

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

Upon motion, seconded and carried, the meeting was recessed at 11:55 A. M., subject to call of the Mayor.

Approved: Tom Miller.
Mayor

Attest:

Hallie McKeel
City Clerk.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, March 31, 1938.

The City Council of the City of Austin, Texas, met in regular session at the regular meeting place at the City Hall in said City on March 31, 1938, at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, C. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 5; absent, none.

The reading of the Minutes was dispensed with.

A committee composed of David C. Bauer, Mrs. A. N. McCallum, and Mrs. Ella Jessen, came before the Council and asked that they be given an opportunity to present their plans for a city-county tuberculosis sanatorium at a joint meeting of the City Council and County Commissioners. The request was granted and the date of meeting set for Wednesday, April 6 next, at the Court House.

The following applications for zoning changes were submitted:

"Austin, Texas
March 29, 1938

Honorable Mayor and City Council
City of Austin.

Gentlemen:

The Housing Authority has tentatively designated all of the northwest corner of Outlot 62, Division "B", City of Austin, which is composed of the following property: Lots 1, 2, 3, and 4, Hart Subdivision, all of Caldwell Heights, the property owned by the Emancipation Park Association adjoining Lots 1 and 3 of the Hart Subdivision, the property owned by J. F. Lucksinger at the southeast intersection of Rosewood Avenue and Chicon Street, the property owned by Mary M. Doyle facing 147 feet on Chicon Street, and the property owned by Agnes Lucksinger facing 157 feet on Chicon Street as the location for the proposed negro housing unit of the Housing Authority project in Austin, and at this time this property is zoned as Class "A" Residential.

We request the City Council to submit this matter at the earliest possible moment to the Zoning Board of Adjustment for recommendations, and request that the entire area to be covered or occupied by this project be designated as Class "B" Residential, and that the Zoning laws of the City of Austin be changed accordingly.

Thanking you for your early consideration of this request, we are,
Yours very truly,

HOUSING AUTHORITY OF THE CITY OF AUSTIN
By E. H. Perry, Chairman. "

"Austin, Texas
March 29, 1938

Honorable Mayor and City Council
City of Austin

Gentlemen:

The Housing Authority has tentatively designated all of Blocks 3 and 4, Outlot 5, Division "O", all of Blocks 3 and 4, Outlot 6, Division "O", and all of Blocks 1 and 2, Outlot 22, Division "O" of the City of Austin as the location for the proposed white housing unit of the Housing Authority project in Austin, and at this time this property is zoned as Class "A" Residential.

We request the City Council to submit this matter at the earliest possible moment to the Zoning Board of Adjustment for recommendations and request that the entire area to be covered or occupied by this project be designated as Class "B" Residential, and that the Zoning laws of the City of Austin be changed accordingly.

Thanking you for your early consideration of this request, we are,

Yours very truly,

HOUSING AUTHORITY OF THE CITY OF AUSTIN

By E. H. Perry, Chairman. "

"Austin, Texas
March 29, 1938

Honorable Mayor and City Council
City of Austin

Gentlemen:

The Housing Authority has tentatively designated all of Outlot 26, except the south 150 feet, and all of Lots 9, 10, 11, 12, 13 and 14, Block 1, Industrial Addition, Outlot 10, Division "O", of the City of Austin as the location for the proposed Mexican housing unit of the Housing Authority project in Austin, and at this time this property is zoned as Class "A" Residential.

We request the City Council to submit this matter at the earliest possible moment to the Zoning Board of Adjustment for recommendations, and request that the entire area to be covered or occupied by this project be designated as Class "B" Residential, and that the Zoning laws of the City of Austin be changed accordingly.

Thanking you for your early consideration of this request, we are,

Yours very truly,

HOUSING AUTHORITY OF THE CITY OF AUSTIN

By E. H. Perry, Chairman. "

The following report of the Board of Adjustment was received:

"Hon. Mayor and City Council
Austin, Texas

Gentlemen:

The Board of Adjustment at a meeting held on March 29, 1938, passed the following resolution which is hereby submitted for your consideration:

R E S O L U T I O N .

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 30 of the Zoning Ordinance of the City of Austin has referred to the Board of Adjustment for its consideration the petition of the Housing Authority of the City of Austin for a change in the "Use" District designation of the following property in the City of Austin:

To change the "Use" District and Height and Area designations on all the property lying between Rosewood Avenue, Chicon Street, Hamilton Avenue, Bryan Street, and Northwestern Avenue, from "A" Residence, "C" Commercial and First Height and Area District, as shown on the present zoning map of the City of Austin, to a "B" Residence District and Second Height and Area District;

To change the "Use" District and Height and Area designations of all that area bounded on the north by East 4th Street as extended to Canadian Street and Santa Rosa Street to Perdenales Street, and on the east by Perdenales Street and on the south by an extension of 2nd Street between Perdenales Street and Canadian Street and the alley north of 2nd Street extending through to Comal Street, and on the west by Comal Street, which area is now shown on the zoning map of the City of Austin to be designated as "D" Industrial and "E" Unrestricted District and Third Height and Area District, to a "B" Residence District and Second Height and Area District, and

WHEREAS, the Board of Adjustment at a meeting held on March 29th, 1938, carefully considered the changing of the "Use" District designation and Height and Area designation

of the above described property in the light of the proposed location thereon of the Housing projects of the City of Austin and the effect of the same on the property immediately adjacent thereto; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT it is hereby recommended to the City Council that the above changes be made for the following reasons:

1. That in the case of the property on Rosewood Avenue and Chicon Street, which is to be occupied by the Negro Housing Project, the present designation as "A" Residential District and "C" Commercial District would preclude the erection thereon of the proposed projects inasmuch as this consists of multi-family dwellings which under the terms of the Ordinance are excluded from an "A" Residence District and that the property included in the above recommendation would permit expansion of this project in the future.

2. That the property lying between Comal and Perdenales Streets and 4th Street and the alley north of 2nd Street is to be occupied by the White Housing Project and Mexican Housing Project which are residential developments and therefore the present designation of this area as Industrial and Unrestricted Districts would not be in harmony with the nature and character of these developments and might be encroached upon by undesirable industrial developments which would be detrimental to the aims and purposes of the Housing Projects.

3. That while the areas designated above would not be covered by the present projects, sufficient additional property is included in the change to permit an expansion of these projects as well as to protect them from undesirable encroachments.

Respectfully submitted,

BOARD OF ADJUSTMENT

By H. F. Kuehne
Chairman. "

March 30, 1938.

A public hearing on the proposal to change the zoning of the property described in the foregoing report of the Board of Adjustment was called for Wednesday, April 20, at 11:00 A. M.

The following report of the Board of Adjustment was received:

"Hon. Mayor and City Council
Austin, Texas

Gentlemen:

The Board of Adjustment at a meeting held on March 24, 1938, passed the following resolution which is hereby submitted for your consideration:

R E S O L U T I O N .

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 30 of the Zoning Ordinance of the City of Austin, has referred to the Board of Adjustment for its consideration the petition of George E. Shelley, Agent and Attorney-in-fact, for Miss Lula Shelley for a change in the "Use" District designation of all of Shelley Heights Addition from "A" Residence District to "B" Residence District with the exception of Lots 1 to 6, inclusive, in Block D and Lots 1 and 2 in Block A, which are requested to be changed from "A" Residence District to "C" Commercial District; and

WHEREAS, the Board of Adjustment at a meeting held on March 24, 1938, carefully considered the changing of the "Use" District designation of this property, and has viewed the premises and carefully studied the conditions and developments surrounding same and considered this change from all points of view from sound zoning principles; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

That it is hereby recommended to the City Council that all of Blocks A, B, D, E, F, G in Shelley Heights Addition be changed from "A" Residence District to "B" Residence District with the exception of Lots 1, 2, 3, 4, 5, and 6 in Block D which are to be changed to "C" Commercial; Block C to remain as "A" Residence District for the following reasons:

1. That the above recommended change leaving Block C as now zoned as "A" Residence District and not changing Lots 1 and 2 in Block A to "C" Commercial District is acceptable to the petitioners.

2. That this subdivision is practically surrounded by "B" Residence District and would more logically be classified for this "Use" owing to the character and present classification of the adjoining territory.

3. That changing Lots 1 to 6 to a "C" Commercial District is merely extending the present commercial district on the south thereof to West 13th Street which would be a more logical termination than the north line of Block A.

Respectfully submitted,

BOARD OF ADJUSTMENT

By H. F. Kuehne, Chairman. "

March 25, 1938.

A public hearing on the proposal to change the zoning of the property described in the foregoing report of the Board of Adjustment was called for Wednesday, April 20, at 11:00 A. M.

The following report of the Board of Adjustment was received:

"Hon. Mayor and City Council
Austin, Texas

Gentlemen:

The Board of Adjustment at a meeting held on March 24, 1938, passed the following resolution which is hereby submitted for your consideration:

R E S O L U T I O N .

WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 30 of the Zoning Ordinance of the City of Austin, has referred to the Board of Adjustment for its consideration the petition of T. B. Yeates, F. S. Dickens, and F. L. King for a change in the "Use" District designation of Lots 1, 2, 3, 4, and 5 in Block 9, Alta Vista Addition of the City of Austin from "A" Residence District to "C" Commercial District; and

WHEREAS, the Board of Adjustment at a meeting held on March 24, 1938, carefully considered the changing of the "Use" District designation of this property, and has viewed the premises and carefully studied the conditions and developments surrounding same and considered this change from all points of view from sound zoning principles; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT it is hereby recommended to the City Council that the "Use" District designation of the above named lots, including Lot No. 6, be changed from "A" Residence District and First Height and Area District to "C" Commercial District and First Height and Area District for the following reasons:

1. That by including Lot 6, the above change will include an entire triangle bounded on all sides by streets.
2. That owing to the rapid growth of this section of the City, it has been shown that there is a demand for local business property and that the location of this area on the right side of Alice Avenue will be in proper position with respect to out-flowing traffic as the only other commercial district in this neighborhood is on the left side of Alice Avenue.
3. That this change is acceptable to all of the property owners of this area.

Respectfully submitted,

BOARD OF ADJUSTMENT

By H. F. Kuehne
Chairman. "

March 24, 1938.

A public hearing on the proposal to change the zoning of the property described in the foregoing report of the Board of Adjustment was called for Wednesday, April 20, at 11:00 A. M.

A committee from the Austin Trades Council, composed of R. L. Roberts, spokesman, and others, came before the Council and requested that the contracts for the expenditure of the proposed \$750,000 School Bond Issue stipulate that only Austin contractors and workmen of every character be employed, and that contracts be not sublet without due notice. The committee were advised to submit their request to the School Board, as the Council had no jurisdiction in the matter.

Councilman Wolf introduced the following resolution:

WHEREAS, The Public Works Administration requires that all projects undertaken under its regulations be done in accordance with approved wage scales as published by the Department of Labor of the State of Texas; and

WHEREAS, In proposed work on Docket No. 1854, the said Department of Labor has furnished the City of Austin with said schedule, but which said schedule did not contain classes of labor which will be necessary to be used in the proposed work under Docket No. 1854; 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 submit such

additional schedule to the State Director of the Public Works Administration, and provide all contractors and sub-contractors on said Docket No. 1854 be notified and directed that such scale of wages must be complied with.

(Attached)

WAGE SCALE CLASSIFICATIONS

SUPPLEMENTAL WAGE SCALE

<u>Classification</u>		<u>Wages per hour</u>
Tile setters apprentice	1st year	\$.75
" " "	2nd "	1.00
" " "	3rd "	1.25
Hod carrier		.50

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The following report of the City Manager was submitted:

"Austin, Texas
March 31, 1938.

Memorandum to

The City Council:

I am submitting herewith a recommendation for the appropriation of \$60,000 out of the Water and Light Fund not otherwise appropriated to provide for the necessary construction and plant changes at the Filtration Plant to meet the anticipated additional demands that will have to be met to provide an adequate water supply for the distribution system.

The proposed additions contemplated are as follows:

Raising the walls of the old settling basin -	\$ 2,000.00
Purchase and installation of gates and baffles	4,500.00
Mixing equipment, including installation	13,500.00
Structural work necessary for 4 new rapid sand filters -	10,000.00
Valves, piping and controls to inter-connect new work with the present pumping system and clear well -	30,000.00
Total -	<u>\$60,000.00</u>

The peak demand on the plant in 1936 was 10,200,000 gallons per day, the peak demand in 1937 was 12,400,000, and on the basis of a similar increase, the peak demand for 1938 may be 14,600,000 gallons per day. The designed capacity of the plant is 12,500,000 gallons per day, which can be increased to some extent. By the enlargement contemplated, through the expenditure of the money as recommended in this appropriation, the capacity of the present plant can be increased to 18,000,000 gallons peak load per day, and the work contemplated also fits in with future expansion of the plant that may be necessary. This work was anticipated at the time the 1938 budget was prepared but appropriation figures were not included at that time in order to allow additional information as to the ability to finance the program this year, and this now appears to be possible from funds which will be available during the construction period.

Respectfully submitted,

Guiton Morgan
City Manager.

Upon motion, the report was approved and ordered filed.

Councilman Wolf then submitted the following resolution:

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

THAT the sum of \$60,000.00 be and the same is hereby appropriated out of the Water and Light Fund, not otherwise appropriated, for the purpose of making certain changes and alterations and new construction at the Filtration Plant which are at this time necessary.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford submitted the following 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 WEST 24 $\frac{1}{2}$ Street from Rio Grande Street easterly 105 feet, the centerline of which gas main shall be 28 feet south of and parallel to the north line of said West 24 $\frac{1}{2}$ Street.

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

(2) A gas main in EDGECLIFF TERRACE westerly 122 feet from a point 239 feet west of the west line of Alta Vista Avenue, the centerline of which gas main shall be 7 $\frac{1}{2}$ feet north of and parallel to the south line of said Edgecliff Terrace.

Said gas main described above shall have a covering 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 City Engineering Department 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 excavation 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.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf introduced the following resolution:

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

THAT the sum of \$1500 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of repairs and construction at the Rosewood Community Center, as shown by the written estimate attached hereto.

(Attached)

ESTIMATED REPAIRS AND CONSTRUCTION AT THE ROSEWOOD PARK:

Roof Repairs (including gutters) -----	\$ 100.00
New Plaster -----	200.00
Plumbing -----	50.00
New Flooring -----	175.00
New Carpentry : -----	600.00
New Entrance	
Move Partitions Upstairs	
Rework Stairs	
Replace Broken Glass	
Repair Screens	
New Basement Doors	

ESTIMATED REPAIRS AND CONSTRUCTION AT THE ROSEWOOD PARK - Bro't For'd - \$1,125.00

New Ceilings for First Floor -----	105.00
Painting:	
Roof Outside and Inside of House and Dressing Rooms -----	300.00
New Band Stand -----	400.00
Electrical:	
3 Floodlights -----	85.00
1 Pole -----	80.00
Fence:	
200 ft. 5 feet high	
Necessary Posts -----	51.00
Total -	<u>\$2,146.00</u>

The foregoing resolution was adopted by the following vote: Ayes, Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford introduced the following resolution:

WHEREAS, City of Austin taxes were assessed in the name of O. O. Norwood for the years 1930 through 1936 on certain real estate in the City of Austin, Travis County, Texas, and more particularly described as Lots 7, 8, 9, and the East 1/2 of Lot 10, in Block 51; 3/4 acre in Block 50; Lots 1 and 2, in Block 50; Lots 14 and 15, in Block 49; Lots 1 to 12, inclusive, in Block 49; and Lots 3, 4, and 5, in Block 50, all of said Lots in Travis Heights, Plat 134, and certain personal property, said taxes aggregating the sum of \$3450.63, and penalty for non-payment thereof at maturity was assessed in the sum of \$172.54, and the accrued interest thereon for non-payment of said taxes at maturity amounts to \$863.42; and

WHEREAS, under the circumstances it is deemed advisable and equitable by the City Council to remit the aforesaid penalty, in the sum of \$172.54, and 1/2 of said interest, in the sum of \$431.71, making the total amount to be remitted, \$604.25; therefore

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

THAT the aforesaid penalty, in the sum of \$172.54, and 1/2 of the accrued interest on said taxes, in the sum of \$431.71, the aggregate amount of said penalty and interest amounting to \$604.25, is hereby remitted, and the Tax Assessor and Collector of the City of Austin, on the payment of said original taxes in the sum of \$3450.63, together with 1/2 of the said accrued interest in the sum of \$431.71, is hereby authorized and directed to charge said 1/2 of said interest and said penalty in the aggregate sum of \$604.25, off the Tax Assessor's roll and to issue to the party entitled thereto a receipt in full for the taxes on said property for the years 1930 to 1936, inclusive, on the payment of said sum of \$3450.63.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf introduced the following resolution:

WHEREAS, City taxes for the years 1930-1937, inclusive, have been assessed and are delinquent for all of said years, save and except 1937, on 41x152 feet (being the NE 1/3 of the NW 1/2 of Block 4 of Outlot No. 13, Plat 91, of the Essie White Addition to the City of Austin) assessed in the name of Rosetta Durst; and

WHEREAS, the City Council deems it equitable and advisable to remit the penalty on said property and one-half of the interest on condition that said taxes be paid not later than April 2, 1938; therefore

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

THAT the penalty on said property for said years in the sum of \$2.53, and one-half

of the interest, said one-half being \$4.95, is hereby remitted on condition that said taxes be paid in full, together with one-half of the interest accrued thereon not later than April 2, 1938; and the Tax Assessor and Collector of the City of Austin is authorized and directed that if said taxes in the sum of \$61.50, together with \$4.95 interest thereon, is paid not later than April 2, 1938, to charge said penalty of \$2.53 and \$4.95 of the interest on said taxes off his rolls, and to issue to the said Rosetta Durst a receipt in full on the payment of said taxes, together with \$4.95 interest thereon.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Upon motion, seconded and carried, the meeting was recessed at 11:40 A. M., subject to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:

Hallie McKeel
City Clerk

SPECIAL MEETING OF THE CITY COUNCIL:

Austin, Texas, April 6, 1938.

A special meeting of the City Council of the City of Austin was held at the City Hall in the City of Austin on the 6th day of April, 1938.

The meeting was called to order by the Mayor and on roll call the following answered present: Councilmen C. F. Alford, C. M. Bartholomew, Mayor Tom Miller, and Councilman Oswald G. Wolf. The following were absent: Councilman Simon Gillis.

The following business was transacted:

The following resolution was proposed by Councilman Bartholomew, who moved its adoption:

WHEREAS, the Housing Authority of the City of Austin (herein called the "Authority", proposes to develop and administer a low-rent housing project (herein called the "Project") within the City of Austin, Texas, (herein called the "City") and to issue bonds to finance the development of the Project; and

WHEREAS, the Housing Cooperation Act authorizes the City to make loans to the Authority and to invest in the bonds of the Authority; and

WHEREAS, the City will have funds available for investment in the bonds of the Authority; and

WHEREAS, bonds of the Authority are deemed to be a desirable investment for funds of the City;

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