

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, March 31, 1932.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; absent, none.

The Minutes of the last meeting were read and Councilman Mueller moved the adoption of same as read. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Mayor stated that the Council would again take up for consideration the petition heretofore presented, asking for the annexation, for school purposes only, of certain territory just north and west of the State School for the Blind.

J. M. Patterson, Attorney for the Austin School Board, spoke of the desirability of having this territory annexed on account of the number of transfers from same to the city schools, resulting in a financial burden to the city.

J. A. Biggers and wife were present and stated reasons why the petition should be granted.

Mrs. R. A. Felter, County School Superintendent, Mrs. C. A. Stoermer, and other interested citizens were also present and urged that this petition be denied for the reason that the granting of same would shorten the term of school of the remaining district by approximately two months.

Following the above discussion, Councilman Mueller moved that the petition to have the territory just north and west of the State School for the Blind, same being out of Esperanza Common School District No. 7, annexed to the City of Austin for school purposes only, be denied. Motion was seconded by Mayor McFadden and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The bids of Ahrens-Fox Company and Benson Motor Company on apparatus for the Fire Department submitted at the last regular meeting of the City Council were withdrawn by said bidders at their request.

Councilman Mueller, reporting for the committee that had been appointed to consider the bids for the purchase of fire apparatus received and opened at the last regular meeting of the City Council and also to examine into the merits of the apparatus offered by the various bidders, stated that the committee after due consideration of said bids and apparatus recommended the purchase of the apparatus offered by the Seagrave Corporation, and in accordance with said recommendation, moved that the bid of the Seagrave Corporation be accepted and that the contract to purchase one Model 6 LT, 750 G. P. M. Motor Pumping Engine, with 100 Gallon Booster Tank, four wheel brakes, wind shield, rear suction, auxiliary cooling system and other special features, completely equipped as per specifications attached to said bid, for the sum of \$12,500.00 be awarded to the Seagrave Corporation. Motion was seconded by Councilman Steck and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, Councilman Alford, 1.

Councilman Alford was excused from further attendance upon the meeting.

The Mayor laid before the Council the following:

"Austin, Texas, March 31, 1932.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas,

Dear Sir:

We find that the City Council of the City of Austin heretofore approved as a filling station site the southeast corner of Ruiz Street and Twelfth Street subject to the presentation of plans for a definite project being submitted to the City Engineering Department before final approval was granted, or a permit issued. The City Council previous action is recorded in City Minute Book 13, Pages 78-79 and dated October 22, 1931. Since this date, Riley Severn has purchased the property and presented his application together with proposed plans for a permit for a gasoline filling station. We find that the property is located upon land which has been placed within the "C" Commercial Use District by the City Council of the City of Austin.

We recommend that Riley Severn be granted a permit to construct and operate said filling station subject to the following conditions:

(1) That all buildings constructed or remodeled and equipment shall be placed inside of the property line. Lines and grades to be obtained from the Engineering Department for entrances and driveways, building plans to be approved by the City Building Inspector. That the applicant shall confer with the City Engineering Department as to the future grades of the sidewalk or adjacent streets before he starts any construction relating to the filling station.

(2) That all construction of the filling station improvements shall be in accord with the Building Ordinance, Zoning Ordinance, Filling Station Ordinance and in accord with the Ordinance prohibiting the disposal of commercial water or oil upon the city streets.

(3) That the grades of the station shall be such that no waste oils or water or any floor washing shall ever pass over the city sidewalk area, and that all said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-146, and shall be conducted by a pipe connection from said grease and sand trap to the nearest practical storm sewer at the expense of the applicant.

(4) That all pumps shall be located not less than 10 feet distant from any street line.

(5) That all ramps, curb returns and sidewalk area adjacent to the property shall be located in accordance with plan 2-G-168 and shall be constructed of concrete as shown by crayon colors on said plan 2-G-168, which plan is hereby made a part of this resolution.

(6) That before use of said station the owner shall apply to the Building Inspector for final inspection when he considers that he has complied with all the requirements of the City.

(Sgd) G. S. Moore, Building Inspector.

Orin E. Metcalfe, City Engineer."

