

The following resolution was introduced:

WHEREAS, City of Austin taxes were assessed in the name of D. Rainey for the years 1932 through 1936, 1939, and 1940, on Lot 53, Enfield O; and personal property, all in the City of Austin, Travis County, Texas, said taxes being for the sum of \$396.13; and for non-payment of same at maturity, penalty in the sum of \$19.79 has been assessed, and interest in the sum of \$121.85 has accrued, making the total amount of taxes, penalty and interest \$537.77; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$19.79, and one-half of the interest in the sum of \$60.93; therefore,

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

THAT the aforesaid penalty in the sum of \$19.79 and one-half of the interest in the sum of \$60.93 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 \$19.79 and one-half of the interest in the sum of \$60.93 off his rolls, and to issue to the party entitled to receive the same a receipt in full upon the payment of said taxes and one-half of the interest, as aforesaid.

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

Upon motion, seconded and carried, the meeting was recessed at 11:30 A. M., subject to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:

Wallis M. Kellan
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, November 6, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, November 6, 1941, at 10:25 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, Councilman Alford.

The Minutes of the regular meeting of October 30, 1941, were read, and upon motion of Councilman Wolf, were adopted as read by the following vote: ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced by Councilman Bartholomew:

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 BOWMAN AVENUE, from a point 129 feet west of Pecos Street westerly 100 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of, and parallel to, the north line of said Bowman Avenue.

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

- (2) A gas main in TREADWELL STREET, from Jessie Street westerly 222 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of, and parallel to, the north line of said Treadwell Street.

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

- (3) A gas main in JESSIE STREET, from Treadwell Street northerly 182 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of, and parallel to, the east line of said Jessie 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 Bartholomew, the foregoing resolution was adopted by the following vote: ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced by Councilman Gillis:

WHEREAS, Mike Manos, owner of portions of Lots 1 and 2, Block 63, of the Original City of Austin, Travis County, Texas, which property is situated at the northwest corner of the intersection of East 6th Street and East Avenue within the City of Austin, Travis County, Texas, 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 west side of East Avenue adjacent to the above described property; and

WHEREAS, a plan has been prepared showing the above proposed curb setback, which plan is hereto attached marked 2-0-934 and made a part hereof; and

WHEREAS, said request and plan has 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 Mike Manos, owner of portions of Lots 1 and 2, Block 63, of the Original City of Austin, Travis County, Texas, which property is situated at the northwest corner of the intersection of East 6th Street and East Avenue within the City of Austin, Travis County, Texas, is hereby granted permission to set the curb back from the established curb line on the west side of 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 2-0-934 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 2-0-934, 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 2-0-934.
- (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.

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

The following resolution was introduced by Councilman Wolf:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION TO THE UNITED STATES OF AMERICA THROUGH THE FEDERAL WORKS AGENCY, PUBLIC WORKS ADMINISTRATION, FOR A GRANT TO AID IN FINANCING THE CONSTRUCTION OF (1) RECREATION CENTER, (2) COMBINATION BATH HOUSE AND DANCE PAVILION, AND (3) RECREATION FIELD HOUSE AND ATHLETIC FIELDS; AND DIRECTING THE CITY MANAGER TO FURNISH SUCH INFORMATION AS THE UNITED STATES GOVERNMENT MAY REASONABLY REQUEST.

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

SECTION 1. That the City Manager be, and he is hereby, authorized and directed to execute and file an application on behalf of the City of Austin to the United States of America through the Federal Works Agency, Public Works Administration, for a grant to aid in financing the construction of (1) a recreation center, (2) combination bath house and dance pavilion, and (3) recreation field house and athletic fields.

SECTION 2. That the City Manager be, and he is hereby, authorized and directed to furnish such information as the United States of America through the Federal Works Agency may reasonably request in connection with the application which is herein authorized to be filed.

