

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, July 26, 1934.

The meeting was called to order, with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen G. F. Alford, G. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 5; absent, none.

The Minutes of the last regular meeting were read and Councilman Gillis moved the adoption of same as read. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

E. J. Palm, et al., complained to the Council of a nuisance created by the keeping of a Shetland pony and several vicious dogs on the premises of Dr. H. L. Hilgartner at 13th and Rio Grande Streets. The matter was taken under advisement with the City Attorney.

The Mayor laid before the Council the following ordinance:

AN ORDINANCE CREATING THE OFFICE OF INSPECTOR OF PLUMBING AND A BOARD FOR THE EXAMINATION OF PLUMBERS, TO BE KNOWN AS THE EXAMINING AND SUPERVISING BOARD OF PLUMBERS; AND TO PROVIDE FOR AN INSPECTION OF PLUMBING AND DEFINING THE MEANING OF THE WORD "PLUMBING" AS EMBRACED IN THIS ORDINANCE; AND TO REGULATE THE TAPPING OF SANITARY SEWERS AND CESSPOOLS; AND REGULATING HOUSE DRAINAGE AND PLUMBING; AND PROVIDING FOR THE EXAMINATION AND LICENSING OF PLUMBERS; AND FURTHER PROVIDING THE METHOD OF OBTAINING PERMITS TO MAKE SANITARY SEWER CONNECTIONS AND PLUMBING INSTALLATIONS; AND FURTHER PROVIDING THE MANNER AND MEANS OF MAKING CONNECTIONS; AND PROVIDING REGULATIONS WITH REFERENCE TO INSTALLATION AND MAINTENANCE OF PLUMBING AND SEWERS IN THE CITY OF AUSTIN; AND DEFINING THE DUTIES OF EXAMINING AND SUPERVISING BOARD OF PLUMBERS; AND DEFINING THE DUTIES OF PLUMBING INSPECTOR; AND FIXING THE INSPECTION FEES TO BE PAID BY MASTER PLUMBERS, AND FIXING THE LICENSE FEES FOR MASTER PLUMBERS AND JOURNEYMAN PLUMBERS EXAMINED; AND PROVIDING FOR THE DISPOSITION OF SAID FEES; AND FURTHER PROVIDING THAT NO PERSON SHALL DO ANY PLUMBING WORK OF ANY CHARACTER WITHOUT FIRST OBTAINING A PERMIT FROM THE PLUMBING INSPECTOR AND SUCH WORK TO BE DONE SUBJECT TO HIS APPROVAL; REPEALING ALL ORDINANCES AND PARTS THEREOF IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING PENALTIES FOR VIOLATION OF THIS ORDINANCE.

The above ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance placed on its second reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was then read the second time and laid over.

A committee from the Plumbers' Union was present and indorsed the above ordinance.

J. F. Lawrence protested the passage of the proposed ordinance regulating fishing in the Colorado River. After a discussion of the matter, the City Attorney was instructed to prepare an ordinance, for passage at the next regular meeting, prohibiting fishing with a trot line in the Colorado River from the Dam to Barton Creek and in Lake Austin.

Councilman Alford was excused from the Council Chamber.

The Mayor laid before the Council the following resolution:

WHEREAS, On June 30, 1934, Eldred McKinnon tendered his resignation as City Treasurer of the City of Austin; therefore

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

THAT the resignation of said Eldred McKinnon as City Treasurer be accepted, such acceptance to become effective when his successor has been elected and qualified.

The foregoing resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor Miller, and Councilman Wolf, 3; nays, none; Councilman Alford absent; Councilman Bartholomew present but not voting.

The Mayor laid before the Council the following resolution:

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

THAT Walter Bremond be and he is hereby elected City Treasurer of the City of Austin under the same terms, limitations and conditions as applied to the election and incumbency of Eldred McKinnon, and to serve in such capacity until a City Treasurer can be elected according to the provisions of the City Charter.

Upon motion of Councilman Gillis, the above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor Miller, and Councilman Wolf, 3; nays, none; Councilman Alford absent; Councilman Bartholomew present but not voting.

The Mayor laid before the Council the following resolution:

WHEREAS, R. C. Hamby has made application to the City Council for permission to construct a commercial driveway on the south side of West 6th Street, opposite a portion of Lot No. 7, Block No. 50, of the Original City of Austin, Travis County, Texas, which Lot No. 7 is owned by Mrs. J. B. Fischer and is locally known as No. 611 West 6th Street, said driveway to be constructed in accordance with the plan hereto attached marked 2-H-381; and

WHEREAS, The City Council has favorably considered the granting of said request; therefore,

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

THAT the said R. C. Hamby is hereby granted permission to construct a commercial driveway opposite above described property, subject to the construction of concrete ramps, curbs, driveway and expansion joints as shown upon the plan hereto attached, marked 2-H-381, which plan is hereby made a part of this resolution, and further subject to the provision that all concrete work constructed within the city street area shall be done by a bonded sidewalk contractor and in accordance with lines and grades furnished by the City Engineer of the City of Austin and under the supervision and direction of the City Engineer of the City of Austin.

