

and interest in the sum of \$1.12; therefore,

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

THAT the aforesaid penalty and interest in the sum of \$1.12 are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty and interest in the sum of \$1.12 off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes in the sum of \$7.40, as aforesaid.

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

There being no further business, upon motion, seconded and carried, the meeting was recessed at 11:50 A. M., subject to call of the Mayor.

APPROVED: Tom Miller  
MAYOR

ATTEST:

Nellie M. Keller  
CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 22, 1943

The City Council convened in Regular Session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, April 22, 1943, at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; absent, Councilmen Wolf.

There were present also: Walter E. Seeholm, Acting City Manager, J. E. Motheral, City Engineer; J. M. Patterson, Jr., Acting City Attorney; and R. D. Thorp, Chief of Police.

The minutes of the Regular Meeting of April 15, 1943, were read, and upon motion of Councilman Gillis, were adopted as read by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following application for a license to operate a commercial boat, approved by the Lake Austin Navigation Board, was submitted:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Burr, L. B. - 1708 West 6th Street	Gar Wood, Inboard, 1941 Model, 8-passenger

Councilman Bartholomew moved that the application be approved. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The following application for a license to operate a private boat was submitted:

<u>Home and Address of Applicant</u>	<u>Description of Boat</u>
Lieut. Ed J. Marks - Camp Swift, Texas	Skram, Outboard, Runabout, 1939 Model, Semi-V Bottom, Johnson Sea Horse, 5-passenger

Councilman Bartholomew moved that the license be granted, subject to the approval of the Lake Austin Navigation Board. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

NEWTON ANDREW GARNER, JR., 614 West 33rd Street, came before the Council to appeal his application for a taxicab driver's permit, which had been recommended for denial. After a consideration of the facts in the case, it was moved by Councilman Alford that the applicant be granted a taxicab driver's permit for a 30-day probationary period, with the stipulation that he report to the Chief of Police at intervals in the meantime. The motion carried by the following vote: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Mexican Patriotic Committee extended an invitation to the City Council to attend their patriotic celebration at Zaragoza Park on May 5, at 8:30 P. M. The invitation was accepted with thanks.

The following resolution was introduced by Councilman Bartholomew:

(RESOLUTION)

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

THAT Walter E. Seaholm, Acting City Manager, be, and he is hereby, authorized and fully empowered to purchase for and in behalf of the City of Austin THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) worth of United States Treasury Certificates; \$200,000.00 of said bonds to be purchased out of the Interest and Sinking Fund, to be held in trust for the particular fund from which the money is taken; and \$100,000.00 of said bonds to be purchased out of the Water and Light Fund; all of said bonds so purchased to be short-term bonds, maturing in one year from date.

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

The following ordinance was introduced by Mayor Miller:

AN ORDINANCE REGULATING THE RATES TO BE CHARGED DOMESTIC AND COMMERCIAL CONSUMERS USING NATURAL GAS AND NATURAL GAS SERVICE WITHIN THE CITY OF AUSTIN, TEXAS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, BUT ONLY INSOFAR AS THE SAME MAY BE IN CONFLICT; PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE, AND MAKING IT UNLAWFUL FOR ANY OFFICER, AGENT OR EMPLOYEE OF ANY PERSON, FIRM, CORPORATION, RECEIVER, OR LESSEE OPERATING A GAS DISTRIBUTION SYSTEM IN THE CITY OF AUSTIN UNDER FRANCHISE TO DEMAND, EXACT, OR COLLECT FROM ANY DOMESTIC OR COMMERCIAL CONSUMER ANY CHARGE FOR NATURAL GAS OR NATURAL GAS SERVICE IN EXCESS OF THE RATES HEREIN FIXED; REPEALING THE GAS RATE ORDINANCE PASSED AND APPROVED JULY 23, 1942; AND DECLARING AN EMERGENCY.

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 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 a further suspension of the rule and the placing of the Ordinance on 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.

Upon motion, seconded and carried, the meeting was then recessed, at 11:10 A. M., subject to call of the Mayor.

ATTEST: *Hellen M. Keller* CITY CLERK

APPROVED: *Tom Miller* MAYOR

## REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 29, 1943

The City Council convened in Regular Session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, April 29, 1943, at 10:45 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: Walter E. Seaholm, Acting City Manager; J. E. Motheral, City Engineer; J. M. Patterson, Jr., Acting City Attorney; and R. D. Thorp, Chief of Police.

The Minutes of the Regular Meeting of April 22 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.

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 EAST 19TH STREET from a point 115 feet west of the west property line of Red River Street easterly 195 feet, the centerline of which gas main shall be 18 feet south of, and parallel to, the north property line of said East 19th Street.

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

- (2) A gas main in RED RIVER STREET from a point 29 feet south of the north property line of East 19th Street northerly 11 feet, the centerline of which gas main shall be 40 feet east of, and parallel to, the centerline of said Red River 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 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, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

The application of VIRGIL HENRY WINGROUTH, 306 East 3th Street, for a renewal of his taxicab driver's permit, duly approved by the Acting City Manager, et al., was submitted. Councilmen Gillis moved that the application 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 ARTHUR ROY CUNNINGHAM, 2106 Holly Street, for a renewal of his taxicab driver's permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Gillis moved that the application 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 LELAND LEE HOGAN, 318 Chalmers Avenue, for a taxicab driver's permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Alford moved that the application 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 ALVIN JONES, COLORED, 2003 East 13th Street, for a taxicab driver's permit, duly approved by the Acting City Manager, et al., was submitted. Councilman Alford moved that the application be granted. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

There being no further business, Councilman Alford moved that the Council adjourn until Saturday, May 1, 1943, at 10:00 A. M. The motion carried by the following vote: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilmen Bartholomew and Wolf absent.

