

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, November 24, 1943.

The City Council convened in Regular Session, at the regular meeting place in the Council Chamber at the Municipal Building, on Wednesday, November 24, 1943, at 10:45 A. M., Thursday being Thanksgiving Day, 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: Walter E. Seaholm, Acting City Manager; J. E. Motheral, City Engineer; Wm. Wolf, Assistant City Attorney; and R. D. Thorp, Chief of Police.

The minutes of the Regular Meetings of November 10, and November 18, 1943, were read, and upon motion of Councilman Alford, were adopted as read by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

Acting City Manager Seaholm submitted the following estimate of the Engineering Department on the cost of paving the streets adjacent to the State Cemetery:

" November 23, 1943

Memorandum to Mr. Motheral:

Following is an estimate of the cost of constructing an 8" gravel base with a 3-course inverted penetration asphalt top on the streets adjacent to the State Cemetery:

Navasota (7th to 11th) -	4,700 sq. yds. pavement at \$1.00	-----\$4,700.00
Comal (7th to 11th) -	4,700 sq. yds. pavement at \$1.00	----- 4,700.00
Eleventh Street - (Navasota to Comal) -	3,350 sq. yds. pavement at \$1.00	----- 3,350.00

In addition, we have estimated the cost of completing the pavement on Eleventh Street from Rosewood Avenue to Navasota Street at \$250.00.

(Sgd) C. G. Levander "

Councilman Gillis moved that the foregoing estimate be approved, and that the sum of \$12,750.00 be appropriated out of the General Fund in payment of the cost of such pavement on the above named streets adjacent to the State Cemetery. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

It was moved by Mayor Miller that the Acting City Attorney be instructed to have a resolution prepared for the next regular meeting, commemorating the life and works of the late Prof. A. N. McCallum, Superintendent of the Austin Public Schools, and that copies of same be sent to the family of the deceased and to the School Board. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

Councilman Alford offered the following resolution:

(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 ROSEWOOD AVENUE from a point 103 feet east of Chicon Street, easterly to Chestnut Street, the centerline of which gas main shall be 17 feet south of, and parallel to, the centerline of said Rosewood Avenue.
Said gas main described above shall have a covering of not less than 2½ feet.
- (2) A gas main in CHESTNUT AVENUE from Rosewood Avenue north 220 feet, the centerline of which gas main shall be 12 feet west of, and parallel to, the east line

of said Chestnut Avenue.

Said gas main described above shall have a cover of not less than 2 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 Alford, the foregoing resolution was adopted by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The application of the Post Office Cafe, 503 Lavaca Street, for a wine and beer permit, duly recommended for approval by the Acting City Manager et al, was submitted. Councilman Bartholomew moved that the permit be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The application of Bruce Brinkley, 1707 Canterbury Street, for a taxicab driver's permit, duly recommended for approval by the Acting City Manager, et al, was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The application of Clyde Weber Crooks, 46 East Avenue, for a taxicab driver's permit, duly recommended for approval by the Acting City Manager, et al, was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The application of Martin Buford Banks, colored, 1312 Washington Avenue, for a taxicab driver's permit, duly recommended for approval by the Acting City Manager, et al, was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The application of Clarence William Ruffin, colored, 1907 East 9th Street, for a taxicab driver's permit, duly recommended for approval by the Acting City Manager, et al, was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The following resolution was introduced:

(RESOLUTION)

WHEREAS, City of Austin taxes were assessed in the name of Ernest Nalle for the years 1926 through 1942 on Lots 20 and 21, in Block 1, Lee's Hill, in the City of Austin, Travis County, Texas,

said taxes being for the sum of \$320.28, and for non-payment of same at maturity, penalty in the sum of \$16.01 has been assessed, and interest in the sum of \$104.77 has accrued, making the total amount of taxes, penalty and interest \$421.16; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$16.01 and one-half of the interest in the sum of \$72.38; therefore,

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

THAT the aforesaid penalty in the sum of \$16.01 and one-half of the interest in the sum of \$72.38 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 \$16.01 and one-half of the interest in the sum of \$72.38 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 foregoing resolution was adopted by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilmen Wolf absent.

The following resolution was introduced:

(RESOLUTION)

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

THAT the sum of \$12,750.00 be, and the same is hereby, appropriated out of the General Fund, not otherwise appropriated, for the purpose of constructing an 8" gravel base with a 3-course inverted penetration asphalt top on the streets adjacent to the State Cemetery, to-wit:

NAVASOTA STREET from 7th to 11th Streets: 4,700 sq. yds. pavement at \$1.00 -----	\$ 4,700.00
COMAL STREET from 7th to 11th Streets: 4,700 sq. yds. pavement at \$1.00 -----	4,700.00
ELEVENTH STREET from Navasota to Comal Streets: 3,350 sq. yds. pavement at \$1.00 -----	<u>3,350.00</u>
Total -	\$12,750.00

in accordance with estimate submitted by the Engineering Department.

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

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:

William M. Keller
CITY CLERK