

and Mayor Miller, 3; nays, none; Councilmen Bartholomew and Wolf absent, 2.

There being no further business, upon motion of Councilman Alford the Council recessed subject to call of the Mayor by the following vote: Ayes, Councilmen Alford, Gillis, and Mayor Miller, 3; nays, none; Councilmen Bartholomew and Wolf absent, 2.

Attest:

Hallie McEllar
City Clerk

Approved:

Tom Miller
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, September 19, 1935

The meeting was called to order at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; absent, none.

The reading of the Minutes was dispensed with.

Councilman Gillis offered the following resolution:

WHEREAS, J. R. Blackmore is the Contractor for the construction of a building located at 110 West 10th Street and desires a portion of the alley space abutting the southeast 41'x 85.3' of Lots 5 and 6, Block 124, of the Original City of Austin, Texas, during the construction of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. That space for the uses hereinabove enumerated be granted to said J.R.Blackmore, the boundary of which is described as follows:

Alley Working Space

Beginning at the southeast corner of the above described property; thence in an easterly direction and at right angles to the centerline of the alley traversing the south one-half of Block 124, of the Original City, a distance of 9'6"; thence in a northerly direction and parallel with the centerline of said alley a distance of 60 feet; thence in a westerly direction and at right angles to the centerline of said alley a distance to the west line of said alley; thence in a southerly direction along the west line of said alley to the place of the beginning.

2. That the above privileges and allotment of space are granted to said J.R.Blackmore, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail at least 4 feet high and substantially braced and anchored around the above described alley working space.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter, and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades,

or obstructions, red lights during all periods of darkness.

(5) That the Contractor shall remove all fences, barricades, loose materials, and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than November 30, 1935.

(6) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(7) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(8) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin, and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work, and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis offered the following resolution:

WHEREAS, College Stores Properties is the Contractor for the alteration of a store front located at 2408 Guadalupe Street and desires a portion of the sidewalk space abutting Lot 5, Outlot 49, Division D, of the City of Austin, Texas, during the alteration of a store front, such space to be used in the work and for the storage of materials therefor; therefore

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

1. That space for the uses hereinabove enumerated be granted to said College Stores Properties, the boundary of which is described as follows:

Sidewalk Working Space

Beginning at the southeast corner of the above described lot; thence in an easterly direction and at right angles to the centerline of Guadalupe Street a distance to the west curb line of Guadalupe Street; thence in a northerly direction along the west curb line of Guadalupe Street a distance of 25 feet; thence in a westerly direction and at right angles to the centerline of Guadalupe Street a distance to the west line of Guadalupe Street; thence in a southerly direction along the west line of Guadalupe Street to the place of the beginning.

2. That the above privileges and allotment of space are granted to said College Stores Properties, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall maintain an unobstructed walkway at least four feet wide through the above described working space, such walkway to be protected from the other working spaces by a guard rail at least four feet high and substantially braced and anchored.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades, or obstructions, red lights during all periods of darkness.

(5) That the Contractor shall remove all fences, barricades, loose materials, and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment, and other obstructions shall be removed not later than September 25, 1935.

(6) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(7) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(8) That the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin, and shall guarantee the replacement of all sidewalks, pavement, and all other public property and public utilities disturbed or removed during the construction work, and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholom Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford offered the following resolution:

WHEREAS, W. J. Schwarzer is the Contractor for the construction of an apartment house located at 1100 Guadalupe Street and desires a portion of the sidewalk and street space abutting the southeast 80x88 feet of Lots 3 and 4, Block 133, of the Original City of Austin, Texas, during the construction of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. That space for the uses hereinabove enumerated be granted to said W.J. Schwarzer the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southeast corner of the above described lot; thence in a westerly direction along the north line of West 11th Street a distance of 88 feet; thence in a southerly direction and at right angles to the centerline of West 11th Street a distance to a point 8 feet south of the north curb line of West 11th Street; thence in an easterly direction and parallel with the centerline of West 11th Street a distance of 88 feet; thence in a northeasterly direction a distance to the point of intersection of the west curb line of Guadalupe Street with the north property line of West 11th Street; thence in a northerly direction along the west curb line of Guadalupe Street a distance of 80 feet; thence in a westerly direction and at right angles to the centerline of Guadalupe Street a distance to the west line of Guadalupe Street; thence in a southerly direction along the west line of Guadalupe Street to the place of the beginning.

