# MINUTES OF mer CI Ty COUNCIL <br> CITY OF AUSTIN, TEXAS <br> Regular Meeting <br> February 9, 1950 <br> 10:00 A.M. <br> Council Chember, City Hall 

The meeting was called to order with Mayor Glass presiding.
Roll Call:
Present: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass Absent: None

Councilman Johnson moved that the minutes of the previous meeting be approved as written. The motion, duly seconded, carried by the following vote;

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass Noes: None

MR. G. KHNT RIDRR came be fore the Council in the interest of the dedidation of the land out on Wilshire Boulevard and Airport Boulevard for park purposes, stating petitions had been filed some six months ago requesting this action. It was stated part of this land was to be filled in, and perhaps a storm sewer built through the area; and then a topogrephical map could be drawn and consideration given to the airport zoning, and other details worked out to see fus $t$ what part would be suitable to be dedicated as a park. The Director of Recreation was asked to make a study of this tract and make a recommendation on the part that would be best suited for a park.

MR. P. K. ODIORNE invited the Council to participate in the FISH FRY at the LONGHORN WAFHLIE SHOP Friday, February 10, 1950, to help put over the March of $\mathrm{D}_{\text {imes }}$ drive. He asked that the Council plan to be there at various hours. The Council stated they were planning to be present. MR. ODIORNE also requested permission to use tables on the sidewalk and to have free parking space. This request could not be granted, as the ordinances prohibited the Coundil from giving such permission.

MR. J. C. BAIR came before the Council to report the oepn sewer ditch in Waller Creek and East 32nd Street. It was stated the sewer would be completed in July of this year, and the Director of Public Works stated that Department would check to see if there was an overflow and correct it. MR. BAIR asked that the area be sprayed also.

MR. PAUL PFEIFFRR appeared before the Council outlining the program of the opening of Hancock Recreation Center, sponsored by the North Austin Civic Club. The date of the opening was set at February 24 th, and the Council was urged to be present at this opening. The Mayor expressed appreciation to the Club for promoting this program.

MR. THEODORE GHORGE STATHOS, 4904 Caswell, appeared before the Council in an appeal of his application to drive a taxi-cab. After a lengthy study of his application Councilman Johnson moved that the Council grant him a 90 -day probation permit, instructing him to report to the Chief of Police every two weeks. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, Mayor Glass
Noes: Councilman MacCorkle

Councilman Johnson moved that the following applications for change of zoning be referred to the Zoning Board of Adjustment for consideration and recommendation:

| J. T. HEATH for BIII PAPPAS | 1809 San Jacinto | From | "C" Commercial |
| :---: | :---: | :---: | :---: |
| CAPITAL ARTA COUNCIL |  |  |  |
| OF BOY SCOUTS (Ben | 1108 \& 1110 Bast | From | "A" Residential |
| H.Powell, Jr.) | Willow Street | To | "C" Commerciel |

The motion, seconded by Councilman Drake, carried by the following vote: Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass Noes: None

Councilman Drake moved the following application be set for public hearing at 11:00 A.M., March 9, 1950:

MRLTIN PAPE, for LITTLE Theatre Of AUSTIN
$75 \times 600^{\prime}$ fronting $75^{\prime}$ on Toomey Rd., bounded on the west by the Toomey Property; on the east by Hage property; on the south by the Burditt property, $350^{\prime}$ west of Jesse street; and the north portion of the Burditt property

From "A" Residential
To "C" Commercial RECOMMENDHD by the Zoning Board

The motion, duly seconded, carried by the following vote: Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass Noes: None

WILLIAM TIMMONS appeared before the Council inquiring about the paving of Chicon Street, particularly from 12 th to 13 th Streets, but also on to 19 th Streets. He stated they had curbs from 12th to 13 th Streets. The Council referred his request to the Department of Public Works to explain the new paving program to him and assist him in anyway possible.

Councilman Long stated the area around Downs Field was muddy following the heavy rains and asked that it be graveled. The Council referred this matter to the Department of Public Works to gravel this area and maintain it so it would not get muddy and boggy.

A discussion of insurance coverage for the city property was held. The following letter from COCERAN-KINSBR-HBWLETM-MOYER, Agents, under date of February 2, 1950, was submitted:
"In accordance with the recommendation of your Committee, we agreed to insure for fire and extended coverage the buildings and contents shown by the attached schedule.
"By exercising your term option a five year policy will effect the savings of one years premium and is the one recommended by your Committee. A three year term policy effects a saving of one-half of a year premium.
"This policy is in addition to the Stock Reporting Form policy covering the contents of the warehouse and pole yard at Third and West Avenue.
(s) James C. Cochran"

One year Premium

| Fire | $\$ 8,567.02$ |
| :--- | ---: |
| $\mathrm{E} / \mathrm{C}$ | $\mathbf{4 , 1 4 2 . 6 5}$ |
|  | $\$ 12,709.67$ |

Three Year
Fire and $\$ / C$ \$31,774.17
Saving $\quad 6,354.83$
Five Year
Fire and $\mathbb{E} / \mathrm{C} \quad \$ 50,838.68$ Saving $\quad 12,709.67$
"All the above are plus the stock reporting form for 3 rd and West Avenue.

