

## REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 30, 1936.

The Council was called to order at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman C. M. Bartholomew, 1.

The reading of the Minutes was dispensed with.

Councilman Wolf offered the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore

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

THAT the Southwestern Bell Telephone Company be, and the same is hereby permitted to construct its pole lines in the following streets:

(1) A telephone pole line in WASHINGTON AVENUE from Coletto Street to Chestnut Avenue, the centerline of which pole line shall be 12 feet north of and parallel to the south line of said Washington Avenue.

THAT the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager and in accordance with the ordinances and regulations of the City of Austin governing such construction.

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

Councilman Gillis 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 CANTERBURY STREET, beginning at a point 19 feet south of the north line of Canterbury Street and 104 feet east of the east line of San Saba Street;

Thence in an easterly direction with the centerline of a gas main, which centerline shall be 19 feet south of and parallel to the north line of said Canterbury Street, for a distance of 250 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in SAN MARCOS STREET, beginning at a point 17 feet south of the north line of Clermont Street and 17 feet east of the west line of San Marcos Street;

Thence in a southerly direction with the centerline of a gas main, which centerline shall be 17 feet east of and parallel to the west line of said San Marcos Street, for a distance of 268 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

(3) A gas main in WEST THIRTY-NINTH STREET, beginning at a point 13½ feet south of the north line of West 39th Street and 365 feet west of the west line of Oakmont Boulevard;

Thence in a westerly direction with the centerline of a gas main, which centerline shall be 13½ feet south of and parallel to the north line of said West 39th Street, for a distance of 162 feet.

Said gas main described above shall have a cover of not less than 2½ 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 resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford offered the following:

"Austin, Texas  
April 29, 1936

Mr. Guiton Morgan  
City Manager  
Austin, Texas

Dear Sir:

I have investigated the request of O. B. Douglas, owner of the east 100 feet of Lots 1 and 2, Block 2, of the Carrington Addition to the City of Austin, Travis County, Texas, which property abuts the south side of West 22nd Street and the west side of Leon Street, and being locally known as 1101 West 22nd Street, for permission to construct a brick sidewalk upon a 4" concrete base from the south curb line to the south property line of West 22nd Street at the above location.

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

That the brick 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 brick 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,

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, O. B. Douglas, owner of the east 100 feet of Lots 1 and 2, of the Carrington Addition to the City of Austin, Travis County, Texas, which property abuts the south side of West 22nd Street and the west side of Leon Street, and being locally known as 1101 West 22nd Street, has requested the City Council of the City of Austin to grant permission to construct a brick sidewalk upon a 4" concrete base from the south curb line to the south property line of West 22nd Street at the above described location; and

WHEREAS, the City Council of the City of Austin has investigated and approved the construction of said brick sidewalk; therefore

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

THAT O. B. Douglas, owner of the east 100 feet of Lots 1 and 2, of the Carrington Addition to the City of Austin, Travis County, Texas, which property abuts the south side of West 22nd Street and the west side of Leon Street, and being locally known as 1101 West 22nd Street, is hereby granted permission to construct a brick sidewalk upon a 4" concrete base from the south curb line to the south property line of West 22nd Street 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 brick 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 brick 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 Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford offered the following resolution:

WHEREAS, J. L. Teague, owner of Lots 9, 10, 11, and 12, Block 10, of Hyde Park Addition within the City of Austin, Travis County, Texas, which property abuts the east side of Guadalupe Street at a location north of 43rd Street and being locally known as 4311 Guadalupe Street, has made application to the City Council of the City of Austin for permission to construct one 40-foot commercial driveway across the east sidewalk area of Guadalupe Street at the above described location as shown upon the plan hereto attached marked 2-C-625, which plan is hereby made a part of said request; and

WHEREAS, the City Council of the City of Austin has favorably considered the granting of said request; therefore

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

THAT J. L. Teague, owner of Lots 9, 10, 11, and 12, Block 10, of Hyde Park Addition, within the City of Austin, Travis County, Texas, which property abuts the east side of Guadalupe Street at a location north of 43rd Street and being locally known as 4311 Guadalupe Street, is hereby permitted to construct one 40-foot commercial driveway across the east sidewalk area of Guadalupe Street at the above described location, subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints as shown upon the plan marked 2-C-625, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curb, ramp, and driveway construction done within the City streets shall be done by a bonded sidewalk contractor under the direction and supervision 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.

