

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, November 25, 1931.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilman Gillis, Mayor McFadden, Councilman Mueller, 3; absent, Councilmen Alford and Steck, 2.

The Minutes of the last meeting were read and Councilman Gillis moved the adoption of same as read. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilman Mueller, 3; nays, none; Councilmen Alford and Steck absent, 2.

The Mayor laid before the Council the following resolution, which was introduced at the last regular meeting and laid over:

RESOLUTION DECLARING THE NECESSITY FOR,
AND PROVIDING FOR FLUSH COATING A PORTION
OF GUADALUPE STREET IN THE CITY OF AUSTIN,
TEXAS, LETTING CONTRACT THEREFOR, APPROVING
FORM OF CONTRACT AND BOND, AND APPROPRIATING
MONEY TO PAY THE COST THEREOF.

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

I.

That a necessity exists that Guadalupe Street from the north line of Nineteenth Street to the north line of Twenty-fourth Street in the City of Austin, Texas, be improved by flush coating the same with bitulithic double flush coating, in accordance with the specifications therefor on file with the City of Austin, Texas.

II.

That the bid of Southwest Bitulithic Company for such flush coating at and for the price of fifteen cents per square yard be and the same is accepted, and it is hereby ordered and provided that the contract for making such street improvement is hereby let to said Southwest Bitulithic Company, and the form for said contract having been submitted, together with a form of construction bond securing the performance of said contract, said forms of contract and bond are hereby approved and the City is hereby authorized and directed to execute a contract with said Southwest Bitulithic Company upon said form of contract in the name of the City of Austin, Texas, and to impress the corporate seal of said city thereon, and is authorized and directed to receive and approve a construction bond executed upon said form of bond, in the sum of \$325.00, upon presentation of said bond duly executed by said contractor and a surety company authorized to do business in the State of Texas.

It is ordered that any ordinance, resolution, rule or regulation requiring or providing for competitive bid shall be and the same is hereby waived and dispensed with and suspended for the purposes of the improvements herein ordered, and for the purpose of the contract hereby let.

III.

That the City of Austin shall and will pay in cash the entire cost of such flush coating, upon completion and acceptance thereof by the City of Austin.

IV.

That the sum of \$1650.00 is hereby appropriated out of the street improvement fund of the City of Austin for the purpose of the cost of such flush coating, which amount is

to be kept in a sacred fund and applied to the purpose named.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilman Mueller, 3; nays, none; Councilmen Alford and Steck absent, 2.

The following resolution was introduced and laid over for one week:

RESOLUTION DECLARING THE NECESSITY FOR, AND PROVIDING FOR FLUSH COATING A PORTION OF SEVENTH STREET AND PORTIONS OF SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, APPROVING FORM OF CONTRACT AND BOND, AND APPROPRIATING MONEY TO PAY THE COST THEREOF.

The Mayor laid before the Council the following:

"Austin, Texas, November 24, 1931.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

We have considered the application of B. E. Howell who has applied for a permit to install gasoline equipment and to operate a filling station on the James Street side of Lot 19, Block 13 of the Swisher Addition, and hereby advise that the following conditions exist:

(a) He proposes to construct a filling station on property which is shown on the Zoning map as being located within the "C" Commercial Use District.

(b) He proposes to install one pump and tank and does not intend to have any building in connection with same.

We recommend that B. E. Howell be granted a permit to construct and operate said filling station subject to the following conditions:

(1) That no building be constructed in connection with said filling station without B. E. Howell first receiving a special permit therefor from the City Council, and that all equipment shall be placed inside the property line. Lines and grades to be obtained before construction starts, or before equipment is installed. Lines and grades to be obtained from the Engineering Department for entrances and driveways.

(2) That all construction of the filling station improvements shall be in accord with the Building Ordinance, Zoning Ordinance, Filling Station Ordinance and in accord with the Ordinance prohibiting the disposal of commercial water or oil upon the City streets.

(3) That the grades of the station and that the grades of the property of B. E. Howell close to and adjacent to the area used as a filling station shall be such that no waste oils or waters or any floor washing shall ever pass over the city sidewalk area, and if at a later date B. E. Howell should get a permit from the City Council to erect the building and make other permanent improvements around said filling station, then all of said oils and waters shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-48.

(4) That the pump shall be located as shown on the plan hereto attached marked 2-H-189.