The City Manager stated the five year basis was his recommendation as well as that of the Director of Finance; and that proper financing would be a matter of bookkeeping transfers.

Councilman Johnson moved that the ingurance be taken on a five-year basis and financed as recommended by the City Manager. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Dreke, Johnson, Long, MacCorkle, Mayor Glass Noes: None

Councilman Drake offered the following resolution and moved its adoption:

## (RBSOLUTION)

WHWRFAS, the Aus tin Association of Insurance Agents, pursuant to instruction from the Finence Office of the City of Austin, have considered the insurance coverages as scheduled on all property of the City and have promulgatea rates applicable to each of the properties shown in the attached schedule; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF TET CITY OF AUSTIN:
That the City Manager be and is hereby directed to proceed through the Austin Association of Insurance Agents with the necessary steps to effect the insurance coverage as outlined in the schedule attached with respect to each of the properties of the City of Austin shown thereon.
(Schedule attached - see next page)

Councilmen Long inquired if the mutual group would be considered in thi placement. It was stated the mutual organizations were unable to handle this type of insurance.

Councilman Johnson then seconded the motion to adopt the above resolution, and the motion carried by the following vote:

Ayes: Councilmen Drake, Johnson, MacCorkle, Mayor Glass
Noes: None
Present but not voting: Councilman Long

| $\begin{aligned} & \text { ITRM } \\ & \text { NO. } \end{aligned}$ | $\begin{aligned} & \text { FILE } \\ & \text { NO. } \end{aligned}$ | DESCRIPTION | AMOUNT | FIRE RATE | $\begin{aligned} & \text { NORMAL } \\ & \text { FIRE } \\ & \text { PREM } \\ & \hline \end{aligned}$ | $\mathbb{E C}$ RATE | EC PREM |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| * 1 | 13706 | SFP Underground Sub Station, 15th and Lavaca | 1,688 | 03 | . 51 | . 04 | . 68 |
| - 2 | $\begin{aligned} & 13731 \\ & 13732 \end{aligned}$ | SFP Brackenridge Hospital, 700 Block East 15th | 439,112 | 04 | 175.64 | . 04 | 175.64 |
| 3 |  | Contents of above described building | 130,000 | 16 | 208.00 | 10 | 130.00 |
| * 4 | 13733 | SFP Nurses Home, 700 Block East 14th | 143.408 | 04 | 57.36 | 04 | 57.36 |
| 5 |  | Contents of above described building | 12,000 | 16 | 19.20 | 10 | 12.00 |
| * 6 | 13735 | SFP Public Library, 800 Block Guadal upe | 165,008 | 03 | 49.50 | 04 | 66.00 |
| * 7 |  | Contents of above described building | 50,000 | 10 | 50.00 | 04 | 40.00 |
| 8 | 13850 | D Band Stand, Woolridge Park | 720 | 1.16 | 8.35 | 26 | 1.87 |
| * 9 | 13679 | SFP Municipal Building, 8 th \& Colorado | 214,544 | 04 | 85.82 | 04 | 85.82 |
| 10 |  | Contents of above described building | 175,000 | 16 | 280.00 | 10 | 175.00 |
| 11 | 2205 | B Naile Lmbr Company Building 601-15 E. 6th St. | 20,000 | 1.91 | 382.00 | 18 | 36.00 |
| 12 | 2215 | B.Nalle Lmbr Co. Building, 629-35 E. 6th St. | 10,000 | 2.24 | 224.00 | 18 | 18.00 |
| *13A | 13741 | SFP Public Market, 700 East 7th St. | 12,568 | 06 | 7.54 | 04 | 5.03 |
| *13B | 13742 | SFP Public Market, 700 East Avenue | 14,360 | 06 | 8.62 | 04 | 5.74 |
| *130 | 13743 | SFP Public Market, 714 East Avenue | 12,568 | 06 | 7.54 | 04 | 5.03 |
| *130 | 13744 | SFP Scale House | 280 | 04 | .11 | 04 | . 11 |
| ${ }^{*} 13$ E | 13745 | SFP Recreation Hall, 701 Sabine | 14,360 | 06 | 8.62 | 04 | 5.74 |
| ${ }^{*} 13 \mathrm{~F}$ | 13746 | SFP Office | 4,920 | 04 | 1.97 | 04 | 1.97 |
| 14 | 13870 | BV Shelter House, Palm Park, 200 Block Fast Ave. | 8,064 | 59 | 47.58 | 87 | 70.16 |

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Contents of above described building
BVS Negro Public Library - 1165 Angelina Street
Contents of the above described building
B Dormie Miller Auditorium - 2300 Rosewood
Contents of above described building


 C Commissary - 2300 Rosewood B Caretaker's Office - Oakwood Cemetery

C Rest Rooms - Oakwood Cemetery




Contents of the above described building
 SFP Sub Station - University Ave \& 20th

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\text { B Fire Hall \#2 - } 506 \text { West 19th }
$$ Contents of above described building

