

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 1, 1947  
10:00 A.M

Council Chamber, City Hall

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

Roll call.

Present : Councilmen Bartholomew, Glass, Mayor Miller, Councilman Thornberry  
Absent : Councilman Wolf

Present also: Guiton Morgan, City Manager; J. E. Motheral, Director of Public Works; Trueman E. O'Quinn, City Attorney; R. D. Thorp, Chief of Police; and a large delegation of interested citizens.

Mayor Miller announced that the first order of business would be the installation and organization of the newly-elected City Council, and the election of certain appointive officers.

The Oath of Office was then administered by City Attorney O'Quinn to the following Councilmen-elect; E. C. Bartholomew, Taylor Glass, Will T. Johnson, Tom Miller, and Homer Thornberry

Thereupon Mayor Miller declared E. C. Bartholomew, Taylor Glass, Will T. Johnson, Tom Miller, and Homer Thornberry to be the duly elected and installed City Council for the ensuing two years.

The election of a mayor and mayor pro tem was the next order of business.

Councilman Thornberry then took the chair and called for nominations for the office of mayor.

Councilman Bartholomew nominated Tom Miller as mayor. There being no other nominations, the roll was called on the nomination of Tom Miller and the same was confirmed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, and Thornberry  
Noes : None  
Present but not voting: Mayor Miller

Councilman Thornberry then declared Tom Miller to be the duly elected mayor for the ensuing two years.

Whereupon Mayor Miller resumed the chair, and in a brief address thanked the City Council for the confidence they had imposed in him by again re-electing him as mayor, and expressed the hope that during the next two years this city government would give to the people of Austin the best city government of any city its size in Texas.

Councilman Bartholomew nominated Councilman Thornberry as mayor pro tem. The nomination was seconded by Councilman Johnson. There being no other nominations, the roll was called on the nomination of Councilman Thornberry, and the same was confirmed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, and Mayor Miller

Noes : None

Present but not voting: Councilman Thornberry

Mayor Miller then declared Councilman Thornberry to be the duly elected mayor pro tem for the ensuing two years.

Councilman Thornberry offered the following resolution, which was adopted unanimously by rising vote :

(RESOLUTION)

Judge J. W. Maxwell was appointed Judge of the Corporation Court of the City of Austin May 1, 1933, and served continuously in that capacity until May 1, 1947, at which time he voluntarily retired from the office of Judge of the Corporation Court; Now, Therefore,

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

That the City Council express its appreciation to Judge J. W. Maxwell for his long and conscientious administration of the affairs of the Corporation Court through a period in which the City of Austin rapidly increased in population and the traffic problems of this City increased and became proportionately more complex, and that Judge Maxwell be commended for his fair and earnest service in presiding over the Corporation Court through these important and critical years; and

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

That a copy of this resolution be sent to Judge Maxwell as a lasting token of the City Council's appreciation of his earnest, devoted, and capable service to the City of Austin and its citizens.

Councilman Johnson offered the following resolution, which was adopted unanimously by rising vote:

(RESOLUTION)

Mr. Oswald G. Wolf assumed the office of City Councilman May 1, 1933, and was re-elected by the people of Austin continuously to April 7, 1947. Immediately upon his election in 1933, Mr. Wolf was elected Mayor Pro tem of the City Council and was each term re-elected to this office by the Council until November 12, 1942, when he was granted leave of absence to serve his country in the United States Navy. Mr. Wolf reported for duty with the Navy November 16, 1942, commissioned Lieutenant (jg) in the United States Naval Reserve. He served with distinction in the Navy,

principally in the Pacific theater of operations, until November 11, 1945, when he returned to Austin and resumed his duty as City Councilman. Mr. Wolf was re-elected Mayor Pro tem January 16, 1947, upon resignation of Councilman E. C. Bartholomew, who had held the position during Mr. Wolf's absence with the armed forces; Now, Therefore,

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

THAT the City Council express its sincere appreciation to Mr. Oswald G. Wolf for his long and devoted service as City Councilman to the best interest of the City of Austin and its people; and for his valuable advice and guidance in many technical problems in the consideration of which he was specially qualified by virtue of his education as an engineer and his practical experience as a merchant, banker, oil man, and engineer; and

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

THAT a copy of this Resolution be sent to Mr. Oswald G. Wolf as a lasting token of the appreciation of the City Council for his faithful and distinguished service as a City Councilman since 1933 and for his patriotic service as an officer in the United States Navy in the active defense of his country in time of war.

