

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

November 21, 1946
11:00 A.M.

Council Chamber, City Hall

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The meeting was called to order, with Mayor Miller presiding.

Roll call

Present : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf - 5

Absent : None

Present also: Guiton Morgan, City Manager; J. E. Motheral, Director of Public Works; W. T. Williams, Assistant City Attorney; and R. D. Thorp, Chief of Police.

The reading of the Minutes was dispensed with.

George W. Sandlin, Chairman of the City Planning Committee of the Austin Real Estate Board, presented to the City Council a resolution adopted by said Board at its meeting on November 12, 1946, asking that the Council consider consolidating the City Planning Board and the Zoning Board into one body, to be known as the City Planning and Zoning Board. The matter was taken under advisement, and the Mayor stated that a public hearing would probably be held before any action was taken on the matter.

The application of RAY ALLEN WOLF, 1812 West 37th Street, for a taxicab driver's permit was submitted. Councilman Wolf moved that the permit be granted, conditioned upon applicant's being able to furnish bond with Insurance Company. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Gillis, Mayor Miller, Thornberry, and Wolf

Noes : None

A large delegation of citizens, with Colonel Van M. Kennedy, as spokesman, came before the Council and presented petitions, bearing approximately one hundred and eighty-five signatures, asking that the low water bridge across the Colorado River immediately below the Tom Miller Dam, for which bonds were voted by the electorate, be included in the 1947 budget, and that the project be completed at an early date. The petitions were received,

and the matter was taken under advisement with the City Manager.

Sam R. Wood, President of the Independent Grocers Association, appeared before the Council on the matter of the sale of recombined milk and stated that if the City Health Officer decides against the sale of recombined milk at this time, they are willing to abide by that decision, but declared that, if rumors were true, a lot of recombined milk is now being sold in the City of Austin and if a check were made and that were cut out, there would be a much greater milk shortage than now exists.

Dr. B. M. Primer, City Health Officer, submitted the following report:

" Due to circumstances beyond my control, it was impossible for me to be present at the public hearing held in the Council Chamber on November 15, 1946, at 3:00 P. M. A transcript of this meeting was obtained from the City Secretary and has been read.

'Since the conclusions reached at this meeting places the responsibility for deciding whether recombined milk will be used in Austin as an emergency measure upon the judgment of the City Health Officer, I would like to take this opportunity to discuss my position and recommendations.

'The fact that a shortage of fluid milk exists in Austin at this time was definitely shown by a chart presented to the City Council at the public hearing. In this chart it was shown that a shortage of approximately 1800 gallons existed between the actual production of fluid milk and the nutritional requirements based upon .6 pt. per capita. This estimate of nutritional requirements is not an official basis but was suggested as a compromise figure from nutritional standards, which state that it is desirable for all people to consume at least one pint of milk per day.

'In May of this year an estimated need of a minimum amount of fluid milk of approximately 7,000 gallons a day was made and was based on the minimum requirements in the hospitals, nursing homes, university students and individual needs of babies and small children. This estimate was made with the knowledge that evaporated canned milk of known quality and safety was available for sale in the stores of Austin and that judiciously used could supplement the short milk supply.

'Although the milk produced in this area has now dropped below the figure shown on the chart from 9810 gallons a day to approximately 8,000 gallons a day, it has not yet reached the figure where I would feel justified in invoking the emergency clause of Section 8-a of the Austin Milk Ordinance.

'With the possibility that it may become advisable to permit the use of "Ungraded Recombined Pasteurized Milk" as an emergency measure in the City of Austin, a careful check of its use in other cities in Texas was made. A review of the literature on the chemical, bacteriological and biological aspects of recombined milk shows that it is possible with proper inspection and supervision to produce a recombined milk that will meet the bacteriological and chemical standards as set forth in Section 8-a of the Austin Ordinance. I have been unable to find any reports of outbreaks of disease proven to be due to the use of this product. "

In answer to Mr. Wood's remarks concerning rumors of recombined milk being sold in Austin, Dr. Primer stated that he had heard these rumors but that all attempts to determine if recombined milk was being produced and sold had shown that no recombined milk was being produced.

Councilman Glass asked Dr. Primer if it would not be possible for all of the inspectors to be in the plants for a period of two weeks and stop this practice, if it existed. Dr. Primer replied that this had been done before and it had been found that no recombined milk was produced during that period. Councilman Glass then asked Dr. Primer if the shortage of milk in Austin was not intensified during that time. Dr. Primer replied that it seemed to him that the shortage was increased during the period of intensified inspection.

Dr. Primer stated that if we are to be sure that no recombined milk is being produced or sold in Austin, it will be necessary to institute one of two courses; (1) to change the ordinance so that Grade A milk or milk products will not be processed or bottled in the same plant with ungraded milk, and (2) to put additional inspectors on so that continuous inspection can be had in all plants for at least sixteen hours a day.

