

Mueller and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden and Councilman Mueller, 3; nays, none; absent, Councilmen Alford and Steck, 2.

The Council then recessed.

APPROVED:

J. W. McFadden
MAYOR.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, July 21, 1932.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; absent, Councilman Steck, 1.

The Minutes of the Regular Meetings of July 7th and 14th were read and Councilman Alford moved the adoption of same. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

Messrs. Mims, Hare and Gove, owners of 10¢ taxi services, appeared before the Council and stated that they were going to make an effort to comply in every way possible with the provisions of the ordinance regulating the operation of taxicabs as recently amended. The Mayor expressed the thanks of the Council for their cooperation.

A petition signed by a number of property owners and residents on what was formerly Oakview Drive, protesting the changing of the name of this street to Hampton Road, was read, and action on the matter postponed, pending an expression from other residents on the street.

A report by H. R. F. Helland, Consulting Engineer, stating that the Southern Paving Company has completed the paving, resurfacing and other improvements on Congress Avenue from the Colorado River Bridge to the north curb line of Eleventh Street, and on East Sixth Street from the east line of Congress Avenue to the west line of East Avenue, being District P-188, and recommending the acceptance of same, was read.

The Mayor then laid before the Council the following resolution:

**RESOLUTION ACCEPTING STREET IMPROVEMENTS CON-
STRUCTED BY SOUTHERN PAVING COMPANY ON PORTIONS
OF CONGRESS AVENUE AND EAST SIXTH STREET IN THE
CITY OF AUSTIN, TEXAS, AND PROVIDING FOR PAYMENT
OF ANY BALANCE DUE BY THE CITY FOR THE COST OF
SAID STREET IMPROVEMENTS.**

WHEREAS, on the 29th day of October, A. D. 1931, the City of Austin entered into a contract with the Southern Paving Company whereby said company agreed to construct street improvements upon Congress Avenue from the Colorado River Bridge to the north curb line of Eleventh Street and on East Sixth Street from the east line of Congress Avenue to the west line of East Avenue, known and designated as Unit No. P-188; and

WHEREAS, said contractor has fully completed the street improvements upon the unit or district above described in accordance with its contract and the plans and specifications made a part thereof and said improvements have been found satisfactory and approved by the

Consulting Engineer of the City, and have been found satisfactory and in accordance with the contract by the City Council of said City; and

WHEREAS, said contractor has filed a maintenance bond guaranteeing the maintenance of improvements above described and said bond has been approved by the City Council of said City; Therefore,

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

I.

That the street improvements constructed by Southern Paving Company upon said portions of Congress Avenue and East Sixth Street hereinbefore described be and the same are hereby in all things approved and accepted by the City of Austin.

II.

That any balance of the cost of said improvements agreed to be paid by the City of Austin be forthwith paid to said contractor.

III.

That this resolution shall take effect at once.

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

The Mayor laid before the Council the following:

"Austin, Texas, July 20, 1932.

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

Dear Sir:

Pursuant to your request, I have investigated the application of Henry Robinson, owner of that property which he describes as 902A E. 5th Street, and which is known as Lots 3, 4 and 5 of Block 2, Outlot #1, Division "A" of the Government Outlots adjoining the Original City of Austin, for a permit to construct a reinforced concrete platform five (5) feet wide adjacent to the building now existing upon his property.

The property is located on the north side of Fifth Street within the "D" Industrial Use District according to the zoning map of the City of Austin. Similar development of the sidewalk area has been permitted in the block immediately west. A railroad side track is already close to the sidewalk line.

I recommend that the request be granted subject to the following conditions:

(1) That the concrete platform shall be constructed in accordance with the accompanying plan marked 2-C-462.

(2) That the width of said platform shall not be greater than five (5) feet, and shall be adjacent to the existing building; and that the height shall not be greater than two and one-half (2½) feet above the adjacent railroad side track line.