Councilman Thornberry nominated BENTON COOPWOOD as Judge of the Corporation Court for the ensuing two years. The nomination was seconded by Councilman Johnson. There being no other nominations, the roll was called on the nomination of Benton Coopwood, and the same was confirmed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Thereupon Mayor Miller declared Benton Coopwood to be the duly elected Judge of the Corporation Court for the ensuing two years.

Councilman Thornberry nominated O. P. BONNER as Clerk of the Corporation Court for the ensuing two years. The nomination was seconded by Councilman Bartholomew. There being no other nominations, the roll was called on the nomination of O. P. Bonner, and the same was confirmed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Thereupon Mayor Miller declared O. P. Bonner to be the duly elected Clerk of the Corporation Court for the ensuing two years.

The following communication was received and ordered spread on the Minutes:

" Austin, Texas  
May 1, 1947

Honorable Mayor and City Council  
City of Austin  
Austin, Texas

Sirs:

, It has been my pleasure for the past fourteen years to serve the City of Austin on the Tax Board of Equalization

Due to my present state of health, I feel at this time physically unable to further resume the responsibilities of a re-appointment to this Board

I wish to express my sincere thanks and appreciation to Mayor Tom Miller, members of the City Council, and City Manager Guiton Morgan, for their valuable advice and the courtesies extended to me while serving as a member of the Equalization Board.

Respectfully yours,

(s/ K. R. Meyer     "

Councilman Thornberry offered the following resolution, which was unanimously adopted by a rising vote:

(RESOLUTION)

Mr. Kurt R. Meyer was first appointed a member of the Board of Equalization of the City of Austin July 24, 1933, and has been reappointed continuously by the City Council for each term until May 1, 1947, when at the request of Mr. Meyer the City Council named a successor for him on the Board of Equalization; Now, therefore,

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

That the City Council express its appreciation to Mr. Kurt R. Meyer for his long and faithful service as a valuable member of the Board of Equalization and for the capable and devoted attention to duty often, in recent years, in spite of the handicap of uncertain health; and

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

That a copy of this Resolution be sent to Mr. Kurt R. Meyer as a lasting token of the appreciation of the City Council for the long and faithful service he has rendered to the City of Austin and its citizens while serving as a member of the Board of Equalization.

Councilman Johnson nominated HOWARD BULL as a member of the Board of Equalization for the two-year term ending May 1, 1949. The nomination was seconded by Councilman Glass. There being no other nominations, the roll was called on the nomination of Howard Bull, and the same was confirmed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Thereupon Mayor Miller declared Howard Bull to be the duly elected member of the Board of Equalization for the two-year term ending May 1, 1949.

Councilman Glass moved that the terms of Louis H. Blendermann, V. H. Pannell, and Harry D. Pruett as members of the Board of Adjustment having expired, they be reappointed for the two-year term ending December 31, 1948, retroactive to December 31, 1946; and that, in view of the very fine

and valuable services rendered by them while members of the Board in the past, they be urged to accept re-appointment and continue to serve on said Board for the term specified. The motion was seconded by Councilman Thornberry, and the same prevailed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and Councilman Thornberry

Noes : None

Councilman Glass nominated NEVILLE JOHNSTON as a member of the Austin-Travis County Tuberculosis Sanatorium Board, to fill a vacancy existing on said Board. The nomination was seconded by Councilman Bartholomew, and the same was confirmed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and Councilman Thornberry

Noes : None

Thereupon Mayor Miller declared Neville Johnston to be a member of the Austin-Travis County Tuberculosis Sanatorium Board.

Judge Ben H. Powell gave a short talk, congratulating the citizens of Austin on the election of the City Council, and the City Council for having given their time and services, without remuneration, to making this the best city government at the least cost of any city in the State of Texas.

Mr. D. A. Shipwash, on behalf of the ninety-one members of the Independent Retail Grocers Association, presented Councilman Johnson with a beautiful floral offering as a token of their love and esteem for him, and declared that the Association wanted to go on record as backing the City Council 100% in the good work they are doing, and will do in the coming two years.

Mr. Charles L. Sandahl also spoke words of congratulation to the new Council.

