

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 29, 1937.

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 reading of the Minutes was dispensed with.

Emmett Shelton, Attorney for N. O. Crumley, Applicant, submitted an application for the erection of a gasoline filling station at the corner of South Fifth and West Mary Streets, together with a petition by residents within two blocks of said property waiving any objections to the proposed filling station.

Upon motion, duly seconded and carried, the matter was referred to the Zoning Board of Adjustment for their recommendation relative to a change in the zoning of the above described property and property contiguous thereto from "A" Residence District to "C" Commercial District, and a public hearing on the proposed change was called for May 20.

The following report of the Zoning Board of Adjustment was received:

"April 28, 1937

Hon. Mayor and City Council
Austin, Texas

Gentlemen:

The Board of Adjustment at a meeting held on April 13, 1937, passed the following resolution, which is hereby submitted for your consideration:

RESOLUTION

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, a petition from Mr. and Mrs. D. R. Lillienstern for a change in the "Use" District designation of their property located at the north-west corner of Oldham Street and 23 $\frac{1}{2}$ Street (formerly Bremond Street) and more fully described as being Lot 8, Block 49, Christian and Fellman Addition, from "A" Residence District to "B" Residence District; and

WHEREAS, the Board of Adjustment at a meeting held on April 13 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 be recommended to the City Council that the east half of Block 49, in which the above described property is located, and which is now shown on the zoning maps to be an "A" Residence District, be changed from "A" Residence District to "B" Residence District for the following reasons:

1. That the original map of the City of Austin shows this block to be subdivided in lots fronting on Oldham Street and Sabine Street, with an alley in the center of the block running north and south.
2. That when the zoning maps were prepared, the west half was shown as "A" Residence District and the east half was shown as "B" Residence District, the alley being the natural dividing line between the districts.
3. That since the preparing of the Zoning Ordinance this block has been resubdivided so that lots now face on 24th Street and 23 $\frac{1}{2}$ Street, with two lots in the center of the block fronting on Oldham and Sabine Streets respectively, and that the alley has been eliminated.
4. That on account of the resubdivision, the dividing line between the two districts now falls in one of the new lots and there is confusion as to the proper boundary of the respective districts.
5. That to clear up this confusion and indefinite boundary line of the two districts, the entire block should be made one district.
6. That the nature of this property in the character of the neighborhood justifies the designation of the entire block as "B" Residence District, and this designation is therefore recommended to the City Council.

Respectfully submitted,
Board of Adjustment,
By H. F. Kuehne, Chairman. "

Councilman Gillis moved that a public hearing on the proposal to change the zoning of the property recommended in the report of the Board of Adjustment, from "A" Residence District to "B" Residence District, be called for May 20. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Mrs. W. A. Henry, on behalf of the various organizations active in creating the office of County-City Juvenile Counselor, extended the thanks of said organizations for the City's hearty cooperation in the matter.

Councilman Gillis offered the following resolution:

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

THAT the sum of \$408.00 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of paying one-half of the salary of the newly appointed County-City Juvenile Counselor for the remainder of the year 1937, the amount to be paid by the City being \$50.00 per month, and the County, \$50.00 per month.

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

Mr. A. J. Eilers petitioned the City Council to have the name of Marshall Ford Dam changed to that of Texas Roosevelt Dam, as a tribute to President Franklin D. Roosevelt.

Mayor Miller moved that the City Clerk be instructed to write a letter to the Reclamation Department at Austin and Washington, requesting that the name of Marshall Ford Dam be changed to that of Texas Roosevelt Dam, and that a copy be sent to the CRA authorities. The motion carried 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, the City Council has determined to give relief to domestic water consumers residing within the corporate limits of the City of Austin for the three summer months; namely, for water consumption between May 20 and September 20, 1937, for the purpose of encouraging the further beautification of our City and thereby indirectly creating more employment; and

WHEREAS, it is the intention of the City Council that this reduction shall be made only to those water consumers whose use shall be strictly for residential purposes, and is not effective for commercial purposes; 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 make effective on all water readings within the corporate limits of the City of Austin, Texas, of all water consumers whose use is strictly for residential purposes, as of June 20 to September 20, 1937, a reduction of 10% from the gross bill on amounts from \$1.00 to \$3.00 inclusive, there being no reduction on any amount less than \$1.00; a reduction of 20% from gross bill on amounts between \$3.01 and \$6.00 inclusive; a reduction of 25% on gross bill on amounts above \$6.00; all amounts of water used in excess of 250,000 gallons per month to be billed net on the regular rate.