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

THAT the City Council of the City of Austin hereby approves Lot 1, Block 1, of the Silliman Addition out of Division "Z" of the Government Outlots of the City of Austin, being located at the southeast corner of Twelfth Street and Ruiz Street, as a filling station site and hereby authorizes Riley Severn to construct and operate a filling station on said property subject to same's being constructed according to the foregoing attached recommendations and plans which are hereby made a part of this resolution, and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all of 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 proper police, traffic and fire regulations, and the right of revocation is retained if, after hearing, it is found by the City Council that Riley Severn has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, the Highway Department of the State of Texas has made application to the City Council for permission to construct a steam tunnel in the streets of the City of Austin hereafter named and said application has been considered by the City Council, therefore,

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

THAT the State of Texas be and the same is hereby permitted to lay and construct its steam tunnel in and upon the following streets:

A steam tunnel in EAST ELEVENTH STREET beginning at a point 35.5 feet south of and 3 feet east of the intersection of the centerline of East Eleventh Street and the west line produced of Brazos Street Alley.

Thence in a westerly direction with the centerline of a steam tunnel 35.5 feet south of and parallel to the centerline of said East Eleventh Street a distance of 122 feet to a point 7.5 feet east of the east line of Brazos Street.

Thence in a southwesterly direction with the centerline of said steam tunnel a distance of 29 feet to a point on the east curb line of Brazos Street, which point is 4 feet south of the south line of East Eleventh Street and 60 feet east of the east line of Brazos Street.

Thence in a westerly direction with the centerline of said steam tunnel, 4 feet south of and parallel to the south line of East Eleventh Street a distance of 60 feet to point of termination on the west line of Brazos Street which point of termination is 4 feet south of the south line of said East Eleventh Street.

That the Highway Department of the State of Texas 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. When the Highway Department of the State of Texas requires definite information upon the ground as to elevations or working points from which to base the location of their steam tunnel assignment they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Highway Department of the State of Texas shall bear the expense of repairs or replacement of any underground utility damaged during the course of construction or maintenance of the steam tunnel described in this resolution; and

That all sidewalk damaged during the course of construction or maintenance of the steam tunnel line named above shall be replaced at the expense of the Highway Department of the State of Texas; and

That the City of Austin's standard specifications for sidewalk construction shall be followed in replacing or repairing all sidewalks torn out or damaged during the course of construction or maintenance of the steam tunnel named above except that the concrete used in making such replacements or repairs shall be proportioned as follows: One (1) part of cement to two (2) parts of sand to four (4) parts of screened rock or gravel (1:2:4). All sidewalk repairs and replacements shall be made by a bonded sidewalk contractor, but employed by the Highway Department of the State of Texas, or their general contractor; and

That all pavement repairs shall be made by the City of Austin at the expense of the contractor employed by the Highway Department of the State of Texas; and

That before beginning any work on the steam tunnel the contractor shall place in escrow with the City Finance Director a check in the sum of \$145.75 to provide for the replacement of pavement damaged during the course of construction of the steam tunnel described above; and

That arrangements shall be made to pass underneath all city-owned utilities that may cross the path of the steam tunnel described above; and

That the Highway Department of the State of Texas shall make arrangements with all parties operating public utilities under a franchise right for changing the grades of the various utilities if such changes are desired; and

That at least 14 feet of vehicular traffic way shall be kept open on Brazos Street at all times during the course of construction or maintenance of the steam tunnel named above; and

That water must be used at intervals during the course of back-filling of the ditches; and

That the construction and maintenance of said steam tunnel, including the excavation in the streets and the restoration and maintenance of said streets after said steam tunnel has been constructed, shall be under the supervision and direction of the City Manager.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, it appears from the statement of John Bremond Company that said Company in rendering their assessment of merchandise on hand January 1, 1931, failed to deduct the customary 10% depreciation allowed merchandise of this character, said stock of goods being rendered for \$85,918.00, when same should have been rendered at \$77,325.00; and

WHEREAS, the Tax Assessor and Collector recommends that an adjustment be made on said assessment, in view of the fact that a 10% depreciation on stock of wholesale grocery concerns is allowed;

Now, therefore,

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

That, for the reasons above stated, the assessment of merchandise belonging to the said John Bremond Company for the year 1931 be changed from \$85,918.00 to \$77,325.00, and the Assessor and Collector is hereby authorized to change his rolls accordingly.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following ordinance:

AN ORDINANCE GRANTING TO THE INTERNATIONAL-GREAT NORTHERN RAILROAD COMPANY THE RIGHT TO CONSTRUCT, MAINTAIN AND OPERATE A TRACK OVER AND THROUGH THE ALLEY RUNNING THROUGH BLOCKS 23 AND 22, AND OVER AND ACROSS SAN ANTONIO STREET, FOR THE PURPOSE OF SERVING BLOCKS 187 AND 188, IN THE CITY OF AUSTIN, SUBJECT TO CERTAIN CONDITIONS.

The above ordinance was read the first time and laid over.

The Mayor laid before the Council the following resolution:

WHEREAS, the Parks and Playgrounds Commission has recommended that the lighting facilities at House Park be extended and adjusted in order that sufficient light will be furnished for the conduct of night games of baseball and any other games that may be played there at night, at an estimated cost of \$2,800.00; and

WHEREAS, the Board of Trustees of the Austin Public Schools in 1931 spent the sum of \$2,000.00 for the installation of the present lighting system at House Park; and

WHEREAS, an agreement has been made with the Board of Trustees of the Austin Public Schools that the City Recreation Department shall have the exclusive use of the Park and

its equipment during the months of June, July and August of each year, and when the Recreation Department shall desire to use the Park during any other months of the year, permission shall be granted for such use provided that it does not interfere with the program of the Austin Public Schools Athletic Council; and

WHEREAS, the Board of Trustees of the Austin Public Schools has agreed to pay \$400.00 as their part of the cost of the above mentioned extension and adjustment; now, therefore,

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

THAT the sum of \$2,400.00 be appropriated out of the Parks and Playgrounds Bond Fund for the purpose of paying for the City of Austin's part of the cost of the extension and adjustment of the lighting system at House Park.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, there appears to be unpaid city taxes on Lot 2, Block "B", north one-half of Outlot 57, Division "O", Free & Williams Addition, City of Austin, in the name of Roy H. Piper for the years 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, and 1931, inclusive, amounting to \$149.26, to which is added penalties amounting to \$16.08, interest amounting to \$45.55, court costs amounting to \$35.55, and interest on court costs amounting to \$8.53; and

WHEREAS, Roy H. Piper is dead, and it is deemed wise and expedient that the City remit the accrued interest, penalties, and court costs as above stated, upon the payment by the estate of Roy H. Piper, deceased, of the full amount of taxes as above stated;

Therefore,

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

That said interest, penalties, court costs and interest on court costs are hereby remitted and same shall be cancelled when payment of said taxes is made; and upon such payment, the City Assessor and Collector of Taxes is instructed to issue proper tax receipts and acquittances, and to adjust his rolls accordingly.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The City Manager was authorized by the Council to grant the Girl Scout Organization permission to have a caretaker and his family live in their hut at Barton Springs in order to protect the premises.

Councilman Mueller moved that the bid of Brown & Root, in the amount of \$5185.00, for the laying of a double surface bituminous treatment on East Avenue or Cameron Road from the north line of the Manor Road to the northeastern city limits, be accepted and the City Manager be authorized to enter into contract accordingly. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

A report from the Superintendent of Recreation, indorsed by the City Manager, recommending that the City accept the offer of the Westenfield Bathing Pool from the Enfield Realty & Home Building Company, was read, and in accordance with said recommendations, the Council instructed the City Manager to take over and operate said pool for the coming season on the same basis as that of last summer.

The City Manager submitted to the Council a request from the Negro Citizens Council asking that flood lights be installed at Rosewood Park. The City Manager was instructed

to refer the matter to the Park Board for attention.

No further business coming before the Council, Councilman Steck moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The Council then recessed.

Approved: *O. H. McFadden*
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 7, 1932.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; absent, none.

The Minutes of the last meeting were read and Councilman Mueller moved the adoption of same as read. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

Councilman Mueller moved that the Architect for the Austin Public Library Building be instructed to include in the specifications for said building the following provision: That contract will be awarded to Austin tax-paying contractors and Austin labor only, and, all things being equal, that preference be given to Austin material. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Mayor laid before the Council the following :

"Austin, Texas, April 7, 1932.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

The following is a comparison of the bids received for the sprinkling system to be placed in East Avenue Park between 8th and 14th Streets:

Bacons 2 in I Service - - - - -	\$2134.50
John Wattering - - - - -	2145.00
Adolph Schutze - - - - -	2169.45
Fox-Schmidt - - - - -	2345.00
Geo. B. Brombaugh - - - - -	2373.00
N. A. Saigh Co. - - - - -	2975.00
John L. Martin - - - - -	2993.00

I recommend that the contract be awarded to the low bidder, Bacons 2 in I Service.

Respectfully submitted,

(Sgd) Orin E. Metcalfe,
City Engineer. "