

and Councilman Wolf; nays, none.

Upon motion, seconded and carried, the meeting was recessed at 1:00 P. M., subject to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:
Hallie McKeear
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, May 9, 1940.

The City Council convened in regular session, at the regular meeting place in the Council Room at the Municipal Building, on Thursday, May 9, 1940, at 10:50 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; absent, Councilman Bartholomew.

The Minutes of the regular meeting of May 2, 1940, were read, and upon motion of Councilman Gillis, seconded by Councilman Alford, were adopted as read by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

Councilman Alford moved that the following applications for licenses to operate private boats on Lake Austin be approved, in accordance with the recommendations of the Lake Austin Navigation Board:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Adrian, C. B. - - 2009 Kenwood Avenue	Home-made, Fishing Boat, Flat-bottom, Elco Outboard, 3-passenger
Alff, Henry - - 1603 Lavaca Street	Home-made, Outboard, 1937 Model, "Betty-Mae", Star, 6-passenger
Barkley, Fred G.- 2203 Scenic Drive	Home-made, Outboard, 1940 Model, Johnson, 4-passenger
Cappleman, E. N.- 3308 Clearview Drive	Home-made, 1938 Model, "Nelia", Briggs Stratton, 6-passenger
Davis, Franklin - 000 Camp MA 3-T, Austin-	Sea King, Outboard, 1940 Model, 6-passenger
Gross, Louis - 2514 Harris Boulevard -	Penn Yann, Outboard, 1940 Model, "Sam&Co", Johnson, 5-passenger
Hall, M. C. - 1012 Harper Lane	Home-made, Cruiser, Outboard, 1939 Model, "Little Shadow", Evinrude, 4-passenger
Hazelwood, L. G.- P.O. Box 332, State School	Dunphy, Outboard, 1940 Model, "Mae", Johnson, 6-passenger
Henderson, Earl - Georgetown, Texas	Watson, Cabin Cruiser, 1937 Model, "Dorothy Jean", 6-passenger
Houston, W. B. - 706 Guadalupe Street	Sail, 6-passenger
Kuber, Ralph E.- 1406 Juliet Street	Home-made, Inboard, "Scram", 1940 Model, 5-passenger

Name and Address of ApplicantDescription of Boat

Lumpkin, J. J. - 415 East 30th Street

Dixie, Outboard, 1939 Model, "Zadie", Evinrude, 5-passenger

Steves, Frank J. - Taylor, Texas

Wolverine, Delux Outboard, 1939 Model, Johnson, 6-passenger

Warren, James, Jr.- 604 Theresa Street

Century, Outboard, 1940 Model, Evinrude, 6-passenger

The motion was seconded by Councilman Wolf, and the same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

The following resolution was introduced by Councilman Gillis:

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 SCHULLE AVENUE from Stevenson Avenue southerly 257 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said Schulle Avenue.

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

- (2) A gas main in SHOALWOOD AVENUE from a point 227 feet north of West 45th Street southerly 321 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said Shoalwood Avenue.

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.

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

The following resolution was introduced by Councilman Wolf:

WHEREAS, in October, 1929, the City of Austin entered into a contract with Q. C. Boatman for furnishing water on a certain line outside of the City limits of the City of Austin; and

WHEREAS, this line is now in the area of the Travis County Water Control and Improvement District and same has been cancelled by virtue of the creation of said District and serving of customers in the District by water lines constructed by the District; and

WHEREAS, Q. C. Boatman, W. E. Williamson, A. P. Campbell, S. W. Redd, S. W. Redd, Jr., and H. L. Fresnell built a water line at their own expense for servicing their property and in

consideration of the furnishing of water through said line and the maintenance of said line by the City of Austin conveyed the line to the City; and

WHEREAS, said line is no longer needed to serve these and other persons subsequently connected to same; therefore

BE IT RESOLVED BY THE CITY COUNCIL:

THAT the City Manager be and is hereby authorized and directed to quitclaim and release to the original conveyors to said line above enumerated all right, title, and interest of the City of Austin to said line for the reasons above stated.