The Council then adjourned at 11:00 A. M.

APPROVED: Tom Miller  
MAYOR

ATTEST:

William McKellar  
CITY CLERK

## ADJOURNED MEETING OF THE CITY COUNCIL:

Austin, Texas, May 1, 1943

The City Council convened at 10:20 A. M., Saturday, May 1, 1943, in the Council Chamber at the Municipal Building. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; absent, Councilman Wolf.

There were present also: Walter E. Senholm, Acting City Manager; J. M. Patterson, Jr., Acting City Attorney; and R. D. Thorp, Chief of Police.

The Mayor stated that the purpose of the meeting was for the installation and organization of the newly-elected City Council, and the election of certain appointive officers.

Following a brief address by Judge Ben H. Powell, citizen and taxpayer, complimenting the City Council on the splendid achievements accomplished by it during its tenure of office, and a response by Mayor Miller, the Council then proceeded with the business before it.

The Oath of Office was then administered by Acting City Attorney Patterson to the following Councilmen-elect: Chas. F. Alford, Eugene C. Bartholomew, Simon Gillis, and Tom Miller.

Mayor Miller announced that notice had been received to the effect that the Oath of Office of Councilman-elect Oswald G. Wolf had been mailed from Australia, where he is on duty with the United States Navy.

The election of a Mayor and Mayor Pro Tem for the ensuing two years was the next order of business.

Councilman Bartholomew then nominated Councilman Tom Miller as Mayor. The nomination was seconded by Councilman Gillis. There being no other nominations, Councilman Bartholomew took the chair and ordered the roll called on the nomination by him, with the following result: "ayes," Councilmen Alford, Bartholomew, and Gillis; "nays," none; Councilman Miller present but not voting; Councilman Wolf absent.

Councilman Tom Miller was thereupon declared the duly elected Mayor for the ensuing two years, who thereupon took the chair and in a brief address to the Council expressed his appreciation for the confidence again imposed in him.

Councilman Alford then nominated Councilman Eugene C. Bartholomew as Mayor Pro Tem. The nomination was seconded by Councilman Gillis. There being no other nominations, the roll was ordered called on the nomination by Councilman Alford, with the following result: "ayes," Councilmen Alford, Gillis, and Mayor Miller; "nays," none; Councilman Bartholomew present but not voting; Councilman Wolf absent.

Councilman Eugene C. Bartholomew was thereupon declared duly elected Mayor Pro Tem.

The election of appointive officers was the next order of business.

Mayor Miller then nominated Guiton Morgan as City Manager. The nomination was seconded by Councilman Alford. There being no other nominations, the roll was ordered called on the nomination by Mayor Miller, with the following result: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Mayor thereupon declared Guiton Morgan duly elected City Manager.

Councilman Alford then nominated Walter E. Senholm as Acting City Manager during the absence of City Manager Morgan, who is on leave of absence for military service. The nomination was seconded by Councilman Bartholomew. There being no other nominations, the roll was ordered called on the nomination by Councilman Alford, with the following result: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf.

The Mayor thereupon declared Walter E. Senholm duly elected Acting City Manager.

Councilman Gillis then nominated J. W. Maxwell as Judge of the Corporation Court. The nomination was seconded by Councilman Alford. There being no other nominations, the roll was ordered called on the nomination by Councilman Gillis, with the following result: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Mayor thereupon declared J. W. Maxwell to be the duly elected Judge of the Corporation Court.

Councilman Gillis then nominated O. P. Bonner as Clerk of the Corporation Court. The nomination was seconded by Councilman Alford. There being no other nominations, the roll was ordered called on the nomination by Councilman Gillis, with the following result: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Mayor thereupon declared O. P. Bonner to be the duly elected Clerk of the Corporation Court.

Councilman Alford nominated Hallie McKellar as City Clerk. The nomination was seconded by Councilman Gillis. There being no other nominations, the roll was ordered called on the nomination by Councilman Alford, with the following result: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

Mayor Miller then nominated Dr. J. M. Coleman as Acting City Health Officer. The nomination was seconded by Councilman Alford. There being no other nominations, the roll was ordered called on the nomination by Mayor Miller, with the following result: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

Mayor Miller thereupon declared Dr. J. M. Coleman to be the duly elected Acting City Health Officer.

Mayor Miller then nominated Kurt R. Meyer as a member of the Board of Equalization for the two-year term expiring May 1, 1945. The nomination was seconded by Councilman Gillis. There being no other nominations, the roll was ordered called on the nomination by Mayor Miller, with the following result: "ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "nays," none; Councilman Wolf absent.

The Mayor thereupon declared Kurt R. Meyer to be a duly elected member of the Board of Equalization.

There being no further business, upon motion seconded and carried, the meeting was recessed at 11:10 A. M., subject to call of the Mayor.

APPROVED: Tom Miller  
MAYOR

ATTEST:

Hallie McKellar  
CITY CLERK