Councilman Glass suggested that ungraded products received in the pasteurizing plants be sealed by the city inspectors and not used in the making of recombined milk, except in the presence of inspectors from the Health Department. Dr. Primer accepted this recommendation and stated that he would get in touch with the plants immediately to put this plan of enforcement into effect.

It was then declared to be the sense of the Council that the City Health Officer be instructed to make every effort to insure production and distribution of Grade A products, and, if necessary, to employ the bonding procedure to insure that no recombined milk will be sold in the City, the owners of the various plants in Austin being required to file bond and make statement that they will not manufacture or sell recombined milk in the city limits.

M. H. Crockett came before the Council and complained of the following matters: (1) failure on the part of the City to build a sewer line along Riverside Drive, for which his check in the amount of \$700.00 has been on deposit with the City for six months; and (2) failure of the City to open a street just south of 30th Street on the west side of San Jacinto Boulevard, for which he had given the City a deed. Both matters were referred to the Director of Public Works for attention.

M. H. Crockett also voiced disapproval of the proposal to combine the Zoning Board and the City Planning Board, declaring that he wanted to see all of the powers of the City Council retained in that Body and not delegated to bureaus.

C. Ben Hibbetts came before the Council and presented an appeal in writing by himself and Richard G. Avent from the action of the Building Inspector in denying them a permit to build two student veteran bachelor apartments at 2505-07 San Gabriel Street on the grounds that it was in violation of the Zoning Ordinance. The matter was taken under advisement to determine what can be done about it.

A letter from the Austin School Board, requesting that \$1,250,000.00 of School Bonds be sold to finance the first part of their building program, was received. The City Manager advised the Council that this matter was included in the Budget for 1947.

The application of LOUIS ROGERS TURNER, 209 West 7th Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of HOLLIS W. POLVADO, 1300 South 1st Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of WILBERT KAVANAUGH, Colored, 2002 People Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of Joe Crow for a change in zoning, from "A" Residence District to "B" Residence District, of Lot 12, Block 1, Outlot 45, Division "D", located at 2407 Leon Street, was received. Councilman Glass moved that the matter be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin on the 7th day of November, 1946, awarded to Moore Construction Company of Austin, Texas, a contract in the amount of Eighty-one Thousand Five Hundred and Three Dollars and Three Cents (\$81,503.03) for the construction of what is known as the Kinney Avenue Storm Sewer Project, which contract is now in the process of being executed as of the ____ day of November, 1946; and

WHEREAS, said contract makes provision for changes, additions and alterations in the work to be performed, and makes provision for extra work thereunder; and

WHEREAS, the City of Austin desires to add to and relocate a portion of the original location of said work by constructing and laying one (1)

forty-eight (48) inch pipe in a northerly direction from Barton Springs Road at Kinney Avenue to the Colorado River; now, therefore,

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

That the City Manager is hereby authorized and directed to add such construction to the said contract awarded to Moore Construction Company at an estimated additional cost of not more than Twenty Thousand Dollars (\$20,000.00), such additional work shall be done according to plans and specifications prepared by the Department of Public Works; and such additional work shall be performed as part of and according to the terms of the original contract referred to above.

Which motion, carrying with it the adoption of the resolution, carried by the following vote:

Ayes: Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes: None

Councilman Wolf introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF SEVENTY AND FIFTY-NINE ONE-HUNDREDTHS (70.59) ACRES OF LAND, SAME BEING A PORTION OF OUTLOTS 25, 26 AND 27, DIVISION B, OF THE GOVERNMENT OUTLOTS ADJOINING THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, AND WHICH 70.59 ACRES LIES ADJACENT TO AND ADJOINS THE PRESENT 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 ordinance be passed to its second reading and laid over. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF THIRTY-ONE AND SEVENTY-EIGHT ONE-HUNDREDTHS (31.78) ACRES OF LAND, SAME BEING A PORTION OF OUTLOTS 49 AND 50, DIVISION B, OF THE GOVERNMENT OUTLOTS ADJOINING THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT 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 ordinance be passed to its second reading and laid over. The motion

carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF TWENTY AND SIXTY ONE-HUNDREDTHS (20.60) ACRES OF LAND, BEING A PORTION OF OUTLOTS 32 AND 34, DIVISION C, OF THE GOVERNMENT OUTLOTS ADJOINING THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT 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 ordinance be passed to its second reading and laid over. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf then moved that the City Manager and the City Clerk be instructed to have all of the foregoing annexation ordinances published in a daily newspaper published in the City of Austin in accordance with the provisions of the City Charter. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