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

Raymond Brooks, representing the Lower Colorado River Authority, came before the Council and submitted a proposal that the City pay one-half the cost, amounting to \$1950, of a neon sign to be placed on Lamar Park advertising the City of Austin as "The Gateway to the Lake Region." The matter was taken under advisement.

The following resolution was introduced by Councilman Alford:

WHEREAS, the taxes on Lot 19, Block 1, Outlet 14, Division "D" (Fruth), in the City of Austin, Travis County, Texas, was assessed in the name of the University Baptist Church for the year 1928 to 1939, both inclusive; and

WHEREAS, said property was deeded to the University Baptist Church to be used as a parsonage; and

WHEREAS, under all the circumstances, it is deemed equitable and advisable that the taxes against said property for the years 1931 to 1939, both inclusive, be charged off the rolls; therefore,

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

THAT T. B. Marshall, City Tax Assessor and Collector, is hereby authorized to charge off the tax rolls the assessment upon said real estate for the years 1931 to 1939, both inclusive, provided that the taxes, penalty and interest for the years 1928, 1929 and 1930 be paid on or before the 15th day of May, 1940.

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

The following resolution was introduced:

WHEREAS, City of Austin taxes were assessed in the name of John C. Butler for the years 1936 to 1939, both inclusive, on Lots 1 and 2, Block 5, Outlots 41, 42, 53, Riverview; Lot 12, Block 2, Outlots 41, 42, 53, Riverview; Lot 7, Block 14; Lot 5, Block 5, Outlots 23, 24, Fairgrounds; Lot 1, Block 2, Travis Heights, City of Austin, Travis County, Texas; together with personal property, in the City of Austin, Travis County, Texas, said taxes being for the sum of \$653.94; and for non-payment of same at maturity penalty in the sum of \$22.72 has been assessed, and interest in the sum of \$53.31, making the total amount of taxes, penalty and interest \$729.97; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$22.72, and one-half of the interest in the sum of \$26.65; therefore

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

THAT the aforesaid penalty in the sum of \$22.72, and one-half of the interest in the sum of \$26.65, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$22.72, and one-half of the interest in the sum of \$26.65, off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half of the interest, as aforesaid.

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

The hearing on the change in zoning, from "A" Residence District to "C" Commercial District, of the property of H. E. Martin, located at the northeast corner of West Live Oak and South First Streets, more particularly described as Lot 1, Block 3, Davis & Dawson Addition of the City of Austin, Texas, which was continued from the last regular meeting, was continued to the next regular meeting.

Upon motion, seconded and carried, the meeting was recessed at 11:30 A. M., subject to call of the Mayor.

Approved Tom Miller
Mayor

Attest:

Marie McKeen
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, May 16, 1940.

The City Council convened in regular session, at the regular meeting place in the Council Room at the Municipal Building, on Thursday, May 16, 1940, at 10:55 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; absent, Councilman Bartholomew.

The Minutes of the regular meeting of May 9, 1940, were read, and upon motion of Councilman Alford, were adopted, as read, by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

A public hearing on the proposed amendment to the Plumbing Ordinance was called for the next regular meeting, Thursday, May 23.

The application of Roland R. Freund for a change in zoning of the property at the southeast corner of the intersection of 34th Street and Shoal Creek Drive, said property facing 143.42 feet on 34th Street and 162.52 feet on Shoal Creek Drive, from Residential to "C" Commercial, was received; and the matter was referred to the Board of Adjustment for consideration and recommendation.

The application of W. E. Thompson for a change in zoning of Lots 31, 32, and 33, of N. A. Ladd Addition, said property fronting 115 feet on the Lower Georgetown Road and facing Capitol Court Street, from "C" Commercial to "C-2" Commercial, was received; and the matter was referred to the Board of Adjustment for consideration and recommendation.

A petition asking for the closing of the alley running through Block 1 of Tobin & Johnson's Addition, extending from Schulle Street to Pecos Street, between Enfield Road and Bonnie Road, signed by Iline Cameron, et al., property owners, was received.

A petition protesting the closing of the aforementioned alley, signed by A. C. Cade, et al., was received, also.