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Council go on record using its good offices and influence with the Austin Transit Company to establish a cross-town route in the City of Austin approximately as follows:

Starting at 11th and Rosewood;

Going west to 11th and East Avenue;

North on East Avenue to 19th Street;

West on 19th Street to Rio Grande;

North on Rio Grande to 24th Street;

West on 24th Street to Harris Boulevard;

At 24th and Harris establish a transfer station of a service from Tarrytown to accommodate passengers going to the University, Hyde Park, Camp Mabry, and University Junior High School;

Then proceed north to 29th Street for another transfer from Camp Mabry and Brykerwoods;

Then east on 29th Street to Guadalupe;

Then south on Guadalupe to 26th Street;

Then east on 26th Street to San Jacinto;

Then south on San Jacinto to 19th Street;

East on 19th Street to East Avenue;

South on East Avenue to 11th Street;

East on 11th Street to Rosewood, the point of origin.

It is the sense of the City Council that this cross-town service can transport domestic employees from the eastern portion of the City and deliver them to the western portion of Austin in approximately twelve minutes, whereas by the present methods of transportation this trip takes from one to two hours, and, in any event, it is felt that this route should be so scheduled as to leave 29th Street and Harris Boulevard at eight o'clock A.M. thereby accommodating students attending the University as well as those attending University Junior High School, thus eliminating necessity of transfers in the down-town area; and it is further believed that the proposed cross-town service will be a big step toward betterment of the Austin bus service without the necessity of adding new busses; it is also believed that this service should originate at 11th Street and Rosewood about 7:45 A.M. and that a complete trip can be made in about thirty minutes, this service continuing until 9:30 A. M. when it may be discontinued until 3:30 P. M. to be resumed at that hour to continue until 6:00 P.M.; and

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

That if the Austin Transit Company finds another route more desirable which will serve the same territory described above, that such general plans should be approved by the City Council.

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

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Councilman Johnson offered the following resolution, and moved its adoption;

(RESOLUTION)

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

That the City Council go on record using its good offices and influence with the Austin Transit Company requesting the immediate extension of bus service from 45th Street and Georgetown Highway north to the present City limits. It is the sense of the City Council that this area should be served, which became a part of the City of Austin approximately eighteen months ago, for since its incorporation into the City limits many new residences and business establishments have been completed and many more are contemplated; at the present time this area is not served by any character of bus service and taxpayers and citizens of Austin have been patient in this matter but are now urging immediate action to provide bus service to which they are justly entitled; since the Austin Transit Company is already familiar with this need it is the request of the City Council that an immediate answer be given by the company as to what the company will do in regard to this request and what service will be provided and at what time it will be initiated.

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

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

It was the sense of the Council that copies of the above resolutions be sent to Mr. Frank Hemby, President of the Austin Transit Company; and that a meeting with him on the matter be called for next week - the exact date to be determined later.

The following report of the Board of Adjustment on the application of Mrs. Goodall H. Wooten for change in zoning of property located on the north side of West 6th Street, in the 600 block, was received and filed:

"ZONING BOARD OF ADJUSTMENT  
AUSTIN, TEXAS  
ZONING CHANGE RECOMMENDATION

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Application of Mrs. Goodall H. Wooten

I. Referred to the Board by the City Council on : April 19, 1947

II. Property affected :

Lots 1 and 2, Block 75, of the Original City of Austin,  
being located on the north side of West 6th Street  
between Rio Grande and Nueces Streets

III. To be changed

From : "C" Commercial District

To : "C-2" Commercial District

IV. Considered by the Board on : April 29, 1947

## V. Parties appearing:

For : None

Against: Miss Virginia Nagle, Mr. R. T. Badger, Mrs. Henry Maerki,  
and Mrs. Stephenson for the Council of Churches.

## VI. Action of the Board : Change not recommended

For the following reasons:

1. An examination of this area discloses the fact that this particular site is still surrounded by existing residential buildings on three sides, mostly occupied by the owners, and the only commercial development is the property in question.
2. The present "C-2" Commercial District which extends from Congress Avenue to West Avenue has only a small percentage used for "C-2" purposes, and there is ample property in this district undeveloped for this use.
3. There are already several stores dispensing liquor in this immediate area and in close proximity to this property which are deemed adequate to supply any demand in this neighborhood at this time.
4. Changing this property would leave a certain amount of vacant property which could be used for other "C-2" uses, which would be objectionable in the neighborhood.
5. As long as the majority of the property in this and the adjacent blocks still is residential in use and character, any change at the present time would adversely affect the same.