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| 13871 | B Storage \＆Rest Rooms－Eastwoods Park |
| :---: | :---: |
| 13797 | B Fire Hall \＃3－3002 Guadalupe |
|  | Contents of the above described building |
| 13703 | SFPP Sub Station， 3700 Block Grooms |
| 13914 | B Storage \＆Rest Rooms－ 3200 Block Bailey Lane |
| 13706 | SFP Sub Station－38th \＆Kirby Lane |
|  | CD Residence \＆Garage，SW Corner of 45th \＆Ave H |
| 5747 | B Elizabeth Ney Studio－NW Corner of 4 Hth \＆Ave H |
| 13868 | D Shelter House－（Shipe Park）－ 44 th \＆Ave F |
| 13803 | B Fire Hall \＃9－ 43 rd \＆Speedway |
|  | Contents of above desaribed building |
|  | CD Residence－West side of Hillside at Pease Park |
| 13798 | B Fire Hall \＃4－1000 Blanco |
|  | Contents of above described building |
| 13864 | CD Austin Athletic Club－Park Row \＆Shoal Creek Blvd |
|  | Contents of above described building |
| 13700 | SFP Sub Station \＆Miller Dam |
|  | CD Residence－（Watchmans）Miller Dam |
| 13842 | I C Workshop－Deep Eddy |
| 13844 | IC Shed \＆Lumber Rack－Deed Eddy |


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& 13846 \\
& 13710 \\
& 13712 \\
& 13713
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\begin{aligned}
& \text { SFP Service Building - 3rd \& West Ave } \\
& \text { SFP } 2 \text { garages - } 3 \text { rd \& West Ave }
\end{aligned}
$$ B Fire Hall No. 6-1705 South Congress

Contents in above described bldg SFP Sub Station - Newton \& West Ave
B Fire Hall No. 6-1705 South Congr ICMS Bleachers - Butler Ball Diamond ICMS Bleachers - Jaycee Ball Diamond Contents in 2 garages - 3 rd \& West Ave
IC Storage \& Sheds - 3rd \& West Ave

13714
13711
ID Restroom (2) - Robert E. Lee Road
 C Residence - Butler Park Tract DC Club House - Robert E. Lee Road SFP Shop - 3rd \& West Avenue

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| *151 | 6049 | ICM Hanger (Ragsdale) Airport | 17,750 | 1.36 | 241.40 | 19 | 33.72 |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| *152 | 6056 | CD Transformer Room (Ragsdale) Airport | 224 | 72 | 1.61 | 26 | . 58 |
| 153 | 6047 | CD Office (Ragsdale) Airport | 1,500 | 1.69 | 25.35 | 26 | 3.90 |
| 154 | $\begin{gathered} 6048 \\ 6052 \end{gathered}$ | IS Storage (Ragsdale) Airport ID | 112 | 1.99 | 2.23 | 26 | . 29 |
| 155 |  | I CD Residence - 3404 East 12 th St | 2,000 | 26 | 5.20 | 37 | 7.40 |
| *157 | 13786 | SFP Office (Incinerator) - 12th \& Hargrove | 1,800 | 03 | .54 | 04 | - 72 |
| ** 258 | 13785 | SFP Incinerator - 12th \& Hargrove | 84,000 | 09 | 75.60 | 058 | 48.72 |
| **159 | 13785 | SIP Stack (Incinerator) 12 thi \& Hargrove | 6,000 | 09 | 5.40 | 058 | 3.48 |
| *160 | 13784 | C Garage \& Shop - 12th \& Hargrove | 14,500 | 1.10 | 159.50 | 26 | 37.70 |
| 161 |  | 1 CD Residence - 12th \& Hargrove | 3,000 | 26 | 7.80 | 37 | 11.10 |
| *162 | 13904 | HT Lift Station - Tillery \& Govalle | 8,808 | 60 | 52.85 | 14 | 12.33 |
| *163 | 13924 | 1 B Bath House \& Residence - Zaragosa Park | 5.736 | 22 | 12.62 | 14 | 8.03 |
| 164 | 13922 | 1 C Garage (Tool Storage ) - Zaragosa Park | 104 | 96 | 1.00 | 26 | .27 |
| **165 | 13769 | SFP Abattoir - 5th \& Pleasant Valley Road | 100,000 | 10 | 100.00 | 058 | 58.00 |
| 166 |  | Contents (excluding Cooling System) above described building | 20,000 | 35 | 70.00 | 10 | 20.00 |
| *167 | 13773 | CD Cattle Pens \& Office - 5th \& Pleasant Valley Rd. | 5,000 | 1.33 | 66.50 | 87 | 43.50 |
| **168 | 13769 | SFP Cooling System-Contents Only-5th \& Pleasant Valley | 25,000 | 35 | 87.50 | 058 | 14.50 |
| **169 | $\begin{aligned} & 13779 \\ & 13780 \end{aligned}$ | CD pens - 5th \& Pleasant Valley Road | 10,000 | . 233 | 233.00 | 2.43 | 243.00 |
| *170 | 13908 | B Lift Station - Tillery \& Gonzales | 8,808 | 20 | 17.62 | 14 | 12.33 |




