

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

Approved: Tom Miller.
Mayor

Attest:
Rollin M. Keller
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 16, 1942.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, April 16, 1942, at 10:30 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 April 9, and the special meetings of April 10 and April 14, 1942, 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.

Acting City Manager Seaholm submitted a report from the Recreation Department on the matter of a full-time recreation director for the community center on Comal Street, referred to them at the last regular meeting, to the effect that the expense of same could not be taken care of out of this year's budget, but would require an additional appropriation of \$850. The matter was taken under further advisement by the Council.

Harold Johnson appeared before the Council and requested additional parking space at his golf course on the Butler tract abutting the Barton Springs Road. The matter was referred to the City Engineer for investigation and report to the Council.

The Mayor announced the public discussion on the proposal to grant a permit to M. H. Crockett for an amusement park on his property abutting the Barton Springs Road, open.

M. H. Crockett and P. L. Bible, lessee, spoke in behalf of their application, and submitted three petitions, signed by the business firms in that vicinity, favoring the project.

Ed Clark, verbally, and the Austin Defense Recreation Council, by letter, protested the matter if the project is to be in the nature of a carnival, but withdrew such objections if same is to be devoid of gambling devices.

Following the discussion, the City Attorney was instructed to prepare an amendment to the Carnival Ordinance which would exclude amusement parks from the category of carnivals, and submit such ordinance to the Council for consideration at the next regular meeting.

The application of Wallace Eugene Glass for a taxicab driver's permit, which had been recommended for denial, by the Chief of Police, the City Attorney, and the Acting City Manager, was submitted. It was the sense of the Council that the recommendations of the Acting City Manager, et al., be sustained and the permit be not granted.

The application of Carl Bounds for a taxicab driver's permit, which had been recommended for denial, by the Chief of Police, the City Attorney, and the Acting City Manager, was submitted. It was the sense of the Council that the recommendations of the Acting City Manager, et al., be sustained and the permit be not granted.

The application of Eloise Myrtle Busby, 1106 Rose Street, for a taxicab driver's permit, approved by the Acting City Manager, was submitted. Councilman Alford moved that the application be granted, in accordance with the recommendation of the Acting City Manager. The motion prevailed by the following vote: ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

The application of V. R. Moore, 214 $\frac{1}{2}$ Congress Avenue, for a license to operate a taxicab, approved by the City Attorney, the Chief of Police, and the Acting City Manager, was submitted. Councilman Alford moved that the application be granted, in accordance with the recommendations of the Acting City Manager, et al. The motion prevailed by the following vote: ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Councilman Wolf offered the following resolution:

WHEREAS, on September 1, 1939, the City of Austin by an occupancy permit leased to the United States of America a tract of land known as the Metropolitan Park Area, a tract consisting of approximately 1008 acres on the Colorado River seven or eight miles upstream from the Tom Miller Dam, said land being more particularly described in the prime instrument, for the purpose of a camp site for CCC Camp MA-3-T; and

WHEREAS, the use of the premises described above are desired by the United States of America for other governmental purposes; and

WHEREAS, the City of Austin does not object to the use of said land by the United States of America for any governmental purpose which it may deem fit; now, therefore,

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

THAT the City Manager, or, in his absence, the Acting City Manager, be, and he is hereby, authorized and directed to enter into a supplemental agreement with the United States of America in behalf of the City of Austin, by which agreement, effective of and from April 1, 1942, in all places in the occupancy permit referred to above where the words "CCC" or "Camp MA-3-T" are mentioned, the words "for use by the War Department for any purpose which may be deemed advisable" shall be substituted therefor. All other terms and conditions of the lease or occupancy permit referred to above shall be and remain in full force and effect.

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

Councilman Wolf nominated William H. Griffin as Deputy Clerk of the Corporation Court, to succeed Frank Bartley, who has enlisted in the United States Navy. The nomination was confirmed by the following vote: ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Councilman Gillis offered the following resolution:

WHEREAS, Charlie Bashara, Sr., owner of Lot 5, Block 82, of the Original City of Austin, Travis County, Texas, which property is situated on the west side of East Avenue south of East 6th Street within the City of Austin, 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 location of said curb setback, which plan is hereto attached marked 2-C-949 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 Charlie Bashara, Sr., owner of Lot 5, Block 82, of the Original City of Austin, Travis County, Texas, which property is situated on the west side of East Avenue south of East 5th Street within the City of Austin, 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-C-949, 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-949 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-949.
- (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 Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Councilman Alford offered 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:

A gas main in WEST JOHANNA STREET from a point 45 feet east of South 2nd Street easterly 53 feet, the centerline of which gas main shall be 15 feet south of, and parallel to, the north property line of said West Johanna 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.

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

The following resolution was introduced by Councilman Gillis:

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

WHEREAS, David L. Tisinger and wife, owners of Lots 8 and 9, Block 10, Walsh Place, which lots are situated at the southeast corner of Raleigh Avenue and Clearview Drive within the City of Austin, Travis County, Texas, have made application to the City Council of the City of Austin for permission to construct a flagstone walk from the property line to the curb line adjacent to the above described property; and

WHEREAS, said request has been received 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 David L. Tisinger and wife, owners of Lots 8 and 9, Block 10, Walsh Place, a subdivision within the City of Austin, Travis County, Texas, which property abuts the southeast corner of Raleigh Avenue and Clearview Drive, being known as 3211 Clearview Drive, is hereby granted permission to construct a flagstone walk from the property line to the curb line at the above described location and said walk is to be constructed under the supervision and direction of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin, and further subject to the following conditions:

That the stone shall be laid in a smooth and workmanlike manner and shall conform to the sidewalk grades and curb grades as given by the Engineering Department of the City of Austin in order that same will not create a hazard to pedestrians.

That the stone shall be placed upon a 4" concrete base and that all work within the City streets shall be done by a bonded sidewalk contractor and in accordance with the instructions and directions of the City Engineer of the City of Austin.

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

The following applications for licenses to operate private boats were submitted:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Grumbles, Marcus A. - 2209 South 2nd Street	Semi-V Bottom, Outboard, New, 4-passenger
Marshall, Cal - - 308 Colorado Street	Thompson, Outboard, two years old, Evenrude, 4-passenger.

The motion prevailed by the following vote: eyes, Councilmen Alford, Gillis, Mayor Miller, and

Councilman Wolf; nays, none; Councilman Bartholomew absent.

The request of the State Highway Department that the City deed a strip of land off the Patterson tract at the Airport and the Evergreen Cemetery for right-of-way for the new highway skirting East Austin, as submitted by the City Engineer, was taken under advisement until the next regular meeting.

In the matter of a beer permit heretofore issued, the City Engineer was instructed to have measured the distance from the premises of Dew Drop Inn in the 1200 block of East 6th Street to the nearest church that is being used at present as a place of worship, and report back to the City Council.

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

Approved: Tom Miller
MAYOR

Attest:

Hallie M. Kellan
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 23, 1942.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, April 23, 1942, at 11:00 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 April 16, 1942, were read, and upon motion of Councilman Alford, were adopted as read by the following vote: ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following ordinance was introduced by Councilman Wolf:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN, PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith, AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY MAKING CERTAIN ADDITIONS TO SECTIONS 23 (b) AND 23 (d) AS HEREINAFTER STATED; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith, AND DECLARING AN EMERGENCY.