(s) H. F. Kuehne  
Chairman "

At the request of J. E. Harrison, Agent for Mrs. Goodall H. Wooten, a public hearing on the above change in zoning was called for Thursday, May 22, 1947, at 11:00 A. M.

The following report of the Board of Adjustment on the application of C. Julian Baldwin et al for change in zoning of property located on the north side of West 25th Street in the 700 and 800 blocks was received and filed:

"ZONING BOARD OF ADJUSTMENT  
AUSTIN, TEXAS  
ZONING CHANGE RECOMMENDATION

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Application of C. Julian Baldwin et al

- I. Referred to the Board by the City Council on : April 17, 1947



**II. Property affected:**

Lots 1 through 6, Outlot 52, and being located on the north side of West 25th Street in the 700 and 800 blocks

**III. To be changed**

From : "A" Residence District and First Height and Area District

To : "B" Residence District and Second Height and Area District

**IV. Considered by the Board on : April 29, 1947****V. Parties appearing:**

For : T. O. Caffey

Against: None

**VI. Action of the Board: Change recommended.**

For the following reasons:

1. The above described property was included in the area recommended to the City Council to be changed to "B" Residence District on January 8, 1946.
2. Since that time, property on the south side of West 25th Street from Rio Grande Street to San Gabriel Street has been changed to "B" Residence District and the property immediately to the east and west of these lots is now "B" Residence property and, therefore, these lots are surrounded on three sides by "B" Residence property.
3. Under this zoning pattern, these lots project into an existing uniform "B" Residence District and since the nature and character of this property is not different from the adjoining property, it should be incorporated into the main "B" Residence area.
4. The only "A" Residence property affected is the area to the rear of these lots fronting on Graham Place, which is also partly bounded by "B" Residence District.

(s) H. F. Kuehne  
Chairman "

At the request of applicants, a public hearing on the above change in zoning was called for Thursday, May 22, 1947, at 11:00 A. M.

At the request of Joe Crow, applicant, a public hearing on the application of Joe Crow and Dr. J. L. Love for change in zoning of property located on Leon Street and Boulevard View between West 25½ and West 26th Streets was re-set for Thursday, May 22, 1947, at 11:00 A. M., the previous hearing on said application called for March 13 having been cancelled at the request of applicants.

A group of taxicab drivers, with V. R. Deison as spokesman, came before the Council and asked that the City Council state its attitude on a proposal of the taxicab drivers to form a union in order to have a representative to represent them on matters pertaining to their business. The group were advised that the City Council had no jurisdiction in such matters, except as to enforcement of the Taxicab Ordinance.

Ben H. Green came before the Council and asked that the ordinance prohibiting vending on the streets of the City, passed January 26, 1933, be amended so as to allow the operation of a mobile grocery bus by himself and associate, such grocery bus to be equipped with proper refrigeration and otherwise comply with all sanitary regulations regarding the handling of foodstuffs, and to have a regular route in the residential sections. He was advised to file his request with the City Attorney for examination to determine if same is in conflict with said ordinance, and report to the Council at its next regular meeting.

It was moved by Councilman Thornberry that a letter of thanks be sent to Judge Ben H. Powell for the basket of beautiful flowers presented by him to the City Council. The motion carried by the following vote:

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

Noes : None

R. L. Roberts, J. A. Nelson, and other property owners on East Avenue came before the Council and asked that they be given definite assurance as to when the City will make them an offer for the purchase of their property on East Avenue for the new inter-regional highway. The Mayor advised the group that the City would be in position to do so in sixty days, or sooner.

At the request of the applicant, Austin Building & Development Company, a public hearing on change in zoning, from "A" Residence District to "C" Commercial District, of a strip of land fifty feet in width, fronting on Fredericksburg Road, and extending from Bluff Street on the south to the north line of Bluff View Addition, was called for Thursday, May 22, 1947, at 11:00 A. M.

A letter from Mrs. Melvin M. Rotsch, President of the Austin League of Women Voters, congratulating the City Council on their election, and proffering the services of said League for the betterment of the City in any way they can, was received and acknowledged with thanks.

A letter from the Catholic War Veterans, Inc., Austin Post 638, asking that stop lights be placed at San Jacinto Boulevard and East 23rd Street, and San Jacinto Boulevard and East 26th Street, was received, and the matter was referred to the City Manager and the Police Department .