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

Councilman Wolf moved that the application of Louis Edward Woodcock, 4604 Avenue B, 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 Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Councilman Wolf moved that the application of Melvin Meritt Stevenson, 106 East Second 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 Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The following resolution was introduced by Councilman Wolf:

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

THAT the sum of \$900.00 be, and the same is hereby, appropriated out of the General Fund, not otherwise appropriated, for the purpose of purchasing equipment for the Dental Clinic at Brackenridge Hospital, as per schedule attached.

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

A petition, signed by Gillespie Stacy, et al., being all of the property owners abutting the alley running easterly and westerly through Block 43, Travis Heights Subdivision, asking that said alley be closed, was received. Councilman Gillis moved that the request be not granted, as it is not the purpose of the City to relinquish its rights in the premises. The motion prevailed by the following vote: ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Capt. Ed Clark of the 11th Quartermaster Regiment stationed at Camp Bowie, said Regiment being composed entirely of enlisted men from Austin, came before the Council and asked that the City make a contribution to the purchase of equipment for the recreation rooms of said Regiment.

The following resolution was then introduced by Councilman Wolf:

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

THAT the sum of \$400.00 be, and the same is hereby, appropriated out of the General Fund, not otherwise appropriated, for the purpose of purchasing equipment for recreation rooms to be established at Camp Bowie, such equipment to be the property of the Regiment and to be moved to their headquarters in Austin when the present emergency is over. This \$400.00 is to be paid to the 11th Quartermaster Regiment of the 36th Division.

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

The question of a full-time director for the Symphony Orchestra, to be employed by the City and the Schools jointly, came up for discussion; and the matter was taken under advisement.

A committee from the Junior Chamber of Commerce came before the Council and presented a check for \$16,000.00, the same being the Organization's pro rata of the cost of constructing the Billy Disch Baseball Field on the Butler tract; and asked that the City start work immediately on the construction of said baseball field.

It was the sense of the meeting that said committee be thanked for their efforts in the matter, and that they meet with the City Manager at 3:00 P. M., this day, to work up the details of the project.

The following report of the Board of Adjustment was received:

" Austin, Texas
November 5, 1941

The Honorable Mayor and City Council
Austin, Texas

Gentlemen:

The following is a copy of a resolution which was passed by the Board of Adjustment at a meeting held on November 4, 1941, which is hereby respectfully submitted for your consideration:

R E S O L U T I O N

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 Mrs. Bess K. Allday, requesting a change in the Use designation of the following described property:

The west half of Blocks 1, 2, and 8, of Silliman Addition, Division "Z"
of the City of Austin, fronting on Baylor Street

from "B" Residence District and First Height and Area District to "C" Commercial District and First Height and Area District; and :

WHEREAS, this property was included in the petition of W. L. Stark, et al., in regard to which the Board of Adjustment submitted a resolution dated September 10, 1941, to the City Council, in which resolution this property was not recommended to be changed for commercial uses; and

WHEREAS, the City Council thereafter adopted the Board's recommendation and amended the Zoning Ordinance so as to change only one-half of these blocks fronting on Lamar Boulevard from "B" Residence to "C" Commercial District; and

WHEREAS, the Board again carefully considered the above application and has found no new facts, circumstances, conditions, or reasons for changing the status of this property at this time; and

WHEREAS, the arguments and pleadings on the petition of Bess K. Allday are not sufficient to warrant the changing of the zoning classification of this property inasmuch as Baylor Street is definitely a residential street and the physical conditions are such as not to invite commercial development and, on the other hand, the present improvements on this property are not commensurate with its value, location, and potential revenue producing capacity; and

WHEREAS, no economic hardship or other detriment will result from a denial to change the Use classification of this property as the proper development for residence "B" uses permitted by the Ordinance would result in a proper balance between the value of the land and the revenue to be derived from the proper improvements; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT the above change is not recommended to the City Council.

Respectively submitted,

BOARD OF ADJUSTMENT

By (Signed) H. F. Kuehne
Chairman . . . "

The Council took no further action on the foregoing matter.

Upon motion, seconded and carried, the meeting was recessed at 11:15 A. M., subject to call of the Mayor.

Approved

Tom Miller

Attest:

Hallie M. Keller
City Clerk