

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 10, 1924.

Mayor Pro tem Haynes and Councilman Searight met, but no quorum being present the meeting was postponed until 3:00 P. M.

AFTERNOON SESSION

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; absent, none.

The Minutes of the last meetings were read and upon motion of Councilman Haynes were adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none.

The bid of G. R. Miller for the Miller Surfacing Company for the retreatment of 75,000 square yards of paved streets was read and Councilman Searight moved that same be accepted as the lowest and best bid. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none.

The following bids for the construction of a storm water sewer, curb, cement gutter and combination curb and gutter in Oakwood Cemetery were opened and read:

Wallace R. Miller;
Jno. O. Johnson;
Ben J. Knaps.

Councilman Avery moved that all bids be referred to Councilman Searight and City Engineer, C. E. Leonard, for their report back to the Council. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none .

Upon the recommendation of the Safety Committee , Councilman Avery moved that the application of Mrs. C. A. Cabaniss to construct a cement bath room at her residence on East 2nd Street be granted. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none.

The monthly reports of Fred Sterzing, Assessor and Collector, Robert Rockwood, Fire Marshal, Miss Nellie M. Hall, Secretary United Charities, and Miss Anna R. Fuchs, Public Health Nurse, were read and ordered filed.

Councilman Haynes introduced the following resolution:

WHEREAS, the Board of Equalization in placing the valuation of the improvements on parts of Lots 41 and 42, Outlet 19, Division "D", owned by Mrs. Annie E. Pitts, at \$3665.00 for taxes of 1923, made an error in taking the valuation of improvements on adjoining lot. The valuation of the improvements on Mrs. Pitts property under the Unit System really should have been placed at \$3000.00, as per memoranda made by the Board,

Therefore,

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

That the Assessor and Collector be and he is hereby instructed to correct the error on his rolls and take credit for \$665.00 reduction in the valuation made by error of the Board of Equalization.

The above resolution was adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery , Haynes, Nolen and Searight, 5; nays, none.

Councilman Haynes introduced the following resolution:

WHEREAS, the Board of Equalization in adjusting the valuation of the property of the Plantation & Consumers Coffee Company reduced the same from \$2050.00 for taxes of 1923 to \$1570.00, but failed to note the reduction on the tax rolls,

Therefore,

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

That the Assessor and Collector be and he is hereby instructed to make the correction on his rolls and the City Clerk be and he is hereby instructed to issue a warrant to Mr. Henry Petri for Plantation & Consumers Coffee Company against the General Fund for \$11.26, amount of taxes overpaid by him on said erroneous assessment of \$2050.00 instead of \$1570.00 valuation fixed by the Board.

The above resolution was adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none.

Councilman Haynes introduced the following resolution:

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

That the delegates from the City of Austin to the Convention of the Sons of Hermann being held at Fredericksburg, Texas, on April 14th, to 17th, inclusive, be and they are hereby requested to extend to the Association an invitation to hold their next convention in this, the capital city, with the assurance of a hearty welcome and appreciation of our people.

The above resolution was adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none.

Councilman Haynes moved that J. H. Rogers, City Marshal, be authorized to sell to the highest bidder certain junk accumulated by the Police Department. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none.

Councilman Searight introduced the following ordinance:

AUTHORIZING THE HOUSTON & TEXAS CENTRAL RAILROAD COMPANY TO CONSTRUCT A TRAIN SHED FOR ITS PASSENGER TRAINS AT ITS DEPOT ON THE NORTH SIDE OF THIRD STREET, AND EXTENDING FROM CONGRESS AVENUE TO BRAZOS STREET.

The ordinance was read the first time and Councilman Searight moved that the rule be suspended and the ordinance placed on its second reading. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none.

The ordinance was read the second time and Councilman Searight moved that the rule be further suspended and the ordinance placed on its third reading and final passage. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none.

The ordinance was read the third time and passed finally by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; nays, none.

The Council then recessed.

The Minutes of the last meetings were read and upon motion of Councilman Haynes were adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; naves, none.

The petition of Dotson Girard and others asking the completion of the opening of the alley between 30th and 31st Streets was read and Councilman Haynes moved that same be referred to Councilman Searight. Motion prevailed by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; naves, none.

Councilman Haynes introduced the following resolution:

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

That in order to correct an error of the Board of Equalization in the valuation placed by them on the improvements of Mrs. Alice Stovall, 402 West 24th Street, for taxes of 1923, the Assessor and Collector is hereby instructed to correct the erroneous valuation of \$12,000.00 placed by the Board on said improvements through erroneous information, to \$6,000.00, and take credit for the amount of reduction.

The above resolution was adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; naves, none.

Councilman Haynes introduced the following resolution:

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

That, in consideration of the statement of Dr. Thos. W. Currie as to the sole use of the property of the Presbyterian Theological Seminary for semi-charitable educational purposes, and on the recommendation of the Board of Equalization herewith attached, the Assessor and Collector is hereby authorized and instructed to accept the taxes for 1923 on said property at the valuation of \$44,990.00 as rendered and approved by the Board of Equalization instead of on the Unit valuation as shown by his rolls, and to take credit for the difference.

The above resolution was adopted by the following vote: Ayes, Mayor Yett, Councilmen Avery, Haynes, Nolen and Searight, 5; naves, none.

On motion of Mayor Yett, the following agreement between the attorneys representing the City of Austin and the attorney representing the defendant, W. E. Dozier, in cause of The City of Austin No. 38537, vs. W. E. Dozier, in the 26th Judicial District Court of Travis County, Texas, modifying the judgment in said cause so as to let the sidewalk and curb and gutters mentioned in said judgment remain where they are, was by the City Council approved and said agreement ordered entered as a part of the minutes of this meeting.

"CITY OF AUSTIN } No. 38537.

 } In the District Court of Travis County, Texas,
W. E. DOZIER. | 26th Judicial District.

It is hereby agreed by and between the plaintiffs, The City of Austin, and defendant, W. E. Dozier, that the judgment heretofore rendered and entered herein be modified and changed as follows, to-wit:

The plaintiff, The City of Austin, hereby waives that part of said judgment which requires the defendant, W. E. Dozier, to take up and remove (cont'd p. 289)