A letter from Burton E. Miles, Colonel NGB, Acting U. S. Property & Disbursing Officer for Texas, asking that the Fire Department make an inspection of their property at Camp Mabry with a view to better fire protection measures, was received; and the matter was referred to the City Manager.

The application of Mr. and Mrs. Serapio Sanchez for change in zoning, from "A" Residence District to "C" Commercial District, of Lot 8, and the west half of Lot 7, Block "C", Driving Park Addition, Outlot 50, Division O,

located at 2101 and 2103 Canterbury Street, was received. Councilman Glass moved that the application be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Councilman Thornberry offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, in Book 1, page 45, of the Plat Records of Travis County, Texas, there appears a map or plat of a subdivision of land known as Bellvue Park, a subdivision of a portion of the Santiago Del Valle Survey within the City of Austin, Travis County, Texas; and

WHEREAS, upon said map or plat there appear various streets and alleys, one of which alleys herein referred to is 12 feet in width, and being the alley one-half block north of, and parallel to, Inglewood Street, and extending from Summit Street west to "dead end", at the end of the block; and

WHEREAS, all the owners of the property abutting said alley have requested the City Council of the City of Austin to close said alley; and

WHEREAS, said request has been reviewed and considered by the City Council of the City of Austin; therefore,

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

THAT that certain alley 12 feet in width, which is one-half block north of, and parallel to, Inglewood Street and extending from Summit Street west to "dead end" at the end of the block be closed and vacated, except the City of Austin hereby retains utility easement rights in, upon, and across said alley.

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

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves the property situated on the north side of West 5th Street as a private gasoline plant, which property is owned by Dr. Pepper Bottling Company, and is designated as Lots 1 and 2, Block 49, of the Original City of Austin, Travis County, Texas, and hereby authorizes the said Dr. Pepper Bottling Company to operate a private gasoline plant consisting of a 1000-gallon underground

tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same's 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 Dr. Pepper Bottling Company has failed and refused, and will continue to fail and refuse, to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"Austin, Texas  
May 1, 1947

Mr. Guiton Morgan  
City Manager  
Austin, Texas

Dear Sir:

I, the undersigned, have considered the application of Dr. Pepper Bottling Company for permission to operate a private gasoline plant consisting of a 1000-gallon underground tank and electric 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 north side of West 5th Street, which property is designated as Lots 1 and 2, Block 49, of the Original City of Austin, Travis County, Texas, and locally known as 712-18 West 5th Street.

This property is located in a "C-2" 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 handling of gasoline.

(2) That all pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of 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 gasoline 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

approval of same.

Respectfully submitted,

(Sgd) J. C. Eckert  
Building Inspector. "

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

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Councilman Thornberry 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 CASWELL AVENUE, from East 43rd Street north 36 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of, and parallel to, the east property line of said Caswell Avenue.

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

(2) A gas main in VERMONT ROAD from East 5th Street north 300 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of, and parallel to, the east property line of said Vermont Road.

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

(3) A gas main in LEONA STREET from a point 63 feet south of East 21st Street south 51 feet, the centerline of which gas main shall be 19 feet west of, and parallel to, the east property line of said Leona Street.

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

(4) A gas main in WEST 47TH STREET from a point 79 feet east of Shoal Creek Boulevard west to Shoal Creek Boulevard, the centerline of which gas main shall be  $7\frac{1}{2}$  feet south of, and parallel to, the north property line of said West 47th Street.

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

(5) A gas main in SHOAL CREEK BOULEVARD from West 47th Street south 253 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of, and parallel to, the east property line of said Shoal Creek Boulevard.

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

(6) A gas main in WATSON STREET, from a point 40 feet south of Anderson Lane north to Anderson Lane, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of, and parallel to, the east property line of said Watson Street.

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

(7) A gas main in ANDERSON LANE, from Watson Street west to city limits line, the centerline of which gas main shall be  $7\frac{1}{2}$  feet south of, and parallel to, the north property line of said Anderson Lane.