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

Councilman Gillis moved that upon the recommendation of Capt. Roy J. Smith, Captain of Police, Traffic Bureau, the following named persons be granted Taxicab Driver's Permits: Paul Ferguson, 1504 Garden Street; Wm. E. Cook, 702 W. Elizabeth Street;

Howard Johnson, 501 East Third Street; Thomas S. Hays, 2904 Robinson Street; James Elbert Cobb, 705 West Eighth Street; Granville A. Carter, 79 Rainy Street; Earnie Carroll, 1205 East Third Street; Felix Arechiga, 1218 Inks Avenue; Herman Idras Cooper, 705 West 22 $\frac{1}{2}$  Street; David Albert Shane, 3803 Poplar Street; Morris Douglas Wallis, 2404 Lafayette Avenue; Willie Donley, 1710 East Sixteenth Street; Monroe Orval Jones, 2614 Willow Street; Ira P. Sylvester, 96 Red River Street; Chester Arthur Wood, 1910 Garden Street; Odis Laverne Smith, 82 San Marcos Street. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford introduced the following ordinance:

AN ORDINANCE REGULATING TRAFFIC IN THE ALLEY RUNNING  
THROUGH ORIGINAL BLOCK 123 FROM CONGRESS AVENUE TO  
BRAZOS STREET IN THE CITY OF AUSTIN.

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

The ordinance was read the second time and Councilman Alford moved that the rule be further 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 Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

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

The following resolution of the Board of Trustees of the Austin Independent School District was received:

"It being evident that the recommendations of the Architect with regard to the award to Fox-Schmidt, of Austin, Texas, of the Plumbing portion of the Mechanical Construction upon the Addition to the John T. Allan High School, 1300R-18-C, and of the Addition to the Anderson High School, 1300R-19-C, will not receive the approval of the State Director, PWA;

BE IT RESOLVED that the Board of Trustees accept the recommendation of the Architects as embodied in their letter of April 23, 1936, recommending that the contract for this Plumbing Construction be made to the Austin Air Conditioning and Heating Company as being the lowest cash bidder upon the said work.

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The above resolution was unanimously adopted at a meeting of the Board of Trustees of the Austin Independent School District, held at 2:30 P. M., April 29, 1936, at which the following members were present:

Mr. E. A. Murchison  
Mr. R. G. Mueller  
Mrs. Eleanor H. Wells  
Mr. L. H. Blenderman  
Mr. Carl T. Widen  
Mrs. A. P. Robinson

(Signed) Eleanor H. Wells  
Secretary. "

Councilman Wolf then offered the following resolution:

WHEREAS, upon recommendation of the Board of Trustees of the Austin Independent School District, the City Council heretofore accepted the bid of Fox-Schmidt in the amount of \$14,990.00, and awarded to said Fox-Schmidt the plumbing portion of the mechanical construction upon the addition to the John T. Allan High School under P. W. A. project 1300R-18-C, and of the addition to the Anderson High School, 1300R-19-C; and

WHEREAS, said bid of Fox-Schmidt was not the lowest bid for said work, the bid of Austin Air Conditioning and Heating Company of Austin, Texas, being the lowest, in the sum of \$14,384.00; but said bid of Fox-Schmidt, the next low bidder, was accepted because of

the experience record of said Austin Air Conditioning and Heating Company of Austin, Texas; and

WHEREAS, it has become evident that the action of the City Council and the Board of Trustees of the Austin Public Schools in recommending and awarding the work to Fox-Schmidt will not be approved by the State Director of Public Works Administration; now, therefore,

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

THAT the action of the City Council, in accepting and approving said bid to said Fox-Schmidt and awarding said Fox-Schmidt the work, be and the same is hereby annulled and cancelled; and

BE IT FURTHER RESOLVED that the bid of the Austin Air Conditioning and Heating Company of Austin, Texas, in the sum of \$14,384.00, for the work above mentioned, be and the same is hereby accepted, and that said Austin Air Conditioning and Heating Company of Austin, Texas, be awarded such work, and the City Manager be and he is hereby authorized and directed to sign with said parties the necessary contract or contracts on behalf of the City of Austin, acting for the Austin Independent School District, and he is further directed to forward copy of this resolution and the resolution of the Board of Directors, together with supporting papers necessary to the State Director of the Public Works Administration for approval of said award.

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

Councilman Gillis moved that the following proclamation by the Mayor be approved, and that a copy of same be sent to Mr. A. T. Knies, Vice President of the Texas Public Service Company. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

" PROCLAMATION

The period of May 3 to May 17 has been designated as "Natural Gas Weeks" in Austin in recognition of the value of natural gas as a fuel for heating and cooking in homes and business places.

This year marks more than twenty years of service of Mr. A. T. Knies as Vice President of the Texas Public Service Company, and also his twenty-third year of residence in Austin. Mr. Knies has been associated with the various civic movements for the building of our city since he first came to Austin.

The Texas Public Service Company has consistently kept step with the continued growth of our city in making extensions for the building of new homes, and has been one of Austin's largest taxpayers through these years.

Now, therefore, I, Tom Miller, Mayor of the City of Austin, together with the City Council, proclaim the two weeks, May 3 to May 17, "Natural Gas Weeks," and especially congratulate Mr. A. T. Knies on his service, both in behalf of the company, which he has served faithfully, and the City of Austin, to whom he has contributed much in the cause of its continued advancement.