(3) That the platform shall be so constructed that same can be used by the public for sidewalk purposes at any time, and that a long ramp or steps shall be constructed at each end of said concrete platform for the use of the public.

(4) Said platform shall not be used for the purpose of storage.

(5) That the reinforced concrete shall be composed of one part cement, two parts sand and four parts gravel, and shall be in accordance with the design shown on plan 2-C-462.

(6) All construction shall be in accord with the Building Code of the City of Austin and in conformity with State laws and regulations of the State Railroad Commission.

Yours very truly,

Orin E. Metcalfe,
City Engineer. "

WHEREAS, Henry Robinson has applied to the City Council for permit to construct a reinforced concrete platform on the north side of East 5th Street over the sidewalk adjacent to Lots 3, 4 and 5 of Block 2, Outlet #1, Division "A" of the Government Outlots adjoining the Original City of Austin; and

WHEREAS, the City Council has favorably considered said request and the recommendation of the City Engineer; therefore,

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

THAT Henry Robinson is hereby granted a permit to construct a reinforced concrete platform adjacent to the building which now exists on Lots 3, 4 and 5 of Block 2, Outlet #1, Division "A" of the Government Outlots adjoining the Original City of Austin, said platform to be built in accordance with plan marked 2-C-462 hereto attached, and the permit being subject to the following conditions:

(1) That the concrete platform shall be constructed in accordance with the accompanying plan marked 2-C-462.

(2) That the width of said platform shall not be greater than five (5) feet, and shall be adjacent to the existing building; and that the height shall not be greater than two and one-half (2½) feet above the adjacent railroad side track line.

(3) That the platform shall be so constructed that same can be used by the public for sidewalk purposes at any time, and that a long ramp or steps shall be constructed at each end of said concrete platform for the use of the public.

(4) That said platform shall not be used for the purpose of storage.

(5) That the reinforced concrete shall be composed of one part cement, two parts sand and four parts gravel, and shall be in accordance with the design shown on plan 2-C-462.

(6) All construction shall be in accord with the Building Code of the City of Austin and in conformity with State laws and regulations of the State Railroad Commission.

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

The application of C. A. Armacost for permit to construct a gasoline filling station at the northwest corner of South Congress Avenue and Riverside Drive, was read.

The Mayor then laid before the Council the following:

*Austin, Texas, July 20, 1932.

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

Dear Sir:

We have considered the application of C. A. Armacost for a permit to construct, maintain and operate a drive-in gasoline filling station to be located at the northwest corner of Riverside Drive and Congress Avenue, same being on a portion of the Isaac Decker Survey recently conveyed by M. H. Crockett to C. A. Armacost, and hereby advise that the following conditions exist:

(a) He proposes to construct his filling station on property which is shown on the zoning map as being located within the "C" Commercial Use District.

(b) A storm sewer exists within 30 feet of the property on which C. A. Armacost proposes to construct his filling station, and into which waste water can be concentrated.

(c) C. A. Armacost proposes to comply with all ordinances regulating filling stations.

We recommend that C. A. Armacost be granted a permit to construct and operate said filling station subject to the following conditions:

(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts, or equipment installed. Lines and grades to be obtained from the City 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 sidewalks and gutters on the 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 of 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 sand trap to the nearest city storm sewer at the expense of the applicant. Before commencement of any construction, the applicant shall apply to the City Engineer for an estimate of the cost of that portion of the storm sewer which will have to be built within any city street or alley and shall deposit in escrow a sum equal to said estimate with the City Finance Director.

(4) That pumps shall be located as shown on the plan hereto attached, marked 2-H-278.

(5) That all adjacent sidewalks, ramps and curb returns adjacent to that property to be developed as a filling station shall be constructed of concrete and in accordance with plan 2-H-278 as revised and shown by crayon cross hatching, which plan is hereto attached.

(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.

Respectfully submitted,

Orin E. Metcalfe,
City Engineer.