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, duly seconded and carried, Mayor Miller was authorized to issue the following proclamation:

" WHEREAS, a nation-wide movement is being sponsored by the various civic clubs, schools and colleges in an effort to aid the youth of our country in selecting vocations best suited for each individual and in training therefor; and

WHEREAS, the Kiwanis Club, assisted by the Superintendent of the State Education Department, the County Superintendent of Schools, and the City Superintendent of Schools, is sponsoring this Vocational Guidance program in Austin; now, therefore,

I, Tom Miller, Mayor of the City of Austin, hereby designate the week of May 2 through May 9 as "Vocational Guidance Week" and urge our citizens to assist in this very splendid work among the youth of our city, which will result in better future citizens in our community who will be equipped to meet the ever-changing requirements of our modern life. "

Messrs. A. F. Smith and J. Gregg Hill presented petitions by residents and property owners in Ridgetop and Highland Addition, asking for a more adequate water supply. The matter was taken under advisement.

Messrs. Harold Eichenbaum and A. Marks submitted a written proposal for the installation of street cabinets at certain street intersections. The matter was deferred until the next regular meeting, pending the legal opinion of the City Attorney in the matter.

At the request of Ben Thrasher, Attorney for J. P. Reyes, permission was granted to the said J. P. Reyes to operate his two taxicabs until next Thursday, at which time the matter of the cancellation of his permits by false representation will be considered.

Councilman Gillis 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 WEST JOHANNA STREET from South 4th Street to South 5th Street, the centerline of which pole line shall be 13 feet south of and parallel to the north line of said West Johanna Street.

(2) A telephone pole line in WEST JOHANNA STREET from South 5th Street 1-1/2 blocks, the centerline of which pole line shall be 6-1/2 feet north of and parallel to the south line of said West Johanna Street.

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 Alford offered the following resolution:

WHEREAS, the Western Union Telegraph 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 Western Union Telegraph Company be, and the same is hereby permitted to construct its pole lines in the following street:

(1) A Western Union Telegraph pole line in SAN JACINTO STREET from East 14th Street to East 18th Street, the centerline of which pole line shall be 8½ feet west of and parallel to the east line of said San Jacinto Street.

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 Wolf offered the following resolution:

WHEREAS, Jim Nelson is the Contractor for the alteration of a store front located at 217 East 6th Street and desires a portion of the sidewalk space abutting the west 23 feet of Lot 8, Block 57, of the Original City of Austin, during the alteration of the store front, 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 Jim Nelson, the boundary of which is described as follows:

SIDEWALK WORKING SPACE

Beginning at a point in the northwest corner of the above described property; thence in a northerly direction and at a right angle to the centerline of East 6th Street for a distance of 12 feet to a point; thence in an easterly direction and parallel to the centerline of East 6th Street for a distance of 23 feet to a point; thence in a southerly direction and at a right angle to the centerline of East 6th Street for a distance of 12 feet to a point in the north line of the above described property; thence in a westerly direction along the north line of the above described property to the place of the beginning.

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

(1) That the Contractor shall construct a guard rail within boundary line around the west, north, and east lines of the above described space, maintaining a 4-foot width pedestrian walkway through the working space at all times, with proper protections, such guard rails to be at least 4 feet high and substantially braced and anchored.

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

(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 May 8, 1937.

(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 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, 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 WATERSTON AVENUE westerly 96 feet from a point 155 feet east of the east line of Charlott Avenue, the centerline of which gas main shall be 11 feet south of and parallel to the north line of said Waterston Avenue.

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

(2) A gas main in SOUTH 5TH STREET from Columbus Street south 65 feet, the centerline of which gas main shall be 7½ feet west of and parallel to the east line of said South 5th Street.

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

(3) A gas main in SOUTH 5TH STREET across Gibson Street intersection, the centerline of which gas main shall be 7½ feet west of and parallel to the east line of said South 5th Street.

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

(4) A gas main in GIBSON STREET from South 5th Street easterly 68 feet, the centerline of which gas main shall be 38 feet south of and parallel to the north line of said Gibson Street.