Upon motion of Councilman Wolf, the resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; absent, Councilman Alford, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, The Federal Emergency Administration of Public Works has approved a loan and grant to the City of Austin of \$500,000 for the construction of a sewage disposal plant for the City of Austin; and

WHEREAS, It is desirable that this plant be located on a site removed from any residential portions of the City, and that same be located in such manner as to permit the gravity flow of the sewage from the present pump station and on a site that can be made safe from overflow and will be convenient to the Colorado River for the discharge of effluent from the plant; and

WHEREAS, The City Manager, the City Engineering Staff, and the State Health Department have investigated several locations to meet the above considerations and other economic and engineering requirements, and have found that the location of the plant on the land hereinafter described will be remotely situated from any residential settlement, and will

provide gravity flow of the sewage from the present pump station, and that same is located convenient to the Colorado River with satisfactory river frontage, and that the foundations are satisfactory, and that no ground water difficulties will be encountered, and therefore recommend that the City purchase said land for such purpose in preference to all other feasible locations that have been investigated, in which recommendation they are joined by the State Health Department and the State Sanitary Engineer; therefore,

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

THAT approval of the purchase of said land is hereby given, and the City Manager be and he is hereby authorized and directed to purchase in the name of the City of Austin from A. D. Bolm for the cash consideration of \$5500.00, and upon condition that good title be shown to said land upon examination by the City Attorney, the following described land:

Thirty-one (31.0) acres of land in Travis County, Texas, the same being a portion of a tract of land comprising 132 acres, and which 132-acre tract of land is situated on the north or northwest side of the Colorado River about 3000 feet down stream from the Montopolis Bridge over the Colorado River, said tract of land being owned by vendor, and being known at one time as the Arnold Chote place, and which 31.0 acre tract of land is bounded on the south and east by the Colorado River and on the west by the W. H. Gardner tract of land and by a 13 foot lane leading southerly from the county road to said Gardner tract, said 31.0 acre tract of land being described approximately by metes and bounds as follows:

Beginning at a point in the west fence line of the aforesaid A. D. Bolm tract and in the east line of said 13 foot lane leading southerly from a County Road to the W. H. Gardner tract, and from which point of beginning the point of intersection of the west line of said A. D. Bolm tract and the south fence line of a County Road bears N. 30°05' E. 559 feet; thence following said Bolm's west line and the east line of said 13 foot lane and the east line of said W. H. Gardner tract S. 30°05' W. 1866 feet to a point in the normal low water wet bank of the Colorado River on its north or northwest side; thence down the Colorado River following said wet bank with the following three courses: N. 69°30' E. 887 feet; N. 64°30' E. 1102.1 feet; N. 41°10' E. 300 feet; and thence N. 61°10' W. 1203.5 feet to a point; thence N. 30°05' E. 590 feet to a point; thence N. 61°10' W. 40 feet to a point; thence S. 30°05' W. 590 feet to the point of beginning.

BE IT FURTHER RESOLVED:

THAT whereas, the land above described will be used by the City of Austin for the location and maintenance of its sewage disposal plant; therefore, the sum of \$5500.00 be and the same is hereby appropriated out of the Water, Light and Power Fund of the City of Austin not otherwise appropriated, for the purpose of paying the purchase price for said land, and that a warrant for said amount, payable to A. D. Bolm, be issued and delivered to him upon the approval of the title by the City Attorney and delivery to the City of the warranty deed of said A. D. Bolm to said land.

Upon motion of Councilman Wolf, the resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

The application of O. I. Leach, 608 Rio Grande Street, for license to operate as a taxicab a Plymouth Sedan, 1933 model, Factory No. P0190235, State Highway License No. 959-704, was read. Councilman Bartholomew moved that, in view of the traffic record of applicant, the license be denied. The motion carried by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, The inventory, machinery, furniture and fixtures of Bothager Motor Company, situated at 304-308 East 5th Street, Austin, Texas, was assessed at a valuation of \$21,365.00 for taxes for the year 1933; and

WHEREAS, The City Council, after investigation, finds that the valuation for said year was excessive; therefore,

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

THAT the assessed valuation on said property for taxes for the year 1933 be corrected and changed from \$21,365.00 to \$7095.00; provided that said change shall be made on the rolls of the Tax Collector only upon payment of the taxes in full before August 1, 1934.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

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

THAT the sum of \$697.00 be and the same is hereby appropriated out of the Water and Light Fund, not otherwise appropriated, for the purpose of buying one Ford V8 Tudor Sedan for the Sewer Department.

The resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

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

THAT the firm of Hawley, Freese & Nichols of Fort Worth, Texas, be nominated to serve as consulting engineers of the City of Austin on PWA construction projects, consisting of a settling basin, head house, filtration plant work, sewage disposal plant, water line extensions, and sewer line extensions; and

BE IT FURTHER RESOLVED:

THAT the City Council recommends the approval of said firm by the State Engineer.

Upon motion of Councilman Gillis, seconded by Councilman Wolf, the resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, The City Council desires to reduce the tax rate for the year 1934 from \$2.25 to \$2.15 and at the same time not to reduce or impair the services of the City to the public during the year 1935; but such reduction can not be safely made except by the collection of the delinquent taxes; and

WHEREAS, The City Council, recognizing that we have been in the midst of hard times, has not been disposed to collect the taxes by compulsory methods; and

WHEREAS, The majority of the tax-payers have voluntarily and patriotically paid their taxes and have thus enabled the City government to carry on the public's business, but many tax-payers have failed to pay at all, resulting in an enormous delinquency, which must be reduced in order to make possible the reduction above stated and to avoid a deficit at the end of the current year; and it will depend entirely upon the result of the collection of taxes during the remainder of the current year as to whether or not the City Council will be able to make such tax rate reduction; therefore,

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

THAT the City Attorney is instructed to collect at the earliest possible time and before the end of the current year all delinquent taxes due the City of Austin.

The above resolution was adopted by a vote of 4 ayes; nays, none; absent, 1.