G. S. Moore,
Building Inspector. "

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

THAT the City Council of the City of Austin hereby approves the northwest corner of Riverside Drive and Congress Avenue as a filling station site, same being a portion of the Isaac Decker Survey, and hereby authorizes C. A. Armacost to construct and operate a filling station subject to same's being constructed and conforming with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans, 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 C. A. Armacost 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, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

Councilman Mueller moved that that portion of the permit granted by the City Council to Weed-Pelphrey on May 16, 1929, authorizing the construction of a commercial driveway on Twelfth Street for use in connection with their funeral home at No. 1200 Lavaca Street, as same appears of record in Minute Book No. 11, Page 248, be and the same is hereby revoked. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilman Alford, Mayor McFadden, Councilman Mueller, 3; nays, Councilman Gillis, 1; absent, Councilman Steck, 1.

The Mayor laid before the Council the following resolution:

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

That rate "F" contained in the resolution "Fixing Rates to be charged for service of electricity for lighting and power and prescribing certain conditions and regulations", adopted by the City Council on October 29, 1931, be and the same is amended so as to hereafter read as follows:

RATE "F"

Industrial Power Service

Rate:

Demand Charge:

\$2.50 per KVA for first 50 KVA of maximum demand per month, which includes the use of 50 KWH per KVA demand.
 \$1.50 per KVA for that demand in excess of 50 KVA per month, which includes the use of 50 KWH per KVA demand.

Energy Charge:

First 60 KWH per KVA of Demand per mo. -----1.2¢ per KWH
 Next 240 KWH per KVA of Demand per mo. -----1.0¢ per KWH
 All over 300 KWH per KVA of Demand per mo. -----8 mills " "

Minimum Charge:

The net minimum amount to be paid by the consumer to the Light & Power Department for service rendered during any billing period shall be equivalent to the demand charge of the consumer's maximum demand for each billing period, but not less than \$50.00.

Maximum Demand:

The term "Maximum Demand" for any billing period as used in this rate shall be the greatest average 15 minute peak recorded in any one month by the instrument or instruments installed by the City for such purpose, but in no event shall this demand be less than 20% of the maximum demand so established within the 12 months preceding.

Service Voltage:

Service under this schedule will be three phase, sixty cycles, alternating current at not less than 2200 volts (with reasonable variation in either direction to be allowed).

Consumers who furnish their own transformer shall be allowed a discount of 1% from gross bill for the month.

Application of Rate:

This rate is applicable to office buildings, manufacturing plants, mills and such other character of business having a connected load of not less than 50 KVA.

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

The Mayor laid before the Council the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER, IN BEHALF OF THE CITY OF AUSTIN, TO ACCEPT THE CERTAIN DEED FROM THE BOARD OF TRUSTEES OF THE PUBLIC FREE SCHOOLS OF THE CITY OF AUSTIN, CONVEYING TO THE CITY OF AUSTIN CERTAIN LANDS OUT OF THE WILLIAM BARTON LABOR SURVEY, HENRY P. HILL LEAGUE, AND GEORGE W. SPEAR LEAGUE, IN TRAVIS COUNTY, TEXAS; AUTHORIZING THE CITY MANAGER TO EXECUTE, IN THE NAME OF THE CITY OF AUSTIN, AND TO DELIVER TO SAID BOARD OF TRUSTEES, FIFTEEN (15) CERTAIN PROMISSORY NOTES IN PART PAYMENT THEREOF; APPROPRIATING THE SUM OF FIFTY THOUSAND (\$50,000.00) DOLLARS OUT OF THE PARKS AND PLAY- GROUND BOND FUND, AND TO ISSUE WARRANT FOR SAID AMOUNT, PAYABLE TO SAID BOARD OF TRUSTEES, IN PART PAYMENT THEREOF; AND PROVIDING FOR THE LEVY AND COLLECTION OF A TAX ANNUALLY SUFFICIENT TO PAY SAID NOTES AND INTEREST AS THE SAME MATURES.