2. That the above privileges and allotment of space are granted to said W. J. Schwarzer, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall maintain a 4-ft. unobstructed walkway through the above described working space on Guadalupe Street, such walkway to be parallel with the curb line of Guadalupe Street and protected from the balance of the working space by a guard rail at least 4 feet high and substantially braced and anchored.

That the Contractor shall build a 4-ft. guard rail, substantially braced and

anchored, around the sidewalk and street working space on West 11th Street.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter, and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space, provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall remove all fences, barricades, loose materials, and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment, and other obstructions shall be removed not later than December 31, 1935.

(7) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(8) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(9) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000.00), which shall protect, indemnify, and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin, and shall guarantee the replacement of all sidewalks, pavement, and all other public property and public utilities disturbed or removed during the construction work, and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis offered the following resolution:

WHEREAS, George P. O'Rourke is the contractor for the alteration of a building located at 120 West Sixth Street, and desires a portion of the sidewalk and street space abutting the East 75 feet of Lot 12, Block 70, of the Original City of Austin, Texas, during the alteration of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. That space for the uses hereinabove enumerated be granted to said George P. O'Rourke, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southeast corner of the above described lot; thence in a southerly direction and at right angles to the centerline of West Sixth Street a distance to a point 8 feet south of the north curb line of West Sixth Street; thence in a westerly direction and parallel with the centerline of West Sixth Street a distance of 75 feet; thence in a northerly direction and at right angles to the centerline of West Sixth Street a distance to the north line of West Sixth Street; thence in an easterly direction along the north line of West Sixth Street to the place of beginning.

2. That the above privileges and allotment of space are granted to said George P. O'Rourke

hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a covered walkway through the above described working space, and shall construct a guard rail around the working space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter, and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness.

(5) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment, and other obstructions shall be removed not later than October 11, 1935.

(6) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(7) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(8) That the Contractor shall furnish the City of Austin a surety bond in the sum of Three Thousand Dollars (\$3,000.00), which shall protect, indemnify, and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin, and shall guarantee the replacement of all sidewalks, pavement, and all other public property and public utilities disturbed or removed during the alteration work, and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis offered the following resolution:

WHEREAS, T. A. Webb is the Contractor for the removal of a porch from the front of a fire hall located at 114 West Eighth Street, and desires a portion of the sidewalk and street space abutting the east 80 feet of Lot 12, Block 98, of the Original City of Austin, Texas, during the removal of the porch, such space to be used in the work and for the storage of materials therefor; therefore

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

1. That space for the uses hereinabove enumerated be granted to said T. A. Webb, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southeast corner of the above described lot; thence in a southerly direction and at right angles to the centerline of West Eighth Street a distance of 15 feet; thence in a westerly direction and parallel with the centerline of West Eighth Street a distance of 80 feet; thence in a northerly direction and at right angles to the centerline of West Eighth Street a distance to the north property line of West Eighth Street; thence in an easterly direction along the north property line of West Eighth Street a distance to the place of the beginning.

2. That the above privileges and allotment of space are granted to said T.A. Webb,

hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a substantial 4-ft. guard rail around as much of the above described sidewalk and street working space as possible without interfering with the entrance to or exit from the fire hall by the fire companies.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter, and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades, or obstructions, red lights during all periods of darkness.

(5) That the Contractor shall remove all fences, barricades, loose materials, and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than September 26, 1935.

(6) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(7) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(8) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin, and shall guarantee the replacement of all sidewalks, pavement, and all other public property and public utilities disturbed or removed during the construction work, and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following resolution:

WHEREAS, W. J. Schwarzer is the Contractor for the construction of an apartment house located at 900 West Sixth Street and desires a portion of the sidewalk space abutting Lots 31 and 32, Block E of the Raymond Subdivision in Outlot 2, Division 2 of the City of Austin, Texas, during the construction of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. That space for the uses hereinabove enumerated be granted to said W. J. Schwarzer, the boundary of which is described as follows:

Sidewalk Working Space

Beginning at the southeast corner of the above described property; thence in a westerly direction along the north line of West Sixth Street a distance of 70 feet; thence in a southerly direction and at right angles to the centerline of West Sixth Street a distance to a point 4 feet north of the north curb line of West Sixth Street; thence in an easterly direction and parallel with the centerline of West Sixth Street a distance of 75 feet; thence in a northeasterly direction a distance to the point of intersection of the north property line of West Sixth Street and the west curb line of Henderson Street; thence in a northerly direction along the west curb line of Henderson Street a distance of 75 feet; thence in a westerly direction and at right angles to the centerline of Henderson Street a distance to the west line of Henderson Street; thence in a southerly direction along the west line of

Henderson Street to the place of the beginning.

2. That the above privileges and allotment of space are granted to said W.J. Schwarzer hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail around the above described working space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter, and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space, provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall remove all fences, barricades, loose materials, and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than December 31, 1935.

(7) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(8) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(9) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000.00), which shall protect, indemnify, and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin, and shall guarantee the replacement of all sidewalks, pavement, and all other public property and public utilities disturbed or removed during the construction work, and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore

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

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its pole lines in the following streets:

A telephone pole line in HILLSIDE AVENUE from Park Lane northone block, the center of which pole line shall be 8½ feet west of and parallel to the east line of said Hillside Avenue.

THAT the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager, and in accordance with the ordinances and regulations of the City of Austin governing such construction.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following 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 SAN MARCOS STREET, beginning at a point 19 feet west of and 25 feet north of the intersection of the east line of San Marcos Street and the south line of East 9th Street;

Thence in a southerly direction with the centerline of a gas main, which centerline shall be 19 feet west of and parallel to the east line of said San Marcos Street, for a distance of 167 feet.

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

(2) A gas main in ROSEDALE TERRACE, beginning at a point 20 feet south of and 10 feet west of the intersection of the north line of Rosedale Terrace and the west line of Alta Vista Avenue;

Thence in a westerly direction with the centerline of a gas main, which centerline shall be 20 feet south of and parallel to the north line of said Rosedale Terrace, for a distance of 108 feet.

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

(3) A gas main in CHICON STREET, beginning at a point 24 feet south of and 21 feet west of the intersection of the north line of East 2nd Street and the east line of Chicon Street;

Thence in a southerly direction with the centerline of a gas main, which centerline shall be 21 feet west of and parallel to the east line of Chicon Street, to a point that is 10 feet south of the south line of East 2nd Street;

Thence in an easterly direction and perpendicular to the east line of Chicon Street for a distance of 10 feet to a point;

Thence in a southerly direction with the centerline of a gas main, which centerline shall be 11 feet west of and parallel to the east line of Chicon Street to a point that is 21 feet south of the north line of Willow Street.

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

(4) A gas regulator pit in CHICON STREET, the center of which pit shall be 4 feet north of and 11 feet west of the intersection of the north line of Willow Street and the east line of Chicon Street.

(5) A gas main in EAST 20½ STREET, beginning at a point 26 feet east of and 15 feet south of the intersection of the west line of Oldham Street and the north line of East 20½ Street;

Thence in an easterly direction with the centerline of a gas main, which centerline shall be 15 feet south of and parallel to the north line of said East 20½ Street, for a distance of 110 feet.

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

(6) A gas main in NICKERSON STREET, beginning at a point 21 feet west of and 38 feet north of the intersection of the east line of Nickerson Street and the north line of East Johanna Street;

Thence in a southerly direction with the centerline of a gas main, which centerline shall be 21 feet west of and parallel to the east line of said Nickerson Street for a distance of 47 feet.

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

(7) A gas main in EAST JOHANNA STREET, beginning at a point 21 feet west of and 9 feet south of the intersection of the east line of Nickerson Street and the north line of East Johanna Street;

Thence in a westerly direction with the centerline of a gas main, which centerline

shall be 9 feet south of and parallel to the north line of said East Johanna Street, to a point that is 108 feet west of the west line of Nickerson Street.