An appeal by WELLER MCCOY MOORE, 1912 East 2nd Street, on his application for a taxicab driver's permit, recommended for denial by the Chief of Police, was heard. After considering the facts in the case, it was moved by Councilman Wolf that the said Weller McCoy Moore be granted a 90-days probationary permit to drive a taxicab, and that he be required to report to the Chief of Police during that period. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The City Manager submitted the written request of Lomis Slaughter for a temporary permit to sell meat in Austin that has been slaughtered at his plant in Georgetown, together with the written recommendations of the City Health Department in the matter. Councilman Bartholomew moved that such temporary permit be granted, provided the recommendations of the City Health Department in the matter are carried out. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Glass offered the following resolution and moved its adoption:

(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 FAIRMOUNT AVENUE, from a point 163 feet east of Kenwood Avenue, easterly 277 feet, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said Fairmount Avenue.

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

- (2) A gas main in EAST 4TH STREET, from a point 8 feet east of Pedernales Street, easterly 66 feet, the centerline of which gas main shall be 11 feet north of, and parallel to, the south property line of said East 4th Street.

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

- (3) A gas main in WEST 37th STREET, from Bailey Lane to Alamo Boulevard alley, the centerline of which gas main shall be 13.5 feet south of, and parallel to, the north property line of said West 37th Street.

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

- (4) A gas main in ALAMO BOULEVARD ALLEY, from West 37th Street, northerly 144 feet, the centerline of which gas main shall be 5 feet west of, and parallel to, the east property line of said Alamo Boulevard alley.

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

- (5) A gas main in PALMA PLAZA, from a point 151 feet east of Newfield Lane, westerly 55 feet, the centerline of which gas main shall be 13.5 feet south of, and parallel to, the north property line of said Palma Plaza.

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

- (6) A gas main in IVA LANE, from a point 173 feet west of Kinney Avenue, westerly 83 feet, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said Iva Lane.

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

- (7) A gas main in CEDAR STREET, from a point 5 feet north of West 31st Street northerly 98 feet, the centerline of which gas main shall be 7.5 feet west of, and parallel to, the east property line of said Cedar Street.

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

- (8) A gas main in EAST 52ND STREET from Harmon Avenue easterly 539 feet, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said East 52nd Street.

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

- (9) A gas main in PETERSON AVENUE from West 39 $\frac{1}{2}$ Street southerly 122 feet, the centerline of which gas main shall be 7.5 feet west of, and parallel to, the east property line of said Peterson Avenue.

Said gas main described above shall have a cover 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 Director of Public Works 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.

Which motion, carrying with it the adoption of the resolution, carried

by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its underground telephone conduits in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the Director of Public Works; therefore

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

THAT the Southwestern Bell Telephone Company be, and the same is hereby permitted to construct its underground telephone conduits in the following streets:

- (1) An underground telephone conduit in LAVACA STREET, from West 1st Street Alley to West 2nd Street, the centerline of which telephone conduit shall be 17 feet east of, and parallel to, the centerline of said Lavaca Street.
- (2) An underground telephone conduit in WEST 1ST STREET ALLEY, from a point 18 feet west of Lavaca Street easterly 173.5 feet, the centerline of which telephone conduit shall be 5 feet north of, and parallel to, the south property line of said West 1st Street Alley.
- (3) An underground telephone conduit in WEST 1ST STREET ALLEY, from Guadalupe Street westerly approximately 60 feet, the centerline of which telephone conduit shall be 5 feet north of, and parallel to, the south property line of said West 1st Street Alley.
- (4) An underground telephone conduit in GUADALUPE STREET, from West 1st Street Alley southerly 25 feet, the centerline of which telephone conduit shall be 5 feet west of, and parallel to, the east property line of said Guadalupe Street.

That the work and construction of said underground telephone conduits, including the excavation of the streets and the restoration and maintenance of said streets after said underground telephone conduits have been constructed, shall be under the supervision and direction of the City Manager, and in accordance with the ordinances and regulations of the City of Austin governing such construction.

Which motion, carrying with it the adoption of the resolution, carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of OPAL'S CAFE, 2714 East 1st Street, by J.D. Hibler and Opal Hibler, for a wine and beer license, duly approved by the City Manager, was submitted. Councilman Wolf moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of KOPEL DISTRIBUTING COMPANY, 131 West 7th Street, by J. Kopel, for a local distributors beer license, duly approved by the City Manager, was submitted. Councilman Wolf moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

No one appearing to be heard on the matter, the Mayor laid before the Council for its second reading, the following ordinance:

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 OF THE CITY OF AUSTIN ON MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING ARTICLE IV, SECTION 26 (a) OF SAID ORDINANCE RELATING TO ANGLE PARKING LOCATIONS ON EAST AND WEST FIFTH STREETS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the second time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was then read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Thereupon, the Mayor announced that the ordinance had been finally passed.

No one appearing to be heard on the matter, the Mayor laid before the Council for its second reading, the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE RELATING TO TRAFFIC AND REGULATING THE USE OF PUBLIC STREETS AND HIGHWAYS IN THE CITY OF AUSTIN; DEFINING CERTAIN WORDS AND PHRASES FOR THE PURPOSE OF THIS ORDINANCE; DEFINING AND PROVIDING FOR THE ESTABLISHMENT OF PARKING METER ZONES UPON THE PUBLIC STREETS AND HIGHWAYS OF THE CITY OF AUSTIN; PROVIDING FOR THE INSTALLATION, OPERATION, MAINTENANCE, SUPERVISION, REGULATION AND CONTROL OF THE USE OF PARKING SPACES AND PARKING METERS AND THE INSTALLATION AND MAINTENANCE OF THE PARKING METERS; PROVIDING FOR THE COLLECTION OF REGULATORY AND INSPECTION FEES FOR THE USE OF PARKING METERS AND PARKING SPACES AND PROVIDING FOR THE DEPOSIT OF SUCH RECEIPTS WITH THE CITY MANAGER; PROVIDING FOR THE METHOD AND PURPOSE OF DISBURSEMENT OF SUCH RECEIPTS IN THE CONTROL AND PROMOTION OF TRAFFIC SAFETY AND THE HANDLING OF TRAFFIC ON THE STREETS OF THE CITY OF AUSTIN; PROVIDING FOR THE ENFORCEMENT OF THIS ORDINANCE AND PRESCRIBING PENALTIES FOR THE VIOLATION HEREOF; PROVIDING A SAVING CLAUSE FOR VALID PORTIONS OF THIS ORDINANCE AND DECLARING THE INTENT OF THE CITY COUNCIL AND THE MAYOR; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THIS ORDINANCE BUT ONLY TO THE EXTENT OF SUCH INCONSISTENCY AND OTHERWISE MAKING THIS ORDINANCE CUMULATIVE OF OTHER REGULATIONS GOVERNING THE SUBJECT OF THIS ORDINANCE, AND DECLARING AN EMERGENCY;" WHICH SAID ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, AUGUST 19, 1937, AND IS RECORDED IN BOOK "K", PAGES 281 TO 286, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 5(c) OF SAID ORDINANCE RELATING TO THE LOCATION OF ANGLE PARKING ZONES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the second time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The ordinance was read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Thereupon, Mayor Miller announced that the ordinance had been finally passed.

The application of WALLACE E. BEARD, 300 Congress Avenue, for a taxicab license covering a 4-door Plymouth Sedan, 1941 Model, Engine No. P12-384689, State License No. FX-6551, Title No. 2118379, duly approved by the City Manager, was submitted. Councilman Bartholomew moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Bartholomew then moved that the taxicab driver's permit issued to the said WALLACE E. BEARD be revoked. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

An appeal by WOODIE CHARLES BAKER, 1700 Holly Street, on his application for a taxicab driver's permit, recommended for denial by the City Manager, was heard. After further consideration of the facts in the case, the City Manager withdrew his objections, and thereupon Councilman Thornberry moved that appellant be granted a 90-days probationary permit to drive a taxicab. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The following resolution was submitted:

(RESOLUTION)

WHEREAS, delinquent taxes on personal property have been paid to the Tax Collector of the City of Austin by the following named parties for the years and in the amounts set opposite the name of each of them, viz:

<u>NAME</u>	<u>Years</u>	<u>Amount Collected</u>
L. B. Koonsen	1942 thru 1945	\$ 2.85
Chester McDonald	1942 thru 1945	10.85
Ben E. King	1935 thru 1939	22.89
R. E. McKay	1941 and 1942	16.00
Tommie McBride	1942, 1944, 1945	2.85
Bob Mecey	1942 and 1943	2.16
Wallace Leser	1937 thru 1939 and 1941	5.96
Edward Knape	1938 thru 1941	13.56
Lynn P. Lehman	1939 thru 1942	13.00
Dale Miller	1942 thru 1945	.51

WHEREAS, all of said payments constitute a final settlement of personal taxes due for the years indicated; now, therefore,

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

THAT the Tax Assessor and Collector of the City of Austin be, and

he is hereby, authorized to record full payment on all delinquent personal property taxes against said parties and their property for the years for which said tax was assessed.

Upon motion, the foregoing resolution was adopted by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

There being no further business, upon motion of Councilman Thornberry, the meeting was recessed at 12:30 P. M., subject to call of the Mayor, by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Approved: Tom Miller
MAYOR

Attest:

Shelia M. Keen
City Clerk