 B Bath House - Zilker Springs
B Contents - Bath House - Zilker Springs
SS Concession Stand - Zilker Springs
S Restrooms (Tool Storage north of Bath house)
Zilker Springs
I D \& C Storage (Tools)Northwest of Bethhouse
Zilker Springs
Rock Veneer Residence (Caretakers) Zilker Springs
CD Sunshine Camp - Zilker Springs
C Girls Scout Camp - Zilker Springs
B Residence (Stone) Zilker Springs
B Shed (Target Storage pistol range)-Zilker Park
B Restroom (Pistol Range) Zilker Park
B Trap House (Pistol Range) Zilker Park
B Boy Scout Hut - Zilker Park
O Residence (stone) Zilker Park
I CD Dog Pound - Zilker Park
B \& S Club House Municipal Golf Course
Contents in above described building
I DVS Residence - Municipal Golf Course
D Storage \& workshop - Municipal Goif Course
I \& Garage - Municipal Golf Course




Councilman Johnson offered the following resolution and moved its adoption:

## (RESOLUTION)

BE IT RESOLVED BY THE OITY COUNCIL OF THE CITY OF AUSTIN:
That the final plat of the subdivision known as the "Fred A. Mueller Addition", approved by the City Plan Commission of the City of Austin on January 12, 1950, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County. Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

The motion, duly seconded by Councilman Long, carried by the following vote:

Ayes: Counctimen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Long offered the following resolution and moved its adoption:

## (RESOLUTION)

WHEREAS, Mrs. C. W. Carpenter has made application in writing for permission to use and maintain in her residence an institution of an educational nature (kindegarten and nursery school) complying with all City and State regulations, on a lot located on the north side of East 14th Street between Fast Avenue and Olander Street and locally known as 804 East 14th Street, and is located in a "B" Residence District which, under Section \#5, Item \#7 of the Zaning Ordinance, requires a special pernit from the City Council; and

WHEREAS, this application has been considered and approved by the City Council of the City of Austin, therefore

BE IT RESOLVED BY THi CITY COUNCIL OF TEE CITY OF AUSTIN:
THAT permission for the use and maintenance of this institution of an educational nature at the location described above be granted to Mrs. C.W. Carpenter.

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass Noes: None

The Mayor introduced the following ordinance:
an ordinance amending that certain ordinance envillimd "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 ORDIN-
ANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN
MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179,
INCLUSIVE, OF THE ORDI NANCE RECORDS OF THE CITY OF AUSTIN,
BY AMBNDING SECTION 12(b) OF ARTICLE III RELATING TO STOP
SIGN LOCAT IONS; REPRALING ALL ORDINANCES OR PARTS OF ORDI-
NANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time, and Councilman Drake moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None
The ordinance was read the second time, and. Councilman Drake moved that the rule be suspended and the ordinance passed to its third reading. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None
The ordinance was read the third time, and Councilmen Drake moved that the ordinance be finally passed. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None
The Mayor then announced that the ordinance had been finally passed.

Councilman Drake offered the following resolution and moved its adoption:

## (RESOLUTION)

WHEREAS, A. W. Theilepape is the Contractor for the alteration and addition to a building located at 107-115 West 5th Street and desires a portion of the sidewalk and street space abutting on Lot 7, Block 43 of the Original City of Austin, Travis County, Texas, during the alteration and addition to the building such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to said A. W. Thielepape, the boundary of which is described as follows:

## Sidewalk and Street Working Spzce

Beginning at the northeast comer of the above described property; thence in a northerly direction and at right angles to the centerline of West 5th Street to a point 12 feet north of the south curb line; thence in a westerly direction and parallel to the centerline of West 5th Street approximately 128 feet to a point; thence in a southerly direction and at right angles to the centerline of West 5 th Street to the northwest corner of the above described property;

Thence in a westerly direction and at right angles to the centerline of Colorado Street to a point 4 feet west of the east curb line; thence in a southerly direction and parallel to the centerline of Colorado Street approximately 23 feet to a point; thence in an easterly direction and at right angles to the centerine of Colorado Street to the southwest corner of the above described property.
2. THAT the above privileges and allotment of space are granted to the said A. W. Thielepape, hereinafter termed "Contractor", upon the following express terms and conditions;
(1). That the Contractor shall construct a $4-$ foot walkway within the outer boundaries of the above described working space such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and wthout wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the City officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially support same to prevent sagging under load.
(2). That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to wern pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrion traffic.
(3). That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.
(4). That "No Parking" signs shall be placed on the street side of the barricades.
(5). That the Contractor is permitted to construct a temporary work office within such allotted working space, provided such work office is not within 25 feet of any corner street intersection.
(6). That the Contractor shall in no way obstruct any fire plugs or other putlic utilities in the construction of such barricades.
(7). That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.
(8). That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.
(9). That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in ony event all such sidewalk, barricades, meterials, equipment and other obstructions shell be removed not later than May 1, 1950.
(10). That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.
(11). 'Hat the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.
(12). That any public utility, or public or private property, distmrbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City forces, or public utitlities, shall be replaced or repaired at the Contractor' $\varepsilon$ expense.
(13). That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars ( $\$ 5,000.00$ ), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

- Which motion, duly seconded by Councilman Johason, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Maya Glass
Noes: None

Councilman Drake offered the following resolution and mored its adoption:

## (RESOLUTION)

BE IT RESOLVED BY MHE CITY COUNCIL OF THE CITY OF AUSTIN:
THAT the City Council of the City of Austin hereby approves the property situated on the west side of Lamer Boulevard as a private gasoline plant, which property is owned by Jack Stableford Pontiac Company, and is designated at Lots $2,3,4$, and 5, Block 2, Outlot 5, Division $z$ in the City of Austin, Travis County, Texas, and hereby authorizes the said Jack H. Stableford to operate a private gasoline plant consisting of a 550 gallon underground tank and pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, subject to the same being operated in compliance with all
the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Jack H. Stableford has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordnances.
(Recommendations attached)

> "February 9, 1950 Austin, Texas

Mr. Guiton Morgan
City Manager
Austin, Texas
Dear Sir:
I, the undersigned, have considered the application of Jack Stableford Pontiac Company through their Agent, Jack $H$. Stableford, for permission to operate a private gasoline plant conslsting of a 550 gellon underground tank and pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the west side of Lamar Boulevard, which property is designated as Lots 2, 3, 4 and 5, Block 2, Outlot 5, Division $Z$ in the City of Austin, Travis County, Texas, and locally known as 1014 Lamar Boulevard.

This property is located in a "C" Commercial District and I recommend that this permit be granted subject to the following conditions:
(1). That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the ordinance governing the storage and handing of gasoline.
(2). That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street or alley.
(3). That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gaooline is handled or stored.
(4). That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and aporoval of same.

Regpectfully submitted,
s/J. C. Eckert,
Builaing Inspector"

Which motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

Councilman Johnson offered the following resolution and moved iss adoption:

## (RESOLUTION)

WHEREAS, Robert H. Bowman hes made application in writing for permission to operate a doctor's office and clinic for human beings only, on the north $1 / 2$ of Lot 8, Block 155, of the Original City of Austin, Travis County. Texas, the same being on the southeast corner of Nueces and West 14 th Strsets, and locally known as 507-09 West 14th Street, and is located in a "B" Residence District which requires a special permit from the City Council; and

WHEPRAS, this application 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 for the operation and maintenance of a doctor's office and clinic for human beings only be granted to Robert H. Bowman with the following conditions:

1. That this clinic be used in the general practice of medicine, and that no mental or psychiatric patients be housed in such clinic.
2. That all regulations required in this zone and all building code provisions be complied with in the operation ond maintenance of such building.

Which motion, duly seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Hoes: None

Whe Mayor introduced the following ordinence:
AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE BNTITLED: "AN ORITNANCE REGULATING THE CONSTRUCTION AND REPAIR OF SIDEWALKS, CURBS, AND GUTYERS, DRIVEWAYS, SETBACKS AND INCIDENTAL WORK IN THE CITY OF AUSTIN; SPECIFYING MATERIALS TO BE USED IN ALI SUCH CONSTRUCTION; PROVIDING THAT SUCH MAPERIALS, KIND, CONTENT, SPECIFICATIONS, AND MANNER OF CONSTRUCTION SHALI BE SUBJECT TO APPROVAL OF THE CITY ENGINEER; DEFINING AND LICENSING CONTRACTORS; REQUIRING PUBLIC LIABILITY BONDS FOR ALL SUCH IMPROVEMENTS NOT MADE BY the CITY OF AUSTIN; PROVIDING That meis ordinance shail be

CUMULATIVE OF ALL OTHHR ORDINANCES; RBPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; REQUIRING PERMITS FOR ALL SUCE IMPROVZMENTS; FIXING PENALTIES; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSBD BY THE CITY COUNCIL OF THE CITY OF AUSTIN FEBRUARY 1, 1945, AND IS RECORDED IN BOOK "M". PAGES 14-26, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY REPEALING THE SIXTH AND EIGHTH GRAMMATICAL PARAGRAPHS OF SUBSECTION X, SECTION 12; AND RBPEALING THE SKETCHES AND PLANS ENTITLIMD "DRI VEWAY SECTION" AND "CURB SEMTBACK SECTION" AND ADOPTMED ATTACHED SKETCHRS RNTITLED "DRIVEWAY SECTION" AND "CURB SETBACK SECTION"; AND DECLARLNG AN BMERGENCY.

The ordinance was read the first time, and Councilman Drake moved that the rule be suspended and the ordinance passed to its second reading. The motion, duly seconded by Counc ilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None
The ordinance was read the second time, and Councilman Drake moved that the rule be suspended and the ordinance passed to its third reading. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: Wone
The ordinance was read the third time, and Councilman Drake moved that it be finelly passed. The motion, duly seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None
The Mayor then announced that the ordinance had been finally passed.