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

(8) A gas main in ANN ARBOR AVENUE, from Montclair Street north 98 feet, the centerline of which gas main shall be  $7\frac{1}{2}$  feet east of, and parallel to, the west property line of said Ann Arbor 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 Department 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 excavations 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, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Councilman Thornberry offered the following resolution, and moved its adoption:

(RESOLUTION)

WHEREAS, on January 23, 1947, the City Council of the City of Austin adopted a resolution authorizing the City Manager to execute a special warranty deed on behalf of the City conveying the Northeast one-quarter (NE $\frac{1}{4}$ ) and the west twenty-five feet of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Lot 18, Outlot 55, Division "B" in the City of Austin, Travis County, Texas, to Robert H. Davis, Nannie L. Davis Hoist and her husband J. A. Hoist, in compliance with the terms of a contract of sale of such property by the City of Austin to such parties; and

WHEREAS, it appears that all rights of such parties have been heretofore transferred by general warranty deed to L. R. Turner, and the said L. R. Turner desires that the deed from the City be made direct to her; now, therefore,

BE IT 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 a special warranty deed conveying the above described property to L. R. Turner.

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

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Councilman Thornberry offered the following resolution, and moved its adoption:

(RESOLUTION)

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

That Guiton Morgan, City Manager of the City of Austin, be, and he is hereby, authorized and directed to execute a release and quitclaim of one-half acre of land, being off of the west end of Outlot 61, Division B, in the City of Austin, Travis County, Texas, from a judgment of foreclosure and sale thereunder in Cause No. 41,469, styled City of Austin v. Lizzie E. Moten et al, it appearing to the Court that all taxes and costs owing the City of Austin, as contained in said judgment, have been paid.

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

Ayes: Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes: None

Councilman Bartholomew offered the following resolution, and moved its adoption:

(RESOLUTION)

WHEREAS, Lot 10, Block 8, Outlot 6, Division B, in the City of Austin, Travis County, Texas, has been assessed for city taxes for the years 1925, 1928, and 1930 through 1946, inclusive, in the name of Norman and Maynard; and

WHEREAS, for such years city taxes were levied and assessed and are now delinquent against said property for such years; and

WHEREAS, on April 10, 1942, the building on said premises was destroyed by fire, and the State, County, and City taxes now owing on such property exceed its value, and an adjustment of the assessed value of the property seems proper; now, therefore,

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

THAT the assessed value of such property be adjusted and reduced from the values as presently shown on the Tax Records of the City of Austin to the assessed value of \$600.00 for the years 1925, 1928, and 1930 through 1942, respectively, and to the assessed value of \$400.00 for the years 1943 through 1946, respectively; and

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

THAT the City Tax Assessor and Collector be, and he is hereby, directed to change such values on his rolls and to compute the taxes on such property for the years mentioned on the basis of the values as hereby adjusted.

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

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The following communication from the Junior Chamber of Commerce was received and ordered spread on the Minutes:

"Austin, Texas

The Austin City Council  
Municipal Building  
Austin, Texas

Dear Sirs:

The Board of Directors of the Junior Chamber of Commerce passed the following resolution in a regular board meeting at the Stephen F. Austin Hotel on April 16, 1947, at 7:30 P.M.:  
"Motion was entertained by Neville Johnston and duly seconded by Bart Brown that the Jaycee organization release all claim to the money held in escrow by the City of Austin for a baseball park, with the understanding that the City of Austin will use said money on the baseball park now under construction on



Butler Tract, and further known as Disch Field. Motion carried unanimously.

Sincerely,

(Sgd) John Terrell  
President "

Councilman Glass offered the following resolution, and moved its adoption:

(RESOLUTION)

WHEREAS, on October 15, 1941, November 13, 1941, and December 3, 1941, the Junior Chamber of Commerce paid into the City of Austin a sum of Sixteen Thousand Dollars (\$16,000.00) to be used for part of the cost of construction of a Ball Park on the Butler Tract; and

WHEREAS, this money has been held in trust by the City of Austin and has been invested and interest in the amount of approximately One Thousand Dollars (\$1,000.00) has been earned, making the amount of money in this account now Seventeen Thousand Dollars (\$17,000.00); and

WHEREAS, the Junior Chamber of Commerce has, in writing, requested that this money be paid by the City of Austin towards the construction of the ball park, which has been constructed by the Austin Ball Park, Inc., Therefore,

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

THAT the City Manager be, and is hereby, authorized and directed to pay this money to the contractors who have constructed this ball park.