(Signed) Tom Miller, Mayor. "

Councilman Wolf introduced the following ordinance:

AN ORDINANCE TO CANCEL THE ISSUE OF \$404,000 OF WATER, ELECTRIC LIGHT AND SEWER SYSTEMS REVENUE BONDS, SERIES 1934, BEARING INTEREST AT 4%, AND

OF THE OTHER PARTICULARS STATED IN THE ORDINANCE, OUT OF AN ISSUE OF \$857,000 HERETOFORE ORDERED BY ORDINANCE DATED JULY 12, 1934, UNDER AUTHORITY OF THE ELECTION HELD ON JUNE 13, 1934; AND IN LIEU OF SAID \$404,000, BEARING INTEREST AT 4%, SO CANCELLED, TO ORDER THE ISSUANCE UNDER SAID AUTHORITY, OF THE CITY OF AUSTIN, TEXAS, WATER, ELECTRIC LIGHT AND SEWER SYSTEMS REVENUE BONDS, SERIES 1936, \$404,000, TO BEAR INTEREST AT 3%, TO SECURE FUNDS FOR CONSTRUCTION OF REPAIRS, IMPROVEMENTS AND EXTENSIONS TO THE WATER, ELECTRIC LIGHT AND POWER AND SANITARY SEWER SYSTEMS IN AND FOR SAID CITY; PRESCRIBING THE FORM OF BOND; PLEDGING THE REVENUES OF SAID WATER, ELECTRIC LIGHT AND POWER SYSTEMS TO THE PAYMENT OF PRINCIPAL AND INTEREST OF THE BONDS; MAKING CERTAIN COVENANTS OF THE CITY IN REFERENCE TO THE BONDS AND THE BOND FUND FROM WHICH SAID PRINCIPAL AND INTEREST ARE TO BE PAID; PROVIDING THAT THE HOLDER OR HOLDERS OF SAID BONDS SHALL NEVER HAVE THE RIGHT TO DEMAND PAYMENT OF SAID OBLIGATIONS OUT OF ANY FUND RAISED OR TO BE RAISED BY TAXATION; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

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

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

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

The following proposal for the purchase of \$404,000 City of Austin Water, Electric and Sewer Revenue Bonds was received:

"Austin, Texas  
April 11, 1936

The Honorable City Council  
Austin, Texas

Dear Sirs:

In connection with the \$404,000 City of Austin Water, Electric and Sewer Revenue Bonds, we beg to submit the following proposition:

We will purchase said bonds bearing three (3%) percent interest, maturing serially from one to ten years, and pay you for same par and accrued interest and a cash premium of \$5050.00. The bonds to be delivered to us \$200,000 on May 15, 1936 and \$204,000 on June 15, 1936. We to pay the accrued interest and premium upon each installment when delivered to us.

You to deliver the bonds to us with the approving opinion of Messrs. B. H. Charles of St. Louis, and to pass the necessary orders changing the rate of interest to three percent.

As evidence of our good faith we attach hereto cashier's check in the sum of \$10,000 to be forfeited to you as liquidated damages in case we fail to comply with the provisions of this agreement; otherwise to be returned to us.

Very truly,

AMERICAN NATIONAL BANK  
By (Signed) L. J. Schneider,  
Vice President

CAPITAL NATIONAL BANK  
By (Signed) Walter Bremond, Jr.,  
President. "

Councilman Wolf moved, seconded by Councilman Gillis, that the above offer for the purchase of \$404,000 City of Austin Water, Electric and Sewer Revenue Bonds be accepted.

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

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

Approved: \_\_\_\_\_

*Tom Miller*  
M a y o r

Attest:

*Halleie McKeenan*  
C i t y C l e r k

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, May 7, 1936.

The meeting was called to order at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman C. M. Bartholomew, 1.

The Minutes of the regular meeting of March 26, the special meeting of March 27, and the regular meeting of April 2 were read and upon motion duly made and seconded were adopted as read by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The public hearing on the proposal of the City Council to amend the Zoning Ordinance in the following particulars was opened:

To amend the USE designation of the following described property so as to change same from RESIDENCE "A" DISTRICT to COMMERCIAL "C" DISTRICT:

Beginning at a point formed by the intersection of the City Limits and Fredericksburg Road on the west side from the south line of the City Limits north approximately 1276 feet to the north line of the Granberry tract for a depth of 150 feet and on the east side from the south line of the City Limits north approximately 1276 feet and from the east line of the new highway to the west line of the old highway.

To amend the USE designation of property along South Congress Avenue comprising the recent extension through LaPrelle Place so as to change same from RESIDENCE "A" DISTRICT to COMMERCIAL "C" DISTRICT.

E. H. Smartt, Attorney for W. L. Moore, applicant, plead for the proposed change in zoning of South Congress Avenue extension through the LaPrelle Place on the grounds that the value of said property had changed from residential to commercial as a result of the extension of the highway through same.

It was the sense of the City Council that no change be made in the zoning of property abutting the South Congress Avenue extension through the LaPrelle Place.

Mr. John C. Wende presented a petition bearing the signatures of forty-two property owners protesting the proposed change in zoning of property on the Fredericksburg