MR. HARDY HOLJHRR, Attorney, Missouri Pacific Lines, and MR. J. S. ANDERSON, Assistant Director of Industrial Development, appeared before the Council regarding the purchase of part of the City's right-of-way from the Company's main line to a point east of Highway 81, and the release of the United States of America from obligations connected with these three tracts. The City Manager explained this transaction stating it involved the City, the Railroad and the Government, and that this was the final agreement, and service to Bergstrom Field would continue as in the past; that the City would be reimbursed for what it paid for the right of way. He submitted the following letter from MR. C. C. LUCKBL, Director of Industrial Development, Missouri Pacific Lines, under date of February 8, 1950.
"This refers to our several conferences during the past two years with you, Mr. O'quinn, and other city officials in regard to our purchase from the United States of America of the most westerly 8,313 feet of the Bergstron Field spur tract and right of way.
"Our negotiations with the Government have been completed except for the actual passing of the deed, the form of which has now been submitted to us for approval and the full consideration having been heretofore paid to the Government. The final conclusion of this matter will be accomplished upon the execution of (i) the attached Release from the City of Austin to the United States of America, and (2) Quitclaim Deed from the City of Austin to Guy A. Thompson, Trust ee, International-Great Northern Railroad Company, Debtor, for the right of way involved.
"In consideration for the execution of the Release and Quitclaim Deed, the Railroad agreed to reimburse the City of Austin for the money paid by the City for the right of way occupied by this tract in the amount of $\$ 3,360.00$, and the further consideration that the Railroad would satisfy and cease to be dismissed the pending appeal of the Woodward Manufacturing Company from the award in condemnation proceedings relating to one of the parcels of right of way involved. Paynent in the amount named will be made immediately.
"We will appreciate your presenting the se two instruments for approval and execution at the next meeting of the Council, as on Friday. Februay 10, we are meeting the representatives of an industry interested in locating a substantial plant on property adjacent to the spur, and we will in all probability be required to make a firm commitment regarding tract extension to serve this plant, which, of course, we cannot do until these matters are cleared.

We wish to take this occasion to express our appreciation for the cooperation you and other city officials have given us in this matter, and hope that the several years we have spent in progressing this proposition to a final and seccessful conclusion will benefit the community and the railroad to the full extent of our expectations.
"King personal regards.
Cordially yours,
(S) C. C. Luckel

Councilman MacCorkle offered the following resolution and moved its adoption:

## (RESOLUTION)

BE IT RESOLUED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:
That Guiton Morgan, City Manager, be and he is hereby authorized and dif ed to execute in behalf of the City of Austin a deed without warranty conveying to Guy A. Thompson, Trustee in Bankruptcy of International-Great Northern Railsoad Company, Debtor, three certain tracts of land for a consideration of $\$ 3,360.00$, all in accordance with the provisions of that certain deed, copy of which is attached hereto and made a part of this Resolution for all purposes (marked for purpose of identification as Exhibit "A"); and

BI IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:
That Guiton Morgan, City Manager, be and he is hereby authorized and directed to execute in behalf of the City of Austin an instruaent by which the City of Austin releases and forever discharges the United States of America of and from any demands or claims arising out of any advances of monies by the City of Austin to the United States of America and used by the United States of America in acquiring the lands included in the sale referred to in the first paragraph of this Resolution and more fully set out in the deed incorporated in that portion of this Resolution, all in accordance with the terms and provisions of that certain instrument copy of which is attached to this Resolution and made a part hereof (marked for purposes of identification as Exhibit "B").
(Copy of deeds attached)
"EXHIBIT "A"
"THE STATE OF TEXAS
RNOW ALI MEN BY THESE PRESENTS:

## COUNTY OF TRAVIS \&

THAT the City of Austin, a municipal corporation of the State of Texas, acting herein by and through Guiton Morgan, its City Manager, hereunto duly authorized by Resolution of the City Council of said city adopted and approved on the day of , 1950, for and in consideration of the sum of Thirty-three Fundred and Sixty ( $\$ 3360,00$ ) Dollars, cash in hand paid by Guy A. Thompson, Trustee in Bankruptcy of International-Great Northern Railroad Company, Debtor, the receipt of which is hereby acknowledged and confessed, do, by these presents BARGAIN, SELL, RBLEASE, and forever QUIT CLAIM unto the said Guy A. Thompson, Trustee in Bankruptcy of Int ernational-Great Northern Railroad Company, Debtor, his successors and assigns of all the right, title, and interest of the City of Austin in and to all those certain strips, pieces, or parcels of land situated near the City of Austin and being out of the Isaac Decker League, Travis County, Texas, said strips, pieces or parcels being more fully described by metes and bounds as follows, to-wit:

Parcel No. 1
Beginning at the Northeast corner of a 0.84 -acre tract of 1 and conveyed by E. A. Rutledge and Minnie Rutledge to Woodward Manufacturing Company by deed recorded in Volume 551, Page 534 of the Deed Records of Travis County, Texas;

Thence South $44^{\circ} 20^{\prime}$ West, along the Fasterly line of said 0.84 -acre tract of land, a distance of 875.8 feet to a point in the East line of St. Elmo-Manchaca Lane;