(5) That the location of all ramps, driveways, curbs, gutters and sidewalk area shall be in accord with plan 2-H-189, which plan is hereby made a part of this resolution.

(6) That all adjacent sidewalks, curbs, ramps and gutters as shown in crayon color on the accompanying plan 2-H-189 shall be constructed as shown on plan 2-H-189 at the expense of the applicant.

(7) 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.

Signed: G. S. Moore,
Building Inspector.

Orin E. Metcalfe,
City Engineer. "

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

That the City Council of the City of Austin hereby approves Lot 19, Block 13 of the Swisher Addition on James Street as a filling station site, and hereby authorizes B. E. Howell to construct and operate a filling station subject to same's being construct-

ed and operated subject to all of the ordinances relating thereto, and further subject to the foregoing 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 of 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 B. E. Howell has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilman Mueller, 3; nays, none; Councilmen Alford and Steck absent, 2.

A petition signed by the merchants and residents in the third block on West Sixth Street, asking that an ordinance be passed establishing one hour parking in this area, was read and referred to the City Attorney to have the proper ordinance drawn.

The following report of Orin E. Metcalfe, City Engineer, was read:

"Austin, Texas, November 19, 1931.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

C. A. Maufrais, Contractor for the steps, platform and walls in the East Avenue Parks between 12th and 14th Streets, has completed the work in a satisfactory manner in accordance with the plans and specifications. I recommend final acceptance of the work and payment in full in accordance with the accompanying estimate. The amount due on this estimate is \$1748.14, the amount provided for authority for expenditure was \$1843.00.

Respectfully submitted,

(Sgd) Orin E. Metcalfe,
City Engineer. "

Councilman Gillis moved that the above work done by C. A. Maufrais, Contractor, be accepted and that the City Manager be authorized to make payment in full on same, in the amount of \$1748.14. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilman Mueller, 3; nays, none; Councilmen Alford and Steck absent, 2.

The Mayor laid before the Council the following resolution:

WHEREAS, the City of Austin in the development of its parks on East Avenue between Twelfth and Fourteenth Streets had walls and a lookout stand constructed out of rock; and

WHEREAS, it had been the original intention to use a common field stone for these rock improvements; and

WHEREAS, the Texas Quarries, Inc., voluntarily furnished their special cut stone products to the Contractor and to the City of Austin, charging only what the ordinary field stone would have cost; and

WHEREAS, this change of material has increased the beauty and attractiveness of the improvements; therefore,

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

THAT we, the members of the City Council of the City of Austin, extend our thanks to the Texas Quarries, Inc., for their gift; and

THAT the City Clerk is hereby instructed to forward a copy of this resolution to the Texas Quarries, Inc.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilman Mueller, 3; nays, none; Councilmen Alford and Steck absent, 2.

No further business coming before the Council, Councilman Gillis moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilman Mueller, 3; nays, none; Councilmen Alford and Steck absent, 2.

The Council then recessed.

Approved: *P. H. McFadden*
M a y o r .

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, December 3, 1931.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; absent, none.

The Minutes of the last meeting were read and Councilman Mueller moved the adoption of same as read. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

This being the day set for the hearing of owners of abutting property and others interested with reference to street improvements to be constructed in the certain Unit or District of Improvement as follows:

TENTH STREET from the east property line of Brazos Street to the west property line of San Jacinto Street, known and designated as Unit or District No. P-184; the Mayor thereupon stated that all persons desiring to protest the levying of assessments against abutting property on the above mentioned street and within the limits above stated, or who desired to be heard with reference to the improvements proposed to be assessed against said property and the owners thereof, or any other matters or things authorized by the provisions of Article XXIV of the Charter of the City of Austin to be urged and considered at this hearing, would now be heard from, and no one appearing to protest the Mayor laid before the Council the following ordinance:

ORDINANCE CLOSING HEARING AND LEVYING ASSESSMENTS FOR PART OF THE COST OF IMPROVING A PORTION OF TENTH STREET IN THE CITY OF AUSTIN, TEXAS, FIXING A CHARGE AND LIEN AGAINST PROPERTY ABUTTING THEREON AND AGAINST THE OWNERS THEREOF, PROVIDING FOR THE COLLECTION OF SUCH ASSESSMENTS AND THE ISSUANCE OF ASSIGNABLE CERTIFICATES IN EVIDENCE THEREOF.

The above ordinance was read the first time and Councilman Mueller moved a suspension of the rule and the placing of the ordinance on its second reading. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen