

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 27, 1945

10:55 A. M.

Council Chamber, City Hall

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

Roll call

Present: Councilmen Alford, Bartholomew, Gillis and Mayor Miller.
Absent: Councilman Wolf

Present also: Guiton Morgan, City Manager; J. E. Motheral, City Engineer; W. T. Williams, City Attorney; R. D. Thorp, Chief of Police.

The minutes of the regular meetings of September 13 and September 20, 1945, were read, and on motion of Councilman Alford, were adopted as read by the following vote:

Ayes: Councilmen Alford, Bartholomew, Gillis, Mayor Miller
Noes: None
Absent: Councilman Wolf

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Missouri-Kansas-Texas Railroad Company of Texas has made application to the City of Austin for permission to build a loading and unloading platform on a portion of that certain property owned by said railroad company and which is located adjacent to an alley-way which extends east and west through that block of land situated in the City of Austin, Travis County, Texas, said block of land being bounded on the west by Brazos Street; on the north by Fourth Street; on the east by San Jacinto Street; and on the south by Third Street, and

WHEREAS, a plan has been presented, showing the proposed layout 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 to the Missouri-Kansas-Texas Railroad Company of Texas, owner of the property located adjacent to an alley which extends east and west through that block of land situated in the City of Austin, Travis County, Texas, said block of land being bounded on the west by Brazos Street; on the north by Fourth Street; on the east by San Jacinto Street; and on the south by Third Street, to construct a loading and unloading platform on a portion of its above mentioned property, and

the west ninety (90) feet of said alley, subject to the condition that the same be constructed in accordance with the plan approved by the City Engineer, which plan is hereto attached and marked A-21923 and dated June 8, 1945, and also in accordance with the following conditions:

(1) That all costs of construction of said platform shall be borne by the Missouri-Kansas-Texas Railroad Company of Texas.

(2) That said platform shall be subject to use by the general public for the purpose of loading and unloading of heavy equipment.

(3) That the Missouri-Kansas-Texas Railroad Company, at its own expense, shall remove said platform immediately upon written request by the City of Austin, signed by the City Manager. If not so removed upon such request, the City of Austin may, at its option, remove the same and by accepting the privilege hereby granted the said Railroad Company agrees to pay to the City of Austin all expenses in any manner incident to such removal.

(4) That the area immediately north of the proposed platform location shall remain open for use by the general public.

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

Ayes: Councilmen Alford, Bartholomew, Gillis and Mayor Miller
 Noes: None
 Absent: Councilman Wolf

The Mayor presented the request of Tony Carnation and Joseph Coss to change the name of VETERAN'S TAXI COMPANY to RED AND WHITE TAXI COMPANY because it had been found that the word "VETERAN" could not be used. Councilman Alford moved that this request be granted and the motion prevailed by the following vote:

Ayes: Councilmen Alford, Bartholomew, Gillis and Mayor Miller
 Noes: None
 Absent: Councilman Wolf

The application of WILLIAM JOHNNIE PIPER, Route 5, Box 283, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Gillis moved that the permit be granted. The motion carried by the following vote:

Ayes: Councilmen Alford, Bartholomew, Gillis and Mayor Miller
 Noes: None
 Absent: Councilman Wolf

The application of NICK GONDORA LEDESMA, 2515 East 5th st., for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Bartholomew moved that the permit be granted. The motion carried by the following vote:

Ayes: Councilmen Alford, Bartholomew, Gillis and Mayor Miller
 Noes: None
 Absent: Councilman Wolf

The application of VERNON H. HOWETH, 112 West 41st street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote:

Ayes: Councilmen Alford, Bartholomew, Gillis and Mayor Miller
 Noes: None
 Absent: Councilman Wolf

The application of GEORGE KNOX, 1021 $\frac{1}{2}$ East 11th st., for a permit to operate as taxicabs a 1941 Dodge Sedan, Motor No. D19-205828, Lic. FR 5317, and a 1941 Chevrolet Sedan, Motor No. AA63894, Lic. FT 3544, duly approved by the City Manager, was submitted. Councilman Alford moved that the permits be granted. The motion carried by the following vote:

Ayes: Councilmen Alford, Bartholomew, Gillis, Mayor Miller

Noes: None

Absent: Councilman Wolf

The application of WILLIAM F. ZUIGLEY, 307 West 6th street, for a permit to operate as a taxicab a 1941 Buick Sedan, Motor No. 44370261, Lic. FT 3835, duly approved by the City Manager, was submitted. Councilman Gillis moved that the permit be granted. The motion carried by the following vote:

Ayes: Councilmen Alford, Bartholomew, Gillis, Mayor Miller

Noes: None

Absent: Councilman Wolf

The application of FRED ADAMS for a wine and beer license for his establishment, ADAMS TAVERN, located in the basement of the building at 106 West 4th street, duly approved by the City Manager, was submitted. Councilman Bartholomew moved that the permit be granted. The motion carried by the following vote:

Ayes: Councilmen Alford, Bartholomew, Gillis, Mayor Miller

Noes: None

Absent: Councilman Wolf

Councilman Gillis offer 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 of the City of Austin hereafter names, 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 SCOTT CRESCENT from Sunny Slope Drive to Bland Street, the centerline of which gas main shall be 7 $\frac{1}{2}$ feet west of and parallel to the east property line of said SCOTT CRESCENT.

(2) Said gas main described above shall have a cover of not less than 2-1/2 feet.

(2) A gas main in McCULLOUGH STREET from Bland Street to a point 35 feet west of St. Anthony Street, the centerline of which gas main shall be 7 $\frac{1}{2}$ feet south of and parallel to the north property line of said McCULLOUGH STREET.

Said gas main described above shall have a cover of not less than 2-1/2 feet.

(3) A gas main in BONITA STREET from a point 20 feet west of Bland Street west to St. Anthony Street, and the center line of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said BONITA STREET.

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

(4) A gas main in ST. ANTHONY STREET from a point 90 feet north of McCullough Street north to Bonita Street, the center-line of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said ST. ANTHONY STREET.

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 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 franchises granted to said company by the City of Austin.

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

Ayes: Councilmen Alford, Bartholomew, Gillis, Mayor Miller

Noes: None

Absent: Councilman Wolf

The following resolution was submitted:

(RESOLUTION)

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

SECTION 1. That a resolution adopted by the City Council on January 22, 1942, recorded in Volume 19, page 475 of the Minutes of said Council, which establishes "daylight saving time" as controlling time schedules in the City of Austin, and provides that clocks and watches in the City of Austin be advanced one hour ahead of "sun time", and that the business within the said city be transacted on schedules based on such "daylight saving time" be and the same is hereby repealed and in all things revoked, to become effective at 2 a. m. o'clock on the 30th day of September, 1945.

SECTION 2. Be it further resolved that "astronomical time" commonly called "sun time" be restored, effective on and after 2:00 a. m. on the 30th day of September, 1945, so that all transactions and time schedules within the City of Austin shall in all things be governed by such "sun time" as such schedules existed and as used prior to the adoption of the said resolution of January 22, 1942.

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

Ayes: Councilmen Alford, Bartholomew, Gillis, Mayor Miller
 Noes: None
 Absent: Councilman Wolf

MR. RAY LEE appeared before the Council and requested that either West 15th street or West 19th street be opened to Lamar Boulevard. The City Engineer reported that plans were under way for the opening of West 19th street as this street was more desirable from an engineering standpoint.

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>
Joe F. Beck	1941-1944	\$ 13.86
Mrs. Clint C. Blackman	1938-1944	47.56
Brackenridge Service Sta.	1938-1940	39.51
Samie Ewing	1940-1944	2.03
Darrell Frisk	1937, 1939-1944	27.35
Thomas Galendo	1939-1942	5.80
Avon M. Garrett	1940-1944	24.28
R. L. Gary	1938, 1940	10.49
E. G. Gibbs	1939, 1941-1944	13.82
Julian Gonzales	1928-1931, 1935-1943	17.47
R. L. Gray	1939	4.59
Tony Guerra	1939-1944	4.53
W. S. Jones	1943, 1944	12.20
Bernard Swenson	1936, 1938, 1944-1943	62.79
Tony Blandino	1936, 1937, 1939-1943	3.59
J. G. Brannum	1944	6.19
J. C. Brewer	1943, 1944	4.06
Mrs. J. C. Brewer	1942, 1943	5.36
J. E. Brown	1934, 1935, 1944	9.97
Sybil Brown	1943, 1944	18.90
O. A. Copeland	1942-1944	8.46
P. G. Crook	1939, 1942, 1943	8.69
Ellis Battery Station	1939, 1940, 1942	28.00
Aubrey H. Frazer	1933-1937, 1939-1944	66.39
L. J. Garner	1940-1944	37.51
M. A. Green	1941, 1942	16.37
G. W. Griffin	1939, 1940, 1942, 1943	12.55
L. J. Griffin	1938-1941, 1943	12.20
W. S. Jones	1937-1939	12.81
J. D. Strickland	1934-1937, 1940-1944	29.65

Laura E. Swisher	1934, 1944	\$ 7.46
W. W. Beatty	1930-1934	26.80
M. H. Blum	1935, 1939, 1940, 1942-1944	58.20
C. H. Brownlee	1938, 1941, 1944	39.45
Hugo Buerger	1941, 1943, 1944	1.82
W. H. Bullard	1938, 1940	21.39
W. H. Bullard Company	1941	3.80
Dr. P. B. Flynn	1940-1943	41.07
Ben Garcia	1931-1944	21.24
J. D. Gunn	1936-1939, 1942, 1944	18.83
Lone Star Shoe Service	1938, 1939, 1943	138.33
Floyd Rogers	1927	6.63
J. J. Brown	1938, 1941, 1943	22.33
C. R. Brownlee R&gr. Serv.	1939-1944	71.20
Capitol Tile Service	1944	12.40
Isaac Garner	1939-1941	3.69
Milburn Vernon Garman	1936-1938, 1940, 1942, 1943-1944	11.81
Gerhard Insurance Agcy.	1937, 1938, 1940, 1941	5.25
J. M. Mansfield	1939, 1940, 1942	16.16
S. Raymond Brooks	1942, -1944	31.37
Lester Brown	1941-1944	9.13
Ann Cotton Beauty Shop	1939-1944	14.99
Robertta Body	1934, 1935, 1939	2.87
J. W. Doran	1940, 1942-1944	5.96
J. E. Ericson	1936-1944	54.74
Douglas Gibson	1938-1944	28.42
John Gill	1939	5.63
Winfred O. Gustafson	1939-1944	38.45
Perry Guthrie	1938-1944	18.07
P. Hancock	1939-1944	41.47
T. L. Mobley	1935-1944	32.71
G. W. Smith	1944	2.62
David Spicer	1941, 1942	13.68
Naurice Vasquez	1939	.65
F. S. Boling	1944	2.86
Frank Boughton	1935-1938, 1941-1944	33.20
Mack Burleson	1942-1944	3.34
D. B. Burns	1938-1943	36.93
A. M. Braswell	1940-1943	6.52
E. M. Everton	1927, 1930	5.28
Gardner's Metal & Iron Co.	1942-1944	16.74
H. D. Gravis	1938, 1939, 1940, 1944	19.86
F. G. Roesener	1935-1944	58.25
S. S. Tanner	1939-1941	12.26
and		

WHEREAS, all of said payments have been made on an equitable basis of adjustment of such taxes by authority of the City Council of the City of Austin: 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 ordered and directed to cancel all delinquent person 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:

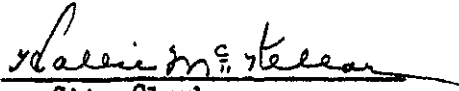
Ayes: Councilmen Alford, Bartholomew, Gillis, Mayor Miller
Noes: None
Absent: Councilman Wolf

There being no further business, upon motion seconded and carried ,
the meeting was recessed at 11:45 A. M., subject to call of the Mayor.

APPROVED:


Mayor

ATTEST:


City Clerk