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

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry  
Noes : None

The application of RANDOLPH HAWKINS, 1818 East 12th Street, for license to operate as a taxicab a Chevrolet Sedan, 1942 Model, Factory No.B624173, State License No. JA-270, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry  
Noes : None

The application of JOHNNY MASON HOLMES, Colored, 1818 East 12th Street, for a license to operate as a taxicab a 1942 Chevrolet, Engine No.BA-327198, State License No. JB-7021, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry  
Noes : None

The application of HERBERT PENDERGRASS, 1201 East 11th Street, for a license to operate as a taxicab a 4-door Chevrolet Sedan, 1941 Model, Serial No. 2309999, State License No. JB-7748, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of ERNEST LEE EPPRIGHT, Colored, 1200 East 11th Street, for a license to operate as a taxicab a Pontiac Sedan, 1939 Model, Engine No. 39-26-19, State License No. JC-531, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of CLEO ERNEST HORTON, Colored, 1709 East 12th Street, for a license to operate as a taxicab a 2-door Chevrolet Sedan, 1942 Model, Engine No. BA-201978, State License No. JC-192, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of GLEN DAVID JONES, 603 Henderson Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of WESLEY ELLISON, Colored, 1908 East 16th Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of OSCAR LEE THOMAS, Colored, 1705 New York Avenue, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of WALTER BERNARD KERN, 1105 West 35th Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of WESLEY HARREL LINDER, 3505 McDonald Avenue, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of JOHNNY MASON HOLMES, Colored, 1124-B Chicon Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of A. T. WASHINGTON, Colored, 1603 East 9 $\frac{1}{2}$  Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Glass moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of BARTON'S TAVERN, 1900 East 12th Street, by John A. Joseph, for a wine and beer license, 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, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The application of DEEP EDDY GROCERY, 2315 Lake Austin Boulevard, by T. C. Hendrix, for a wine and beer license, 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, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

The following applications for private boat licenses, duly approved by the Lake Austin Navigation Board, were submitted:

<u>Name of Owner</u>	<u>Description of Boat</u>
Wallace, L.A. - P.O.Box 174	Home-made, Row, 1947 Model, Johnson, 4-passenger
Peterson, Joseph K. - 709 Park Place	Speed Liner, Outboard, 1947 Model, "Floride I", 2-passenger
Gregory, William L. - 1504 Scenic Drive	Home-made, Inboard, Chrysler, 5-passenger
Peal, James T. - 810 West 5th Street	Higgins, Outboard, 1946 Model, "Chipper" Johnson, 4-passenger

Councilman Bartholomew moved that the applications be granted. The motion carried by the following vote:

Ayes: Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes: None

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin has paid bonds amounting to \$315,500.00, together with matured interest coupons on its bonded debt in the aggregate amount of \$194,447.50, as follows:

YEAR	DESCRIPTION	BONDS NUMBERS	AMOUNT	INTEREST COUPONS	TOTAL
1910	School		\$	\$ 500.00	\$ 500.00
1915	Ridgetop School District			250.00	250.00
1916	Refunding	1066 (less: 1167)			
		1132-1170	39,000.00	2,018.75	41,018.75
1918	School	45-46	2,000.00	250.00	2,250.00
1918	Sewage Disposal Plant	136-140	2,500.00	1,625.00	4,125.00
1921	Hospital	21	1,000.00	600.00	1,600.00
1924	Incinerator	33-34	2,000.00	775.00	2,775.00
1924	School	148-159	12,000.00	17,425.00	29,425.00
1924	Water Filtration	161-173	13,000.00	6,650.00	19,650.00
1926	School	70-75	6,000.00	3,348.75	9,348.75
1928	Hospital	Jan. 1 43-46	4,000.00	2,422.50	6,422.50
1928	School	122-131	10,000.00	7,842.50	17,842.50
1928	Street Improvement	72-77	6,000.00	4,562.50	10,562.50
1928	Airport	31-32	2,000.00	1,975.00	3,975.00
1928	Fire Stations	30-32	3,000.00	2,020.00	5,020.00
1928	Parks & Playgrounds	30-32	3,000.00	2,017.50	5,017.50
1928	Hospital	Nov. 1 21-22	2,000.00	1,315.00	3,315.00
1928	Sanitary Sewer	18	1,000.00	318.75	1,318.75
1929	Street Improvement	5-1 191-207	17,000.00	16,055.00	33,055.00
1929	Sanitary Sewer	5-1 92-99	8,000.00	7,576.25	15,576.25
1929	Parks & Playgrounds	5-1 72-78	7,000.00	6,198.75	13,198.75
1929	Fire Stations	5-1 12	1,000.00	665.00	1,665.00
1929	Street Improvement	12-16 195-213	19,000.00	18,833.75	37,833.75
1929	Sanitary Sewer	12-16 59-63	5,000.00	5,438.75	10,438.75
1929	Parks & Playgrounds	12-16 50-54	5,000.00	4,678.75	9,678.75
1929	Abattoir	12-16 26-27	2,000.00	2,351.25	4,351.25
1931	Street Improvement	213-233	21,000.00	22,515.00	43,515.00
1931	Parks & Playgrounds	61-66	6,000.00	6,460.00	12,460.00
1931	Sanitary Sewer	32-34	3,000.00	3,206.25	6,206.25
1932	Library	42-45	4,000.00	5,350.00	9,350.00
1932	Fire Stations	14	1,000.00	1,825.00	2,825.00
1935	Public Market	30-33	4,000.00	1,760.00	5,760.00
1936	School	134-150	17,000.00	5,655.00	22,655.00
1936	Parks & Playgrounds	34-37	4,000.00	810.00	4,810.00
1937	Fire Stations	41-45	5,000.00	1,650.00	6,650.00
1938	School Refunding	36-40	5,000.00	900.00	5,900.00
1938	School	112-128	17,000.00	6,600.00	23,600.00
1939	School	95-111	17,000.00	5,842.50	22,842.50
1940	Hospital	95-114	20,000.00	6,760.00	26,760.00
1942	Airport	56-74	19,000.00	7,650.00	26,650.00
			<u>\$315,500.00</u>	<u>\$194,697.50</u>	<u>\$510,197.50</u>

and

WHEREAS, such payments of bonds and interest coupons have been duly recorded on its bond registers and other books of account, and verified by the examination and audit of certified public accountants; therefore,

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

THAT the City Manager be, and he is hereby, authorized and directed to destroy, or cause to be destroyed, by cremation in the City Incinerator before witnesses all such bonds and interest coupons, having been fully recorded and verified as above stated.

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

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and Councilman Thornberry

Noes : None

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the following named persons owed delinquent taxes to the City of Austin; and

WHEREAS, the City Assessor and Collector has collected the amounts shown herein for the years indicated;

Dave Hodges	-	1945	-	\$ 8.23
E. K. Spahr	-	1942	-	8.05
John S. Rudd, Jr	-	1938 and 1939		16.65
Jack H. Jordan	-	1945	-	6.35
Ray Strauss	-	1941, 1942, 1943, 1945		27.60
Joe D. Cope	-	1940 and 1942		7.80
Delbert L. Bonham	-	1942 thru 1945		95.38
Bill L. Andrews	-	1942		7.94
George W. Sanders	-	1940 thru 1944		8.39
Alden Anderson	-	1942		5.75
Duval C. Jarl	-	1937 thru 1945		31.26
M. C. Nehring	-	1937 thru 1940		16.91
J. J. Fleming	-	1942 and 1943		14.72
R. C. Smith	-	1943 and 1944		36.94
L. R. Lancaster	-	1942, 1944 and 1945		2.67
Dr. Joe W. Bailey	-	1945		7.87
William J. Pugh	-	1945		4.70
Ed J. Alff, Jr	-	1939, 1940, 1941		1.25
William B. Kelly	-	1944		6.23
Felix Garza	-	1932 thru 1937, 1942		87.59
Julian C. Clopton, Jr	-	1945		12.11
				<u>\$414.39</u> ; and

WHEREAS, on the above accounts penalties and interest in the sum of \$55.15 was collected; Therefore,

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

THAT the Tax Assessor and Collector be, and he is hereby, authorized

and directed to clear the above accounts as paid for all years indicated.

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

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

Councilman Bartholomew nominated Dr. Ben M. Primer as City Health Officer for the ensuing two years. There being no other nominations, the roll was ordered called on the nomination of Dr. Ben M. Primer, and the same was confirmed by the following vote:

Ayes : Councilmen Bartholomew, Glass, Johnson, Mayor Miller, and  
Councilman Thornberry

Noes : None

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

Approved:

*Tom Miller*

MAYOR

Attest:

*Helene M. Kellen*

CITY CLERK