Thence North $21048^{\prime}$ East, along said St. Elmo-Manchaca Lane East property line, a distance of 117.43 feet to the Southwest corner of said 0.84 -acre tract;

Thence North $44^{\circ} 20^{\prime}$ East, along the Westerly line of said 0.84 -acre tract, a distance of 755.42 feet to a point in the Southerly line of public road;

Thence South $60^{\circ} 43$ ' East, along the Southerly line of satd public road, a distance of 46.6 feet to the point of beginning;

Containing 0.84 acres, more or less.
Parcel No. 2
Commencing at the Southeast corner of the J.W. Bailey tract as described in Volume 386, Page 286 of the Deed Records of Travis County, Texas;

Thence North $60^{\circ} 43^{\prime}$ West, along the Southerly line of said J. W. Bailey tract, a distance of 888 feet to the point of beginning, said point being the Southeasterly corner of a 1.438 acre tract of land conveyed by Cornelius Casey and wife to State of Texas by deed recorded in Volume 307. Page 256 of the Deed Records of Travis County, Texas, and being also the Southeast corner of a tract conveyed by Sam Sparks to Woodward Manufacturing Company by deed recorded in Volume 334, Page 130 of the Deed Records of Travis County, Texas;
'hence continuing North $60^{\circ} 43^{\prime}$ West, a distance of 51.66 feet to a point in a curve to the right having a radius of 980.37 feet, said point being 32 feet distance Easterly measured along said curve, from its PC;

Thence continuing Easterly on said curve to the right, a distance of 703.61 feet to its PT;

Thence North $87^{\circ} 22^{\prime}$ Tast, a distance of 587.5 feet to a point; this point being at the Southwest corner of a tract of land known as the Mike Hogan Tract;

Thence North $88^{\circ} 13^{\prime}$ Fast, along a fence, a distance of 373.48 feet to an iron pin in said fenceline;

Thence North $88^{\circ} 56^{\prime}$ East, along a fence, a distance of 203 feet to a point, said point being the PC of a curve to the right having a radius of 938.69 feet;

Thence Easterly, on said curve to the right, a distance of 508.6 feet to the PT of said curte, said PT being located in the Southeriy line of Radam Lane;

Thence South $60^{\circ} 00^{\prime}$ Wast, along the Southerly line of Radam Jane, a distance of $1,127.75$ feet to a poiñt in the Westerly line of U.S. Highway No. 81;

Thence South $30^{\circ} 00^{\prime}$ West, along the Westerly line of said U. S. Highway No. 81, a distance of 50 feet to a point;

Thence North 60000' West, along a fence line, a distance of 1127.75 feet to a point for cozner;

Thence North $30^{\circ} 00^{\prime}$ East, along a fence Ine, a distance of 7 feet to a point for comer, said point being the PC of a curve to the left having a radius of 895.69 feet;

Thence Westerly, on said curve to the left and along a fence, a distance of 485.42 feet to the PI of said curve;

Thence South $88^{\circ} 5^{\prime \prime}$ West, along a fence, a distance of 227.12 feet to a point;

Thence South $88^{\circ} 13^{\prime}$ West, along a fence, a distance of 373.48 feet to a point;

Thence South $28^{\circ} 31^{\prime}$ West, a distance of 8.1 feet to a point;
Thence South $87^{\circ} 22^{\prime}$ West, a distance of 558.2 feet to the PC of a curve to the left, said curve having a radius of 930.37 feet;

Thence Easterly, on said curve to the left a distance of 652.84 feet to the point of beginning;

Containing 3.802 acres, more or less.
Parcel No. 3
Commencing in the East line of U.S. Highway No. 81 at the Northwesterly corner of the Adelio Cortez l-acre tract, same being the most Westerly Southwest corner of the A. S. Burleson et al tract;

Thence North $30^{\circ} 00^{\prime}$ East, along the East line of said U. S. Highway No. 81 , a distance of 401.1 feet to the point of beginining;

Thence continuing North $30^{\circ} 001$ East, al ong the East line of said U. S. Highway No. 81, a distance of 50 feet to a point;

Thence South $60^{\circ} 00^{\prime}$ East, a distance of 3,417 feet to a point in the Easterly line of the said A. S. Burleson, et al tract;

Thence South $30^{\circ} 00^{\prime}$ West, along the said A. S. Burleson, et al tract, a distance of 50 feet to a point;

Thence North $60^{\circ} 00$ West, a distance of 3,417 feet to the point of beginning, containing 3.92 acres, more or less.

The hereinabove-described tracts or parcels of land, containing 8.562 acres, are the same lands described as Tracts Nos. B-33, $\mathrm{B}-34$, and $\mathrm{B}-35$ in condemnation proceedings in Case No. 130 Civil in the United States District Court in and for the Western District of Texas, Austin Division, United States of America, Petitioner, versus Woodward Manufacturing Company, et al.

It is understood that this conveyance includes all right, title, and interest of the City of Austin in and to the spur track, and its appurtenances, which is situated approximately in the center of the strip of land above described.

