

REGULAR MEETING OF THE CITY COUNCIL;

Austin, Texas, February 11, 1943

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, February 11, 1943, at 10:40 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Gillis, and Mayor Miller; absent, Councilmen Bartholomew and Wolf.

There were present also: J. E. Motheral, City Engineer; Gibson R. Randle, Acting City Attorney; J. M. Patterson, Jr., Assistant City Attorney; and R. D. Thorp, Chief of Police; absent, Acting City Manager Seaholm.

The Minutes of the regular meeting of February 4, 1943, were read; and upon motion of Councilman Alford, were adopted as read by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

Horace Shelton, Attorney for Vera Barton, colored, presented a petition signed by the business firms in the vicinity of 1900 East 12th Street, there being no residences adjacent thereto, waiving any objections to the granting of a wine and beer permit to his client at said location.

It was then moved by Councilman Alford that the application of the said Vera Barton, colored, for a wine and beer permit at 1900 East 12th Street, be approved. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

The application of J. A. Reed, 1618 Rosewood Avenue, for a wine and beer permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Gillis moved that the application be approved. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

The application of R. L. Schnauts, 621 Congress Avenue, for a retail package store permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Gillis moved that the application be approved. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

The application of N. C. Nalls and E. B. McClain, 2032 Fredericksburg Road, for a retail wine and beer permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Gillis moved that the application be approved. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

Mr. James Farnell, representing the James Gravel Company, came before the Council and submitted an offer of \$100 for the purchase of a strip of ground owned by the City, approximately 62x112.49 feet, located south of the International & Great Northern Railroad on West 3rd Street and west of Baylor Street. The matter was taken under advisement.

The said James Farnell, representing the James Gravel Company, also submitted a request for the permanent closing of the south end of Baylor Street, which has never been actually opened. The matter was taken under advisement, pending a petition from abutting property owners agreeing to the closing of said street.

The application of Sherman White, colored, 1407 Sanchez Street, for a license to operate as a taxicab a 1941 Model, Ford Coach, Motor No. 009016, State License No. NO8-947, duly approved by the Acting City Manager, et al., was submitted. Councilman Alford moved that the license be granted, it having been shown that the applicant was operating a taxicab prior to September 1, 1942. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

The application of Herbert Andrew Whisenant, 106 East 2nd Street, for a taxicab driver's permit,

duly approved by the Acting City Manager, et al., was submitted. Councilman Gillis moved that the permit be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

The application of Sherman White, colored, 1407 Sanchez Street, for a taxicab driver's permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Gillis moved that the permit be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

Pursuant to the authority vested in him under Section Five of the Housing Authorities Law of the State of Texas, Mayor Miller nominated Hubert B. Jones and Louise Haynie as Commissioners of the Housing Authority of the City of Austin, to succeed themselves, for the two-year term ending December 23, 1944, retroactive to December 23, 1942. The nominations were confirmed by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

The question of eliminating various traffic stops and signal lights for the duration of the War in order to conserve tires and gasoline, as proposed by the Office of Defense Transportation, came up for discussion; and the matter was referred to the Traffic Division for study and recommendation.

A committee from the Austin Symphony Orchestra, composed of Judge Ben Powell, Malcolm Gregory, Kurt Schmedes, C. A. Schutze, and F. C. Morse, came before the Council and submitted a request for assistance in its program for enlargement of the scope of its activities to include a junior orchestra, choral groups, etc., by authorizing the employment of H. J. Buytendorp as full-time director, at a salary of \$200 per month, said director to be under the supervision of the Recreation Department.

After some discussion of the matter, it was moved by Councilman Alford that the request of the Austin Symphony Orchestra be granted; and that the sum of Eighteen Hundred Dollars (\$1800.00) be appropriated out of the General Fund, not otherwise appropriated, for the purpose of paying the salary of the said H. J. Buytendorp as full-time director, for the remainder of this year, starting April 1, at the rate of \$200 per month, the said director to be employed by the Recreation Department, and also to be under the direction of said Austin Symphony Orchestra. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilman Bartholomew and Wolf absent.

Upon motion, duly seconded and carried, the meeting was recessed at 12:10 P. M., subject to call of the Mayor.

APPROVED:

Tom Miller
MAYOR

ATTEST:

Halley M. Keller
CITY CLERK

RECESSED MEETING OF THE CITY COUNCIL:

Austin, Texas, February 11, 1943

Pursuant to call of the Mayor, the City Council reconvened at 5:00 o'clock P. M., February 11, 1943, in the Council Chamber at the Municipal Building, with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; absent, Councilman Wolf.

There were present also: Gibson R. Randle, Acting City Attorney; Wm. M. Wolf, Assistant City Attorney; R. D. Thorp, Chief of Police; and Capt. Roy Smith, Superintendent of Traffic Division.

The Mayor announced that the purpose of the meeting was to consider certain amendments to the Parking Meter and Traffic Ordinances.

The Mayor then introduced the following Ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ESTABLISHING PARKING METER ZONES IN THE CITY OF AUSTIN AND PROVIDING FOR THE REGULATION OF TRAFFIC THEREBY, WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AUGUST 19, 1937, AND IS RECORDED IN BOOK "K", PAGES 281-286, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 9 OF SAID ORDINANCE SO AS TO PROVIDE THAT IT SHALL NOT BE NECESSARY FOR THE COMPLAINT TO ALLEGE OR THE STATE TO PROVE GUILTY KNOWLEDGE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The Ordinance was read the first time and Councilman Gillis moved that the rules be suspended and the Ordinance be passed to its second reading. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Ordinance was then read the second time and Councilman Gillis moved that the rules be further suspended and the Ordinance be passed to its third reading. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Ordinance was then read the third time and Councilman Gillis moved that the Ordinance be finally passed. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Mayor then declared that the Ordinance had been finally passed.

Councilman Gillis introduced the following Ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ESTABLISHING PARKING METER ZONES IN THE CITY OF AUSTIN; AND PROVIDING FOR THE REGULATION OF TRAFFIC THEREBY, WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AUGUST 19, 1937, AND IS RECORDED IN BOOK "K", PAGES 281-286, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 6(b) OF SAID ORDINANCE SO AS TO PROVIDE THAT THE REGISTERED OWNER OF A VEHICLE SHALL BE PRIMA FACIE RESPONSIBLE FOR ITS ILLEGAL PARKING; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY

The Ordinance was then read the first time and Councilman Gillis moved that the rules be suspended and the Ordinance be passed to its second reading. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Ordinance was then read the second time and Councilman Gillis moved that the rules be further suspended and the Ordinance be passed to its third reading. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Ordinance was then read the third time and Councilman Alford moved that the Ordinance be

finally passed. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Mayor then declared the Ordinance finally passed.

Councilman Gillis introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN, PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH SAID ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, TEXAS, BY AMENDING SECTION 105 OF SAID ORDINANCE SO AS TO PROVIDE THAT THE REGISTERED OWNER OF A VEHICLE SHALL BE PRIMA FACIE RESPONSIBLE FOR ITS ILLEGAL PARKING; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The Ordinance was read the first time and Councilman Gillis moved that the rules be suspended and the Ordinance be passed to its second reading. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Ordinance was then read the second time and Councilman Gillis moved that the rules be further suspended and the Ordinance be passed to its third reading. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Ordinance was then read the third time and Councilman Alford moved that the Ordinance be finally passed. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Mayor then declared the Ordinance finally passed.

Upon motion, duly seconded and carried, the meeting was recessed at 6:00 P. M., subject to call of the Mayor.

APPROVED:

Tom Miller
MAYOR

ATTEST:

Lillian M. Keller
CITY CLERK