtures; said taxes being for the sum of \$226.49, and for non-payment of said taxes at maturity, penalty in the sum of \$11.32 has been assessed, and interest in the sum of \$6.90, making the total amount of taxes, penalty and interest \$244.71; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$11.32; therefore

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

THAT the aforesaid penalty in the sum of \$11.32 is hereby remitted, and the Tex Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$11.32 off his rolls and to issue to the party entitled to receive same a receipt in full on the payment of said taxes and interest, as aforesaid.

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

Upon motion, seconded and carried, the meeting was recessed at 11:00 A. M., subject to call of the Mayor.

Approved,

*Tom Miller*  
Mayor

Attest:

*Helen McKellar*  
City Clerk

#### REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 27, 1939.

The City Council convened in regular session, at the regular meeting place in the City Hall, on Thursday, April 27, 1939, at 10:30 A. M., 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.

A group of citizens, represented by Mrs. W. S. Fussell, President of the Bailey Park Mothers' Club, et al., presented a petition asking for flood lights for the tennis courts and softball field in Bailey Park. The matter was referred to the City Manager and the Superintendent of the Electric Division for an estimate of the cost of same.