TO HAVE AND TO HOLD the said premises, together with all and singular the rights, privileges, and appurtenances thereto in any manner belonging unto the said Guy A. Thompson, Trustee in Bankruptcy of International-Great Northern Railroad Company, Debtor, his successors and assigns, forever, so that neither
the said City of Austin, nor any person or persons claiming under it shall at any time hereafter have, claim, or demand any right or title to the aforesaid premises or appurtenances or any part thereof.

IN TESTIMONY WHEREOF, the said City of Austin has caused this instrument to be executed by its City Manager, and its corporate seal to be hereunto affixed and attested, and a certified copy of said Resolution 1 s attached as a part hereof, on this day of ,1950.

THE CITY OF AUSTIN
BY $\qquad$
AMTEST:
City Manager

## City Clerk

(Notary Public's Acknowledgement) ${ }^{\prime \prime}$

## EXHIBIT "B"

"THE STATE OF TEXAS
0
COUNTY OF TRAVIS
THAT WHRREAS, the United States of America, acting by and through the Administrator of General Services under and pursuant to the provisions of the Federal Property and Administrative Services Act of 1949, (Public Law 152-8lst Congress, approved June 30, 1949), the Surplus Property Act of 1944 (58Stat.765) as amended, and regulations and orders promulgated thereunder, SOLD, ASSIGNED, and CONVEYED to Guy A. Thompson, Trustee of International-Great Northern Railroad Company, Debtor, by deed without warranty dated the day of $\qquad$ , A.D. 1950 , and effective, however, as of the 15 th day of December, 1949, three tracts of land comprising the Bergstmom Airfield Spur beginning at a point near Vinson, Travis County, Texas, thence along said spur right of way to a point east of the Woodward Body Works, reference to said deed and description therein being here made for a more complete description of the property conveyed; and

WHERRAS, the City of Austin advanced to the United States of America the sum of Thirty-three Hundred and Sixty ( $\$ 3360.00$ ) Dollars towards the purchase of lands included in the above-mentioned deed of conveyance; and

WHEREAS, the said Gay A. Thompson, Trustee in Bankruptcy of InternationalGreat Northern Railrosd Company, Debtor, has refunded to the City of Austin the sum so advanced by it to the United States of America for the purchase of said right of way and said city has been fully compensated for monies so advanced in the purchase of right of way and more particularly described in said deed above referred to.

NOW, Therefore, know all men by these presenvis:
The City of Austin, a municipal corporation of the State of Texas, acting herein by and through Guiton Morgen, its City Manager, hereunto duly authorized by Resolution of the City Council of said city adopted and approved on the $\qquad$ day of $\qquad$ , A. D. 1950, for and in consideration of the premises do hereby release and forever discharge the United States of America of and from any demands or claims arising out of any advances of monies by the City of Austin to the United States of America and used by the United States of America in acquiring the lands included in the sale as more fully set out in deed from the United States of America acting by and through the Administrator of General Services dated the day of A.D. 1950, but effective as of the 15 th day of December, 1949.

IN TESTIMONY WHEREOF, the said City of Austin has caused this instrument to be executed by its City Manager, and its corporate seal to be hereunto affixed and attested, and a certified copy of said Resolution is attached as a part hereof, on this day of A. D. 1950.

THE CITY OF AUSTIN
BY $\qquad$
ATTEST:

City Clerk
(Notary Public's Acknowledgement)"

The motion, seconded by Councilman Drake, carried by the following vote Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass Noes: None

COUNCILMAN MacCORKLE expressed an opinion that more delinquent taxes should be collected, as there were nearly a million dollars in delinquent taxes. The City Attorney stated that suits would be filed upon the furnishing by the Tax Office of "exhibits" necessary for individual suits, and that the Tax Office had been engaged in "end of the year" collections and had been unable to assign personnel to this tedious and technical detail. The $C_{i t y}$ Manager stated about 104 suits had been filed and about 500 more about ready. The City Manager outlined the percentages for the years back, and the total outstanding amounted to about nine percent dating back to 1919. COUNCILMAN LONG thought a published lis: of delinquent tax payers might bring in more payments. COUNCILMAN MacCORKIE thought the filing of suits would bring in the payments and others would pay when they knew a suit would be filed. The City Manager expressed appreciation of the Council's backing in the filing of these suits.

COUNCIIMAN MacCORKLIE inquired about the boat docks that the City was to erect on the University property at Lake Austin, since the University had made the land available. It was stated the field notes were ready and the agreement will soon be drawn up, and the docks can be constructed within a short period.

COUNCILMAN MacCORKLI made inquiry about the Building Code Coramittee which had not been named as yet. The Council felt it should get the Committee appointed so it could get organized by the time the standard building codes were printed around the first of April. The Council decided to get together at a later date and go over the suggested names.

COUNCILMAN JOHNSON moved that the WESTHRN SHOWS, to be sponsored by the American Legion Post $76-A$, be granted permission to show in Austin on March $16-22$, provided proper insurance be provided and all details worked out with the Police and Recreation Departments. The motion, seconded by Councilman Drake, carried by the following vote:

Ayes: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass Noes: None

There being no further business, the Council recessed at 12:15, subject to call of the Mayor:


ATTEST:


