

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, 3; nays, none; Councilmen Bartholomew and Wolf absent, 2.

Upon motion duly made and seconded, the Council recessed subject to call of the Mayor.

Approved: Tom Miller  
Mayor

Attest:

Hallie McKellar  
City Clerk

\* The Council deferred action on the request of Judge Baugh for the removal of the parkway in the center of Enfield Road at its intersection with Castle Hill until a later date.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, March 12, 1936.

The Council was called to order at 10:00 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman C. F. Alford, 1.

The Minutes of the regular meetings of February 13 and February 20 were read, corrected, and approved by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

Mr. H. L. Kuhlman presented a petition by the adjacent property owners, asking that the Commercial "C" zone on Lydia Street be extended from 7th to 11th Streets. The matter was referred to the Zoning Board of Adjustment for recommendation.

Mr. B. J. Rupert extended an invitation to the City Council to be present at the luncheon to be given at the Driskill Hotel on Thursday, March 26, at twelve o'clock noon, honoring Mr. M. A. Harlen, National Commander of the Disabled War Veterans.

At the request of Mr. P. M. Burroughs, representing a committee from the Austin Trades Council, a meeting of the City Council was called for 8:15 P. M. to discuss certain matters with said committee.

The request of the committee from the Veterans of Foreign Wars Organization for the use of Barton Springs pavilion on Saturday nights, beginning April 4, for dances to be given under the auspices of said organization, was referred to the City Manager and the Superintendent of Recreation to work the matter out.

A petition from the property owners and tenants in the block on Lavaca Street between Fifth and Sixth Streets, asking for hour-parking restrictions in this area was received. Councilman Gillis moved that the City Attorney be instructed to prepare the necessary ordinance for passage at the next regular meeting. 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, for its second reading, the following ordinance, which was introduced at the regular meeting of the City Council on February 6, 1936, read

the first time, and laid over for publication:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF THE CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN, AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY LYING ADJACENT TO THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN THE PARTICULARS STATED IN THE ORDINANCE.

The foregoing ordinance was read the second time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its third reading. The motion was seconded by Councilman Gillis and was carried by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

The ordinance was read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion was seconded by Councilman Gillis and was carried by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

The matter of a change in the zoning of the property of H. B. Nicholson at 504 West 41st Street, and of Philip Baker, et al, on Angelina Street, from 12th Street to Cotton Street, from Residence "A" to Commercial "C" was laid on the table, pending written recommendations from the Zoning Board of Adjustment.

It was moved by Councilman Gillis that, upon the recommendation of Roy J. Smith, Captain of Police, Traffic Division, the following named persons be granted Taxicab Driver's Permits: Ben Hessler, 1400 Willow Street; Harrell J. Arnold, 2004 West 7th Street; Benjamin Miley, 101 East 10th Street; Ebb Clifton Reed, 2517 East 1st Street; and Joe Martinez, 2512 East 5th Street. The motion carried by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

Councilman Wolf offered the following resolution:

WHEREAS, J. R. Blackmore is the Contractor for the alteration of a store building at 108 West 6th Street and desires a portion of the sidewalk and street space abutting the west 14 feet of Lot 1, Block 70, of the Original City of Austin, Texas, during the alteration of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to said J. R. Blackmore, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southwest corner of the above described lot; thence in a southerly direction and at right angles to the centerline of West 6th Street a distance to a point 10 feet south of the north curb line of West 6th Street; thence in an easterly direction and parallel with the centerline of West 6th Street a distance of 14 feet; thence in a northerly direction and at right angles to the centerline of West 6th Street a distance to the north line of West 6th Street; thence in a westerly direction along the north line of West 6th Street to the place of the beginning.

2. THAT the above privileges and allotment of space are granted to said J.R.Blackmore, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall maintain an unobstructed walkway on the sidewalk through the above described working space and shall construct a guard rail at least 4 feet high and substantially braced and anchored around the balance of the sidewalk and street working space.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness.

(5) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment, and other obstructions shall be removed not later than March 26, 1936.

(6) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(7) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(8) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand (\$5000.00) Dollars, which shall protect, indemnify, and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement, and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

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

Councilman Gillis submitted the following :

"Austin, Texas  
March 11, 1936

Mr. Guiton Morgan  
City Manager  
Austin, Texas

Dear Sir:

I have investigated the request of J. P. Yeates, owner of Lot 6, Block 50, Grooms Addition, a subdivision within the City limits of the City of Austin, Travis County, Texas, which property abuts the west side of Duval Street and the south side of Front Street, which property is located at the southwest corner of Duval Street and Front Street, and is locally known as 3110 Duval Street, for permission to construct a flagstone walk from the curb line to the property line at the above described location.