Said gas main described above shall have a covering 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 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, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf offered the following resolution:

WHEREAS, the Westenfield Development Company has resubdivided a portion of that area marked "Reserved," as shown upon the map or plat of Enfield "A" of record in Plat Book 3, at page 44 of the Plat Records of Travis County, Texas, on file with the County Clerk of Travis County, Texas; and

WHEREAS, said resubdivided area is known as Enfield "X", according to a map or plat of said Enfield "X" appearing of record in Book 3, at page 204, of the Plat Records on file with the County Clerk of Travis County, Texas; and

WHEREAS, the northern boundary of said Enfield "X" is contiguous to the south boundary of a tract of land owned by the City of Austin and known as Pease Park. The portions of Enfield "X" contiguous to said Pease Park are designated as Reserve "B" and Reserve "C", as shown upon said map or plat of Enfield "X"; and

WHEREAS, the owners of said Reserve "B" and Reserve "C" have requested the City Council of the City of Austin to designate a strip of land along the southern boundary of said Pease Park contiguous to said Reserve "B" and Reserve "C" as a right-of-way for the purposes of ingress and egress to and from said Reserve "B" and Reserve "C"; and

WHEREAS, said request has been reviewed by the City Council of the City of Austin; therefore

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

THAT a strip of land 50 feet in width off the south side of that certain tract or parcel of land owned by the City of Austin and known as Pease Park, which strip of land shall have as its southern boundary the south line of Pease Park, which line is also the north lines of Reserve "B" and Reserve "C" of the aforesaid Enfield "X", and having as its northern boundary a line 50 feet distant from and parallel to said north lines of said Reserve "B" and Reserve "C", and having as its western boundary the northerly prolongation of the east line of Parkway, as shown upon the map or plat of Enfield "X", and having as its eastern boundary the meanders of the centerline of Shoal Creek, is hereby designated and set apart for the purposes of ingress and egress to and from Reserve "B" and Reserve "C" of said Enfield "X".

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:

"Austin, Texas
April 29, 1937

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of W. C. Moore for permission to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and commercial driveways in conjunction therewith upon property abutting the north side of Barton Springs Road at a location approximately 200 feet west of South Congress Avenue, which property is a portion of the Isaac Decker League within the City of Austin, Travis County, Texas, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is designated as "C" Commercial Use District on the Zoning maps of the City of Austin.

The drainage from this filling station should be concentrated into a deep well located upon the property of the applicant.

We recommend that W. C. Moore be granted permission to construct, maintain and operate said drive-in filling station and to construct curbs, ramps and commercial driveways in conjunction therewith, 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 is installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building lines 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 relative to the filling station.

(2) That all construction of the filling station improvements shall be in accord with the building ordinance, the Zoning ordinance, the filling station ordinance and in accord with the ordinance prohibiting the disposal of commercial water or oils upon the City streets.

(3) That the grades of the station shall be such that no waste oils or water or any floor washings 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 storm sewer at the expense of the applicant, or shall be concentrated into a deep well located upon the property 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 all filling station improvements, pumps, driveways, ramps, gutters, sidewalks and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan hereto attached, which plan bears the City Engineer's file number 2-H-543.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached, marked 2-H-543, and shall be of the pre-moulded type.

(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,

J. E. Motheral
City Engineer

J. C. Eckert
Building Inspector . "

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves as a filling station site the property abutting the north side of Barton Springs Road at a location approximately 200 feet west of South Congress Avenue, which property is owned by W. C. Moore and is designated as a portion of the Isaac Decker League within the City limits of the City of Austin, Travis County, Texas, and hereby authorizes the said W. C. Moore to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, sidewalks and commercial driveways in conjunction therewith, subject to the same's being constructed in compliance 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 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 the said W. C. Moore has failed and refused, and will continue to fail and refuse, to perform any such conditions, regulations and ordinances.

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 moved that the following named persons be granted taxicab driver's permits, in accordance with the recommendation of Roy J. Smith, Captain of Police, Traffic Division: Jerome Alanis, 915 Olive Street; and Ernest Ramsaier, 1302 East First Street. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Mr. Hilliare Nitschke, representing a committee from the Park Board, submitted a request for the paving of the parking area at Deep Eddy, and also for investigation of the dangerous condition of the gates on the dam at Barton Springs pool, which matters were referred to the City Manager for attention.