Said gas main described above shall have a cover 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 out 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.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following resolution:

WHEREAS, there exists within the City of Austin a street known as Magnolia Street, or 19th Street, as shown upon a map or plat of Tobin and Johnson's Subdivision appearing in Book 1, at page 79, of the Plat Records on file with the County Clerk of Travis County, Texas, which Magnolia Street, or 19th Street, is south of and contiguous to Blocks 1, 8, and 9; and

WHEREAS, the said Magnolia Street, or 19th Street, is in line with the westerly prolongation of Enfield Road; and

WHEREAS, much confusion is caused by the use of different names for the same continuous street; therefore

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

THAT that certain street known as Magnolia Street, or 19th Street, and lying south of and contiguous to Blocks 1, 8, and 9, of Tobin and Johnson's Subdivision appearing in Book 1, at page 79, of the Plat Records on file with the County Clerk of Travis County, Texas, shall be known and designated hereafter as "Enfield Road."

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following resolution:

WHEREAS, there exists within the City of Austin a street known as Magnolia Street as shown upon a map or plat of Walsh Place appearing in Book 3, at page 26, of the Plat Records on file with the County Clerk of Travis County, Texas, which Magnolia Street is south of and contiguous to Blocks 1, 2, and 3 and an unplatted block of said Walsh Place and extends west from Forest Avenue for a distance of approximately four blocks to Lakeside Boulevard; and

WHEREAS, the said Magnolia Street is in line with the westerly prolongation of

. Enfield Road; and

WHEREAS, much confusion is caused by the use of different names for the same continuous street; therefore

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

THAT that certain street known as Magnolia Street and lying south of and contiguous to Blocks 1, 2, and 3 and an unplatted block, all of Walsh Place as shown upon a map or plat of said Walsh Place appearing in Book 3, at page 26, of the Plat Records on file with the County Clerk of Travis County, Texas, which street extends west from Forest Avenue for a distance of approximately four blocks to Lakeside Boulevard, shall be known and designated hereafter as "Enfield Road."

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following resolution:

WHEREAS, in accordance with the provisions of Chapter 3, Title 47, of the Revised Civil Statutes of the State of Texas, the City Council of the City of Austin has heretofore asked the various banking institutions of the City of Austin for sealed bids for the custody of the funds of the City of Austin, and thereafter all bids received were duly opened; and

WHEREAS, it is found by the City Council that the bids of the Capital National Bank and the Austin National Bank are the best bids therefor; therefore

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

1. THAT the Capital National Bank and the Austin National Bank are each hereby designated and selected as a depository of the City of Austin.

2. THAT the City Manager be and is hereby authorized and directed to deposit, in equal amounts, the funds of the City of Austin, in the Capital National Bank and the Austin National Bank, to the extent of \$400,000.00 in the aggregate; upon condition that each of said banks hereby selected as depositories, shall pledge with the City Council of the City of Austin, for the purpose of securing such City funds, securities of the kind provided in Article 2560 of the Revised Civil Statutes of the State of Texas, and in an amount equal to the amount of city funds on deposit in said depository bank, not to exceed \$200,000.00, which securities so pledged shall be approved as to kind and value by the City Council, and shall be deposited in the manner and form that the City Council may direct; provided, that when the securities pledged by the depository bank to secure the city funds shall be in excess of the amount of said funds then on deposit, the City Council will permit the release of such excess, and thereafter when the city funds deposited with either of said depository banks shall increase not to exceed \$200,000.00, the depository bank shall immediately pledge additional securities with the City Council, so that the securities pledged at no time shall be of value less than the total amount of city funds on deposit in said depository bank to the extent of \$200,000.00; it is further provided, that said depository banks shall have the right of substitution of such collateral securities provided the securities substituted shall meet with the above requirements.

3. It is provided further, that if the city's funds are at any time more than the amount of \$400,000.00, then the excess amount above \$400,000.00 shall be deposited with the above named depository banks as follows: In equal amounts, if both of said banks shall tender to and pledge with the City Council securities which shall meet with the above requirements, and in an amount equal to the amount of such additional funds to be deposited; but if either one of the above mentioned depository banks shall tender securities for such purpose and the other depository bank shall fail or refuse to make such tender, then such excess

funds above \$400,000.00 shall be deposited in the depository bank in an amount that is offered to be so secured by the depository bank; and in event that both of said banks shall fail or refuse to tender such collateral securities, then such excess of city funds above \$400,000.00 shall be deposited in the two depository banks above mentioned, in proportion to the capital stock of said depository banks respectively.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none; Councilman Bartholomew present but not voting.