I recommend that this permit be granted at the above location, subject to the following conditions:

That the stone shall be laid in a smooth and workmanlike manner and shall conform to the sidewalk grades and curb grades as given by the Engineering Department of the City of Austin in order that same will not create a hazard to pedestrians.

That the stone shall be placed upon a 4" concrete base and that all work within the City streets shall be done by a bonded sidewalk contractor and in accordance with the instructions and directions of the City Engineer of the City of Austin.

Respectfully submitted,

(Signed) J. E. Motheral,  
City Engineer. "

(RESOLUTION)

WHEREAS, the curb and sidewalk specifications of the City of Austin which have been

previously adopted by the City Council of the City of Austin require that all curbs and sidewalks be constructed of concrete unless a special permit has been secured from the City Council of the City of Austin to construct curbs, sidewalks and ramps of other materials; and

WHEREAS, J. P. Yeates, owner of Lot 6, Block 5, of Grooms Addition, a subdivision within the City limits of the City of Austin, Travis County, Texas, which property abuts the west side of Duval Street and the south side of Front Street, which property is located at the southwest corner of Duval Street and Front Street, and is locally known as 3110 Duval Street, has requested the City Council of the City of Austin to grant permission to construct a flagstone walk from the curb line to the property line at the above described location; and

WHEREAS, the City Council of the City of Austin has investigated and approved the construction of said flagstone walk; therefore

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

THAT J. P. Yeates, owner of Lot 6, Block 5, of Grooms Addition, a subdivision within the City limits of the City of Austin, Travis County, Texas, which property abuts the west side of Duval Street and the south side of Front Street, which property is located at the southwest corner of Duval Street and Front Street, and is locally known as 3110 Duval Street, is hereby granted permission to construct a flagstone walk from the property line to the curb line at the above described location and said walk is to be constructed under the supervision and direction of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin, and further subject to the following conditions:

That the stone shall be laid in a smooth and workmanlike manner and shall conform to the sidewalk grades and curb grades as given by the Engineering Department of the City of Austin in order that same will not create a hazard to pedestrians.

That the stone shall be placed upon a 4" concrete base and that all work within the City streets shall be done by a bonded sidewalk contractor and in accordance with the instructions and directions of the City Engineer of the City of Austin.

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

Councilman Wolf offered 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 ENFIELD ROAD, from Hartford Road to Hopi Trail, the centerline of which gas main shall be  $13\frac{1}{2}$  feet north of and parallel to the south line of said Enfield Road.

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

(2) A gas main in ENFIELD ROAD, across Hopi Trail, the centerline of which gas main shall be  $7\frac{1}{2}$  feet north of and parallel to the south line of said Enfield Road.

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

(3) A gas main across ENFIELD ROAD at that portion of Newfield Lane that is south of Enfield Road, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of and parallel to the east line of said Newfield Lane.

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

(4) A gas main across ENFIELD ROAD at that portion of Newfield Lane that is north of Enfield Road, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of and parallel to the

east line of said Newfield Lane.

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

(5) A gas main across ENFIELD ROAD at Winsted Lane, the centerline of which gas main shall be 12 feet west of and parallel to the east line of said Winsted Lane.

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

(6) A gas main across ENFIELD ROAD at that portion of Elton Lane that is south of Enfield Road, the centerline of which gas main shall be 12 feet west of and parallel to the east line of said Elton Lane.

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

(7) A gas main across ENFIELD ROAD at that portion of Elton Lane that is north of Enfield Road, the centerline of which gas main shall be 5 feet west of and parallel to the east line of said Elton Lane.

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

(8) A gas main across ENFIELD ROAD at Possum Trot, the centerline of which gas main shall be 12 feet west of and parallel to the east line of said Possum Trot.

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

(9) A gas main across ENFIELD ROAD at Exposition Boulevard, the centerline of which gas main shall be  $7\frac{1}{2}$  feet west of and parallel to the east line of said Exposition Boulevard.

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

(10) A gas main in UPSON STREET, beginning at a point 236 feet south of the south line of West 7th Street and 15 feet west of the east line of said Upson Street;

Thence in a southerly direction with the centerline of a gas main, which centerline shall be 15 feet west of and parallel to the east line of said Upson Street, for a distance of 326 feet.

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

(11) A gas main in LAWTON AVENUE from State Street north one block to 36th Street, the centerline of which gas main shall be  $7\frac{1}{2}$  feet east of and parallel to the west line of said Lawton Avenue.

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

(12) A gas main in DRAKE AVENUE, beginning at a point 311 feet north of the north line of Monroe Street and 19 feet west of the east line of Drake Avenue;

Thence in a northerly direction with the centerline of a gas main, which centerline shall be 19 feet west of and parallel to the east line of said Drake Avenue, for a distance of 65 feet.

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

(13) A gas main in WEST MONROE STREET, beginning at a point 365 feet east of the east line of South 3rd Street and  $7\frac{1}{2}$  feet south of the north line of said West Monroe Street;

Thence in an easterly direction with the centerline of a gas main, which centerline shall be  $7\frac{1}{2}$  feet south of and parallel to the north line of said West Monroe Street, for a distance of 100 feet.

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

(14) A gas main in WEST FORTY-SECOND STREET, beginning at a point 42 feet west of the west line of Avenue B and  $13\frac{1}{2}$  feet north of the south line of said West 42nd Street;

Thence in an easterly direction with the centerline of a gas main, which centerline shall be  $13\frac{1}{2}$  feet north of and parallel to the south line of said West 42nd Street, for a distance of 150 feet.

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

(15) A gas main in HOLLY STREET, beginning at a point 22 feet north of the south line of Holly Street and 53 feet east of the east line of San Marcos Street;

Thence in an easterly direction with the centerline of a gas main, which centerline shall be 22 feet north of and parallel to the south line of said Holly Street, for a distance of 100 feet.

Said gas main described above shall have a cover 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 out 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 foregoing resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

Councilman Wolf moved that, in conjunction with the State Board of Health Clean-up Campaign, the Mayor be authorized to issue a proclamation designating the week from March 29 to April 5 as Clean-up Week and calling upon all citizens to inaugurate a general clean-up of their premises and of all vacant lots in the City. The motion carried by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Alford absent, 1.

Councilman Wolf offered the following resolution:

WHEREAS, R. W. Pettway has been compelled to recover from J. E. Neal the south 50 feet of Lot 35, Shadowlawn, City of Austin, for debt, and has discovered that City taxes for the years 1930, 1931, 1932, 1933, and 1934, in the aggregate amount of \$501.53, plus \$25.11 penalties, have accrued while said property was under ownership of his debtor; and

WHEREAS, it is deemed equitable and expedient that, under the above facts, the penalties on said taxes should be remitted; therefore

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

THAT said penalties, amounting in the aggregate to the sum of \$25.11, for the years 1930, 1931, 1932, 1933, and 1934, be and the same are hereby remitted, provided that said R. W. Pettway immediately pays all of said taxes, together with interest.

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

Councilman Wolf offered the following resolution:

WHEREAS, it has been determined that the assessment for taxes for the year 1935 against the property hereinafter described, in the name of William A. Barbee, is excessive, in view of the fact that the Colorado River flood of June, 1935, damaged the said property and washed away fences on same, and that said assessment should now be corrected for said year; therefore,

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

THAT the assessment for taxes for the year 1935 on 262 feet fronting I. & G.N. right of way and extending south to reserve, out of arbitrary Lot No. 13, Outlot 1, Division "2", unplatted, Plat 102, in the City of Austin, be and the same is hereby reduced and corrected from the present assessed value of \$515.00 to the assessed value of \$315.00 for said year; and that the City Assessor and Collector of taxes is authorized and directed to make such change on the tax rolls.

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

absent, 1.

Councilman Gillis offered the following resolution:

WHEREAS, Frances C. Maxey has been compelled to recover from O. G. Hurdleston Lots Nos. 20, 21, and 22, Block No. 24, of the Hyde Park Addition No. 1, City of Austin, for debt, and has discovered that City taxes for the years 1932, 1933, and 1934, in the aggregate amount of \$182.84, plus \$9.13 penalties, have accrued while said property was under ownership of her debtor; and

WHEREAS, it is deemed equitable and expedient that, under the above facts, the penalties on said taxes should be remitted; therefore,

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

THAT said penalties, amounting in the aggregate to the sum of \$9.13, for the years 1932, 1933, and 1934, be and the same are hereby remitted, provided that said Frances C. Maxey immediately pays all of said taxes, together with interest.

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

Upon motion duly made and seconded, the Council recessed at 12:30 P. M., subject to the call of the Mayor.

Approved: Tom Miller  
M a y o r

Attest:

Halle McKeen  
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, March 19, 1936.

The Council was called to order at 11:00 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, C.M. Bartholomew, Simon Gillis, and Mayor Tom Miller, 4; absent, Councilman Oswald G. Wolf, 1.

The Minutes of the regular meetings of February 27, March 5, and March 12 were read, and upon motion of Councilman Gillis, seconded by Councilman Bartholomew, the same were adopted as read by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The request of Oscar Overstreet, Chairman of the Plasterers Union, that the City require that the contractors on the school-building construction work employ local men, was referred to the City Manager to have the PWA regulations complied with.

Councilman Alford submitted the following :