

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, July 3, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, July 3, 1941, at 10:35 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; absent, Councilman Bartholomew.

The Minutes of the regular meeting of June 26, 1941, were read, and upon motion of Councilman Alford, were adopted as read by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Miss Irene Maddox came before the Council and requested that the City have the house, owned by Lupie Martinez, at the southeast corner of Sabine and East Fourth Streets removed from the street, as same creates an obstruction to the adjacent property owned by her mother. The matter was referred to the City Engineer and the City Attorney for investigation, and to have same attended to if it is found that the City can legally do so.

The following resolution was introduced by Councilman Alford:

WHEREAS, the Walter Tips Company, acting by and through C. H. Page, Jr., owner of Lots 1 and 2, Block 20, of the Original City of Austin, Travis County, Texas, which property abuts the north side of West Second Street, at a location east of Lavaca Street, situated within the City of Austin, Travis County, Texas, has made application to the City Council of the City of Austin for permission to construct a commercial driveway across the north sidewalk area of said West Second Street adjacent to the above described property; and

WHEREAS, a plan has been prepared showing the location of said commercial driveway, which plan is hereto attached marked 2-H-745, and made a part hereof; and

WHEREAS, said request and plan 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 Walter Tips Company, acting by and through C. H. Page, Jr., owner of Lots 1 and 2, Block 20, of the Original City of Austin, Travis County, Texas, which property abuts the north side of West 2nd Street, at a location east of Lavaca Street, situated within the City of Austin, Travis County, Texas, is hereby permitted to construct a commercial driveway across the north sidewalk area of West Second Street adjacent to the above described property, subject to the construction of concrete ramps, curbs, driveways, sidewalks, and expansion joints as shown upon the plan marked 2-H-745, 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.

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

The following resolution was introduced by Councilman Gillis:

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 ALTA VISTA AVENUE from a point 39 feet south of Fairmont Avenue southerly 5 feet, the centerline of which gas main shall be 1-foot east of, and parallel to, the west property line of said Alta Vista Avenue.

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

- (2) A gas main in ALTA VISTA AVENUE from a point 95 feet north of Mariposa Drive northerly 5 feet, the centerline of which gas main shall be 1 foot east of, and parallel to, the west property line of said Alta Vista Avenue.

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

- (3) A gas main in EAST $48\frac{1}{2}$ Street from a point 163 feet west of Harmon Avenue westerly 112 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of, and parallel to, the north property line of said East $48\frac{1}{2}$ Street.

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

- (4) A gas main in EAST 31ST STREET from Dancy Street westerly 93 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of, and parallel to, the north property line of said East 31st 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 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.

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

A petition by residents of this section, asking for a traffic signal light on Rosewood Avenue at Chicon Street was received; and the matter was referred to the Police Department for recommendation.

The written application of W. L. Stark, et al., property owners on Lamar Boulevard between Sixth and Twelfth Streets, for a change in zoning of said Boulevard within the limits stated from "B" Residence District to "C" Commercial District, was received; and the matter was referred to the Board of Adjustment for consideration and recommendation.

It was moved by Councilman Alford that the application of Arthur Ray Cunningham, 2007 Riverview Street, for a taxicab driver's permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

It was moved by Councilman Alford that the application of Leslie Vance Gentry, 407 Norwood Building, for a license to operate a taxicab be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

It was moved by Councilman Wolf that the following applications for licenses to operate private boats be granted, subject to the approval of same by the Lake Austin Navigation Board:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Childers, H. N. -1011½ Congress Avenue Murray, W.J.	Disch Plycraft, Outboard, 1938 Model, Evinrude, 5-passenger
Heacock, Chas.S., Jr.- 605 West 10th Street, Apt.D	Century, Inboard, 1941 Model, Gray, 6-passenger
Novy, Jim - 2406 Harris Boulevard	Home-made, House Boat, 1941 Model, "Miss Elaine", 25-passenger
Sturdivant, Richard-1007 West 5th Street	Home-made, Outboard, 1939 Model, "Snuffy", Elto Ace, 6-passenger
Watt, T. N. - 508 Norwood Building	Home-made, Flat-bottomed, Outboard, 1941 Model, Evinrude, 4-passenger

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

The following ordinance was introduced by Councilman Wolf:

AN ORDINANCE GRANTING TO GUY A THOMPSON, TRUSTEE, INTERNATIONAL-GREAT NORTHERN RAILROAD COMPANY, DEBTOR, HIS SUCCESSORS, ASSIGNS, LESSEES, LICENSEES AND INVITEES, THE RIGHT, PRIVILEGE AND FRANCHISE OF CONSTRUCTING, MAINTAINING AND OPERATING A CERTAIN RAILWAY SPUR TRACK IN AND ALONG WEST THIRD STREET IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, AND PRESCRIBING THE TERMS AND CONDITIONS OF SUCH RIGHT, PRIVILEGE AND FRANCHISE; AND DECLARING AN EMERGENCY.

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

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

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

The Mayor announced that the ordinance had been finally passed.

The following ordinance was introduced by Councilman Wolf:

AN ORDINANCE AMENDING SECTION 52 OF THAT CERTAIN ORDINANCE CREATING THE OFFICE OF INSPECTOR OF PLUMBING AND A BOARD FOR THE EXAMINATION OF PLUMBERS AND REGULATING THE TRADE OF PLUMBING AND THE INSTALLATION OF PLUMBING IN THE CITY OF AUSTIN, WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OCTOBER 11, 1934, AND IS RECORDED IN BOOK "J", PAGES 625-634, BOTH INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY PROVIDING NEW PENALTIES FOR THE VIOLATION OF SUCH ORDINANCE; AND DECLARING AN EMERGENCY.

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

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

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

absent.

The Mayor declared the ordinance finally passed.

The following resolution was introduced:

WHEREAS, City of Austin taxes were assessed against Harris & Harris for the years 1929 through 1940, on personal property in the City of Austin, Travis County, Texas, said taxes being for the sum of \$110.11, and for the non-payment of same at maturity, penalty in the sum of \$5.50 has been assessed, and interest in the sum of \$42.66 has accrued thereon; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$5.50 and five-sixths (5/6ths) of the interest in the amount of \$35.55; therefore,

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

THAT the aforesaid penalty in the sum of \$5.50 and five-sixths (5/6ths) of the interest in the amount of \$35.55 is 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 \$5.50 and five-sixths (5/6ths) of the interest in the amount of \$35.55 off his rolls, and to issue to the party entitled to receive same, a receipt in full upon the payment of said taxes and one-sixth (1/6th) of the interest, as aforesaid.

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

Upon motion, seconded and carried, the meeting was recessed, at 11:55 A. M., subject to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:
Harris M. Keenan
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, July 10, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, July 10, 1941, at 10:35 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, none.

The Minutes of the regular meeting of July 3, 1941, were read, and upon motion of Councilman Wolf, were adopted as read by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

A committee from the Trades Council came before the City Council and requested permission for a parade and the use of Zilker Park, including the riding ring for their rodeo performances, on Labor Day. It was the sense of the meeting that the request be granted, and the matter was referred to the City Manager and the Chief of Police to work out the details regarding the rodeo.