The above ordinance was read the first time and Councilman Mueller moved a suspension of the rule and the placing of the ordinance on its second reading. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

The ordinance was read the second time and Councilman Mueller moved a further suspension of the rule and the placing of the ordinance on its third reading. Motion was seconded by Councilman Gillis, and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

The ordinance was read the third time and Councilman Mueller moved that same be finally passed. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

The Mayor laid before the Council the following:

"Austin, Texas, July 21, 1932.

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

Dear Sir:

We have considered the application of Brown & Root, Inc., for a permit to install a gasoline pump and underground storage tank at its building located at the northeast corner of the intersection of West Third Street with West Avenue on the premises described as Block 24 in the Original City of the City of Austin, said pump and storage tank to be used for the handling of gasoline for private use only, and we find that the following conditions exist:

That Block 24 is located within the "D" Industrial Use District as set forth on the Zoning map of the City of Austin.

We recommend that said permit be granted for private use only subject to the following conditions:

(1) That all equipment shall be placed not closer than 10 feet to any street or alley line.

(2) That all equipment shall be of the type and installation as required by the Filling Station Ordinance.

(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 the installation of a gasoline pump and underground storage tank for private use only on property located at the northeast corner of the intersection of West Third Street with West Avenue, such property being described as Block 24 of the Original City of the City of Austin, and hereby authorizes Brown & Root, Incorporated, to have such installation made, which installation shall be made in accordance with the provisions set forth in the Gasoline Filling Station Ordinance of the City of Austin; and no gasoline shall be sold at this location or from the pump and tank installed upon this property, and is further subject to all of the provisions and the attached recommendations, and the Building Inspector is hereby authorized to issue the proper permit for the operation of this gasoline pump and storage tank 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 Brown & Root, Incorporated, 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, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

All bids for bookstacks to be installed in the Public Library Building, heretofore submitted and opened on May 18, 1932, and thereafter revised on the same basis, having been duly considered, and it having been found that the bid of Remington-Rand, Inc., is the lowest and best bid therefor; thereupon Mayor McFadden moved that the contract therefor, in the sum of \$5125.00, be awarded to Remington-Rand, Inc., in accordance with the terms of

said bid, as revised; provided that said Remington-Rand, Inc., agree to deliver the book-stacks and equipment to the Library Building within sixty days after shop drawings are approved and measurements taken or established in said stack room, and that the work of installation shall be substantially completed within sixty working days after delivery to building, and that satisfactory bond shall be given to protect the City of Austin against any damages or delays by reason of patent infringement. The motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

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

The Council then recessed.

Approved: J. W. McFadden
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, July 28, 1932.

The meeting was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilman Mueller, 4; absent, Councilman Steck, 1.

The Minutes of the last meeting were read and Councilman Alford 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, Councilman Mueller, 4; nays, none; Councilman Steck absent, 1.

J. D. Pelphrey appeared before the Council and asked for permission to construct a concrete driveway into Twelfth Street at the Pelphrey Mortuary, 1200 Lavaca Street, stating the necessity for same. After hearing Mr. Pelphrey, the Council deferred action on the matter until the adjacent property owners could be given an opportunity to be heard.

W. T. Caswell and H. F. Kuehne, representing the Park Board, and Jac L. Gubbels, Landscape Architect, presented a sketch showing the proposed development of the Shoal Creek project and a request for a revision of the Park Budget for the financing of same. Action on the matter was deferred until the next regular meeting.

Councilman Alford was excused from the Council Chamber.

The Mayor laid before the Council the following ordinance:

AN ORDINANCE REGULATING TRAFFIC ON A CERTAIN PORTION OF EAST TENTH STREET, IN THE CITY OF AUSTIN, CUMULATIVE OF CERTAIN ORDINANCES HERETOFORE ORDAINED, REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND PRESCRIBING PENALTIES.

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