Councilman Gillis offered the following resolution:

WHEREAS, E. P. Thomas, owner of property abutting the north side of West 12th Street and located east of Parkway, a part of Division "Z", within the City of Austin, Travis County, Texas, which property is shown upon the plat or map of Enfield "A" and being locally known as 912 West 12th Street, has made application to the City Council of the City of Austin for permission to construct two commercial driveways across the north sidewalk area of West 12th Street and across the east sidewalk area of Parkway, at the above described location, as shown upon the plan hereto attached marked 2-G-189, 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 E. P. Thomas, owner of property abutting the north side of West 12th Street and located east of Parkway, a part of Division "Z" within the City of Austin, Travis County, Texas, which property is shown upon the map or plat of Enfield "A" and being locally known as 912 West 12th Street, is hereby permitted to construct one commercial driveway across the north sidewalk area of West 12th Street and one commercial driveway across the east sidewalk area of Parkway, subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints as shown upon the plan marked 2-G-189, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curbs, ramps 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 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, Mrs. Jessie J. Smith, owner of Lot 1, Block 4, Outlot 68, Division "D" of the Original City of Austin, Travis County, Texas, which property is situated at the northeast corner of the intersection of West 28th Street and Nueces Street, has made application to the City Council of the City of Austin for permission to construct one commercial driveway across the north sidewalk area of West 28th Street and to construct one commercial driveway across the east sidewalk area of Nueces Street adjacent to the above described property, as shown upon the plan hereto attached marked 2-C-692, 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 Mrs. Jesse J. Smith, owner of Lot 1, Block 4, Outlot 68, Division "D", of the Original City of Austin, Travis County, Texas, which property is situated at the northeast corner of the intersection of West 28th Street and Nueces Street, is hereby permitted to construct one commercial driveway across the north sidewalk area of West 28th Street and one commercial driveway across the east sidewalk area of Nueces Street, subject to the construction of concrete ramps, curbs, driveways, sidewalks, and expansion joints, as shown upon the plan marked 2-C-692, which plan is hereby attached and 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 resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf offered the following resolution:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works, and the provisions of the City Charter of the City of Austin, proposals for bids for the general construction and mechanical installation of the Sewage Disposal Plant, under Docket No. 1758, Eng. Ref. No. 680-1 & 2, were received and opened at 10:00 A. M., Wednesday, November 20, 1935; and

WHEREAS, said contract was duly executed with Brown & Root, Incorporated, of Austin, Texas, dated November 25, 1935, and approved by the Public Works Administration on January 13, 1936; and

WHEREAS, it was provided in this contract agreement that three hundred twenty-five (325) working days were provided for; and

WHEREAS, due to weather conditions and abnormal floods on the Colorado River during September, 1936, the contractor was seriously delayed in completing certain portions of the work; and due to the further fact that forms in certain instances and certain work already completed were seriously damaged and had to be replaced;

now, therefore,

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

THAT a thirty (30) day extension of time for completion of the project be granted to Brown & Root, Incorporated; and

THAT liquidated damages that would accrue under the terms of said contract between the date specified therein for completion of construction and the extended date for completion of construction granted by this resolution are hereby waived.

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

Mr. Gillespie Stacy came before the Council relative to notice of cancellation of exclusive agency given him for sale of Shoal Creek Boulevard Lots. The matter was discussed at length.

Upon motion duly seconded and carried, the meeting was recessed at 12:45 P.M., subject to call of the Mayor.

Approved:

Tom Miller
Mayor

Attest:

Hallie McMillan
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, May 6, 1937.

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. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman Chas. F. Alford, 1.

The reading of the Minutes was dispensed with.

Judge J. H. Baugh appeared before the Council and requested that the City pay for the paving of Parkway from the alley to the entrance to Pease Park, owing to the fact that said street carried the greater part of the traffic to said park and the dust created thereby was a traffic hazard. The matter was referred to the City Manager to try and effect a compromise with Judge Baugh for the paving of said street on the usual basis that the City pays for the cost of paving.

Upon motion, duly seconded and carried, J. Pete Reyes was granted temporary permits to operate his two taxicabs recently cancelled by false representation of his brother, such temporary permits to be made permanent when the first two vacancies occur.