Councilman Wolf moved that, upon the recommendation of Tom Neal, Captain of Police Traffic Division, the following named persons be granted Taxicab Drivers' Permits: Morris Clinton Davis, 1713 Canterbury Street; Clarence Taylor Uselton, 605 West 25th Street; Paul Reyes, c/o Airline Taxicab Company; Charlie Hampton Comer, c/o Owl Taxicab Company; and William Eugene Evans, 1704 Willow Street. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Judge Ike D. White, for the firm of White, Taylor & Gardner, Attorneys for the Texas Public Service Company, submitted a report in reply to the report of Hawley, Freese and Nichols recommending a reduction in the gas rate.

After considerable discussion, Councilman Gillis moved, seconded by Councilman Bartholomew, that in the absence of Mr. Freese the City Council meet with the City Manager and City's engineers for an analysis of the report of White, Taylor & Gardner, Attorneys for Texas Public Service Company, before taking any action on reducing the gas rate as recommended in the report of Hawley, Freese and Nichols.

Councilman Wolf offered as a substitute motion, seconded by Mayor Miller, that the Council uphold the report of Hawley, Freese and Nichols and instruct the City Attorney to draw an ordinance reducing the rate as specified in said report.

The question being put on the motion of Councilman Gillis first, the same carried by the following vote: Ayes, Councilmen Alford, Bartholomew, and Gillis, 3; nays, Mayor Miller and Councilman Wolf, 2.

Councilman Wolf moved that a license be granted to B. J. Dzierzanowski to operate as a taxicab a 1931 model, Pontiac Sedan, Engine No. P769831, State Highway License No. 966-358. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf moved that a license be granted to Roy Valasquez to operate as a taxicab a 1933 model, Chevrolet 4-door sedan, Engine No. 3625027, State Highway No. 961-477. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf moved that a license be granted to D. F. Samuel to operate as a taxicab a Chevrolet 4-door Sedan, 1935 model, Engine No. M5305999, State Highway License No. A-40-024. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf moved that a license be granted to J. E. Haire to operate as a taxicab a 4-door Plymouth Sedan, 1935 model, Engine No. P.J.698, State Highway License No. A-93-221. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf moved that a license be granted to W. R. Hooper to operate as a taxicab a Chevrolet Sedan, 1933 model, Engine No. 3695839, State Highway License No. 879-649.

The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis moved that a license be granted to Cash Moss to operate as a taxicab a Ford V-8 Sedan, 1933 model, Engine No. 18497786, State Highway License No. 961-452. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford moved that a license be granted to H. C. Heath to operate as a taxicab a Nash Sedan, 1928 model, Engine No. 81306, State Highway License No. 964-990. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford moved that a license be granted to L. D. Smith to operate as a taxicab a Chevrolet Sedan, 1935 model, Engine No. M5439127, State Highway License No. A-81-610. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf moved that a license be granted to J. E. Haire to operate as a taxicab a 4-door Chevrolet Sedan, 1935 model, Engine No. 5451348, State Highway License No. A-93-218. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

There being no further business, upon motion duly made and seconded, the Council recessed at 1:00 P. M., subject to call of the Mayor.

Attest:

Hallie McEllar
City Clerk

Approved:

Tom Miller
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, September 26, 1935.

The meeting was called to order at 11:20 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, C. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 5; absent, none.

The Minutes of the regular meetings of September 12 and September 19 were read and upon motion of Councilman Bartholomew were adopted as read by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

B. P. Fucles submitted a petition from adjacent property owners asking that the "C" Commercial District on East 12th Street be extended south one hundred and fifty feet on the east side of Navasota Street. The matter was referred to the Zoning Board of Adjustment for a report and a public hearing on the proposed change was set for October 17.

Councilman Wolf moved, seconded by Councilman Gillis, that, in accordance with the recommendation of Capt. Tom Neal of the Traffic Division, the following named persons be granted Taxicab Drivers' Permits: Alfred Ledesma, 603 Medina Street; Clyde Sidney Pruett, 2010 Garden Street; and Arthur Castruita, 1304 East 7th Street. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.