

a plan for the investment of the Pension and Retirement System funds, either by a life insurance company as trustee, or by the Retirement Board of said System.

After considerable discussion, it was the consensus of opinion of the representatives present that before bids on the matter could be submitted, certain necessary data would have to be submitted to their actuaries; and it was agreed that such data would be available to said representatives at ten o'clock, Saturday morning, August 10, at the City Manager's office; and that seven days thereafter would be allowed in which to submit such bids.

Upon motion, seconded and carried, the meeting was recessed at 4:40 P. M., subject to call of the Mayor.

Approved, Tom Miller
Mayor

Attest:

Sallie Mc Keller
City Clerk.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, August 15, 1940.

The City Council convened in regular session, at the regular meeting place in the Council Room at the Municipal Building, on Thursday, August 15, 1940, 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; absent, none.

The Minutes of the regular meeting of August 8, 1940, both morning and afternoon sessions, 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; nays, none.

In accordance with published notice thereof, the following bids received for the purchase of City of Austin Hospital Bonds in the amount of \$450,000 were opened and read:

Harriman, Ripley & Co., Inc.; City National Bank & Trust Co.; Stern Bros. & Co.; Milton Underwood & Co.; by Walter E. Lang

Lazard, Freres & Co.; Mahan, Dittmar & Co.; by H. S. Stewart;

Beckett, Gilbert & Co.; C. F. Childs & Co.; Paine, Webber & Co.; Paul H. Davis & Co.; Blair, Bonner & Co.; by M. M. Hatcher;

Northern Trust Co.; First of Michigan Corporation; James Stayart & Davis; by J. S. James, Jr.;

Moss, Moore & Cecil; Martin, Burns & Corbett; First Nat'l Bank of St. Paul; Kaiser & Co.; by Jack G. Moss;

Rauscher, Piere & Co.; Baum, Bernheimer Co.; Soden & Company; The Small-Milburn Co.; R. J. Edwards, Inc.; by Roger F. Evans;

R. K. Dunbar Co., Austin; Capital Nat'l Bank, Austin; Union Securities Corporation; Equitable Securities Corporation; by _____ ;

Mercantile-Commerce Bank & Trust Co.; Wells, Dickey & Co.; A. W. Snyder & Co.;
by Fred P. Hamill;

Stranahan, Harris & Co.; Mississippi Valley Trust Co.; Moroney & Co.; by H. Reissner, Jr.;

Blyth & Co., Inc.; Boettcher and Company; Miller, Moore & Brown, Inc.; Crouse & Co.;
by E. Kelly Brown;

Halsey, Stuart & Co.; The Fort Worth National Bank; by J. L. Lafferty;

Boatmen's National Bank; Braun-Bosworth & Co.; Dallas National Bank; Dallas Union Trust
Co.; by V. P. Patterson;

B. J. Van Ingen & Co., Inc.; Shields & Co.; The Ranson-Davidson Co.; by Geo. J. McVay.

The above bids were then referred to the City Manager and the Finance Director for tabulation and report to the Council.

The following resolution was introduced by Councilman Alford:

WHEREAS, the H. E. Butt Grocery Company, acting by and through M. P. Mull, owner of Lots 12 and 13, Block 2, of Outlet 32, Division "O", of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, which property is situated at the southwest corner of the intersection of East First Street and Waller Street within the City of Austin, Travis County, Texas, has made application to the City Council of the City of Austin for permission to set the curb back from the established curb line on East First Street on the south side thereof and to build a commercial driveway across the south sidewalk area of said East First Street in conjunction therewith and also to build a commercial driveway across the west sidewalk area of Waller Street, all of said construction to be adjacent to the above described Lots 12 and 13, Block 2, Outlet 32, Division "O"; and

WHEREAS, a plan has been prepared showing the location of said curb setback and commercial driveway, which plan is hereto attached marked 2-A-176, and made a part hereof; and

WHEREAS, said plan has been reviewed and considered by the City Council of the City of Austin; therefore,

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

THAT the H. E. Butt Grocery Company, acting by and through M. E. Mull, owner of Lots 12 and 13, Block 2, of Outlet 32, Division "O", of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, is hereby granted permission to set the curb back from the established curb line on East First Street on the south side thereof and to build a commercial driveway across the south sidewalk area of said East First Street in conjunction therewith and also to build a commercial driveway across the west sidewalk area of Waller Street, all of said construction to be adjacent to the above described Lots 12 and 13, Block 2, Outlet 32, Division "O".

Permission to construct the above described curb setback and commercial driveway is granted subject to the same's being constructed in accordance with the plan approved by the City Engineer of the City of Austin, which plan is hereto attached marked 2-A-176 and made a part hereof, and in accordance with the following conditions:

- (1) That the construction of the setback area on East First Street shall be carried out in accordance with the accompanying plan marked 2-A-176 and that all such widened areas, driveways or ramps and curbs shall be constructed of concrete at the expense of the applicant.
- (2) That all such concrete shall be not less than 6 inches in thickness and shall be of the following proportions: 1 part cement, 2½ parts of sand, and 4 parts of screened gravel or rock.
- (3) That the concrete curbs adjacent to the sidewalk area shall be not less than 6 inches high and that an expansion joint not less than ¾ inch thick shall be placed between the curb and the sidewalk as shown on the plan hereto attached marked 2-A-176.
- (4) That all such expansion joints shall be of the pre-moulded type.
- (5) That all concrete work within the street area shall be done by a bonded sidewalk contractor.

- (6) That the applicant shall be required to clean the newly created ramp area at least twice per week and shall dispose of the debris at his expense.
- (7) That all work shall be done in accordance with lines and grades furnished by the Engineering Department of the City of Austin and under the direction of the City Engineer.

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

The following resolution was introduced by Councilman Gillis:

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

THAT the City Council of the City of Austin hereby approves as a filling station site the property abutting the southwest corner of East Fifth Street and San Saba Street within the City of Austin, Travis County, Texas, and being Lot 16, Block 2, of M. E. Chernosky Subdivision, which property is owned by Ed Fisher, and hereby authorizes the said Ed Fisher to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, sidewalks and commercial driveways in conjunction therewith, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached 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 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 the said Ed Fisher has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations
attached)

"Austin, Texas
August 15, 1940

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of Ed Fisher for permission to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and driveways in conjunction therewith upon property owned by the said Ed Fisher, same being situated at the southwest corner of East Fifth Street and San Saba Street within the City of Austin, Travis County, Texas, and being Lot 16, Block 2, of the M. E. Chernosky Subdivision, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be built is designated as "C-Commercial" Use District, as shown upon the zoning maps of the City of Austin.

There are no storm sewer drainage facilities at this proposed filling station site.

We recommend that Ed Fisher be granted permission to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and commercial driveways in conjunction therewith, subject to the following conditions:

- (1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the City Engineering Department as to the future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.
- (2) That all construction of the filling station improvements shall be in accord with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accord with the ordinance prohibiting the disposal of commercial water or oils upon the City streets.
- (3) That the grades of the station shall be such that no waste oils or water or any floor washings shall ever pass over the City sidewalk area, and that all of said oils and water shall be concentrated into a combined grease and sand trap, which shall be constructed in accordance with our standard plan 2-H-146 and shall be conducted by a pipe connection from said sand trap to the nearest storm sewer at the expense of the applicant, or shall be concentrated

into a seep well located upon the property of the applicant. Before commencement of any construction the applicant shall apply to the City Engineer for an estimate of the cost of that portion of the storm sewer which will have to be built within any City street or alley, and shall deposit in escrow a sum equal to said estimate with the City Finance Director.

- (4) That all filling station improvements, pumps, driveways, ramps, gutters, sidewalks and curbs shall be constructed of concrete at the expense of the applicant, as set forth upon the plan hereto attached, which plan bears the City Engineer's file number 2-H-708.
- (5) Expansion joints shall be constructed as shown upon the plan hereto attached, marked 2-H-708, and shall be of the pre-moulded type.
- (6) 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.

Respectfully submitted,

/s/ J. E. Motheral
City Engineer

" J. C. Eckert
Building Inspector. "

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

The following resolution was introduced by Councilman Wolf:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, A MUNICIPAL CORPORATION OF THE STATE OF TEXAS:

THAT said corporation's City Manager be and he is hereby duly authorized and fully empowered to enter into and execute, for and in the name of said corporation, one certain written agreement, dated and effective July 12, 1940, between said corporation and GUY A. THOMPSON, TRUSTEE, INTERNATIONAL-GREAT NORTHERN RAILROAD COMPANY, Debtor, herein called Carrier, respecting among certain things :

a 69,000 volt overhead power transmission line crossing over I-GN tracks at Engr. Sta. 9728 + 83 100, MP 182 + 08, City of Austin, Travis County, Texas,

true copy of said agreement being attached hereto as part hereof:

(Agreement attached)

WIRE OR CABLE LICENSE

THIS INSTRUMENT, executed in triplicate July 12, 1940, Witnesseth:

The undersigned Railroad and The Western Union Telegraph Company (when interested), both of whom are hereinafter called "Carrier" unless either is specifically called "Railroad" or "Telegraph Company," hereby grants, and the undersigned Licensee (CITY OF AUSTIN, a municipal corporation of the State of Texas, to be addressed at Austin, Texas), hereby accepts permission to install, keep, and use, free of charge, the Licensee's own one certain proposed 69,000 volt overhead power transmission line, and, also, every additional wire hereinafter included therewith, and appurtenances, herein called Crossing, on the Railroad's right-of-way, herein called Premises, in Travis County, Texas, at or near Austin station; but on solely the herein expressed terms and conditions.

Crossing shall intersect Carrier's existing main track at place in said track at Engr. Sta. 9729 + 83 100, M.P. 182 + 08. Approximate location of Crossing is indicated by yellow line and of said right-of-way, if limited to any track, by a white line, but, if wider, by red lines, on Exhibit A attached hereto as part hereof.

1. Licensee shall adjust Crossing to any physical change when and as at any time made in any property of Carrier; at all times keeping lowest under surface of crossing, if aerial, at least 30 feet above top of rail thereunder as well as causing Crossing to conform in that, any other and different respect, if aerial, to the requirements of any then present effective National Electrical Safety Code of Bureau of Standards, Department of Commerce, United States of America, or, if underground, to the Exhibit C attached hereto as part hereof. Said things, including the time and manner of doing any work, each shall conform to the requirements of Carrier as well as of any State, Federal or Municipal authority. Carrier may acting for Licensee furnish or do, and Licensee shall pay and bear the cost of anything which, herein required of Licensee at any time, either shall not be furnished or done within ten days following Carrier's written request therefor or shall be undertaken by Carrier at Licensee's request; and Licensee on request shall in advance deposit with Railroad the estimated cost thereof. If deposit be less than actual cost, Licensee shall pay difference, if more, Railroad shall repay difference. Licensee when returning this license (signed) shall pay to Railroad ten dollars for preparing it. Any other payment shall be made within twenty days following receipt of bill. Licensee shall pay cost to Railroad for all labor, including wages of foremen, plus 10% to cover accounting and supervision, and Railroad's cost price of all materials f.o.b. Railroad's rail plus 10% to cover handling and accounting, plus freight at tariff to point of use, in all cases where Carrier

does any work hereunder.

2. Licensee agrees to indemnify and hold harmless the Carrier from all liability, damages, and expense, including attorney's fees and costs, which the Carrier may incur or suffer, caused by the installation, maintenance, existence or use of Crossing.

3. Term hereof shall begin with July 12, 1940, and shall continue indefinitely thereafter so long as Licensee shall reasonably need the Crossing in its business, provided, however, that in accordance with paragraph One hereof, Licensee shall adjust crossing to any physical change, when and as at any time made in any property of Carrier. Any notice of Carrier shall be deemed served when posted conspicuously on Crossing or when deposited, postage prepaid, in U. S. mail addressed as aforesaid. Not later than last day of term hereof Licensee shall remove Crossing and restore Premises. Any of Crossing not so removed shall at Carrier's election without notice be deemed abandoned. Covenants herein shall inure to or bind each party's heirs, legal representatives, successors and assigns; provided, no right of Licensee shall be transferred or assigned either voluntarily or involuntarily except by express agreement acceptable to Carrier. Carrier or Licensee may waive any default at any time of the other without affecting, or impairing any right arising from any subsequent default.

The International-Great Northern Railroad Company, pursuant to Section 77 of the Bankruptcy Act, approved March 3, 1933, is now in process of reorganization and is being operated by the undersigned Trustee under jurisdiction of the United States District Court, Eastern Division, Eastern District of Missouri, and, upon the date that ownership or control of the railroad and property of said Railroad Company by said Trustee or his successor trustee or trustees, shall cease, this agreement shall ipso facto terminate, unless, pursuant to the decree of said court, said agreement shall be continued in effect by the party succeeding to such ownership or control.

Licensee's application, attached, marked Exhibit B, is a part hereof.

THE WESTERN UNION TELEGRAPH COMPANY

Attest:

Secretary

By GUY A. THOMPSON, TRUSTEE,
INTERNATIONAL-GREAT NORTHERN
RAILROAD COMPANY, DEBTOR.

Attest:

Secretary for the Trustee

By _____
Senior Executive Ass't as Carrier.

Attest:

City Clerk

CITY OF AUSTIN

By _____
City Manager
as Licensee

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

The following ordinance was introduced by Councilman Alford:

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 ORDINANCE WAS PASSED BY THE CITY COUNCIL MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY MAKING CERTAIN CHANGES HEREINAFTER STATED IN SECTIONS 12 (a), 12 (b), 22 (a) and 23 (b) OF SAID ORDINANCE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Alford moved that the rules be suspended and the ordinance be passed to its second reading. The motion was seconded by Councilman Wolf, and the same prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The ordinance was read the second time and Councilman Alford moved that the rules be further suspended and the ordinance be passed to its third reading. The motion was seconded by Councilman Wolf, and the same prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The ordinance was read the third time and Councilman Alford moved that the ordinance be finally passed. The motion was seconded by Councilman Wolf, and the same prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The Mayor announced that the ordinance had been finally passed.

The City Manager submitted to the Council a report on the tabulation of bids for the purchase of \$450,000 Hospital Bonds referred to him earlier in the meeting.

Councilman Bartholomew introduced the hereinafter set out resolution and moved its adoption. The motion was seconded by Councilman Alford.

The resolution is as follows:

WHEREAS, Harriman Ripley & Co., Inc., City National Bank & Trust Co., Stern Bros. & Co., and Milton R. Underwood & Co. have this day submitted to the City Council the following proposal:

Honorable Mayor and City Council
of the City of Austin
Austin, Texas

Gentlemen:

For Four Hundred Fifty Thousand Dollars (\$450,000.00) legally issued, City of Austin, Texas, Hospital Improvement Serial Coupon Bonds, dated September 1, 1940, of the denomination of One Thousand Dollars (\$1,000.00) each, interest payable semi-annually on the first day of January and July, the first interest coupon becoming due January 1st, 1941, and the principal maturing serially in accordance with the schedules appended hereto, we will pay the following prices:

1. - To Provide Betterments For The Accommodation Of Charity Patients:

For Two Hundred Fifty Thousand Dollars (\$250,000.00) of bonds bearing an interest rate of 1-3/4% per annum, par and accrued interest from date of bonds to date of delivery at Austin, Texas, plus a cash premium of \$74.75. Schedule #2.

2. - To Provide Betterments For The Accommodation of Pay Patients:

For Two Hundred Thousand Dollars (\$200,000.00) of bonds bearing an interest rate of 2 1/4% per annum, par and accrued interest from date of the bonds to date of delivery at Austin, Texas, plus a cash premium of \$59.80. Schedule #2.

We agree to purchase the above described bonds upon the approving opinion of Charles & Trauernicht, St. Louis, or Thomson, Wood & Hoffman, New York, the cost of such opinion to be borne by the City of Austin, together with the cost of printing the bonds.

We agree that delivery of the bonds will be made to us at Austin, Texas, on September 15th, 1940.

As evidence of our good faith, we are attaching hereto cashier's or certified check in the sum of Nine Thousand Dollars (\$9,000.00), said check to be held uncashed pending the delivery of the bonds to us in accordance with this bid. Should we fail to comply with the terms of this bid within fifteen (15) days from date of delivery of approving opinion to us by Messrs. Charles & Trauernicht, or Thomson, Wood and Hoffman, the above mentioned check may be cashed and the proceeds thereof used as full and complete liquidated damages by the City of Austin.

August 15, 1940.

(Sgd) Harriman Ripley Co., Inc.
City Nat'l Bank & Trust Co.
Stern Bros. & Co.
Milton R. Underwood & Co.
By Walter E. Lang
Mgr. Municipal Dept.
Harriman Ripley & Co., Inc.

SCHEDULE OF MATURITIES
\$450,000.00 Hospital Improvement Bonds
Schedule No. 2 - Consecutive Maturities

<u>\$200,000.00</u>			<u>\$250,000.00</u>		
Maturity Date	Bond Numbers (Both inclusive)	Amount	Bond Numbers (Both inclusive)		
July 1, 1941	1 to 18	\$18,000.00			
July 1, 1942	19 to 36	18,000.00			
July 1, 1943	37 to 55	19,000.00			
July 1, 1944	56 to 74	19,000.00			
July 1, 1945	75 to 94	20,000.00			
July 1, 1946	95 to 114	20,000.00			
July 1, 1947	115 to 135	21,000.00			
July 1, 1948	136 to 156	21,000.00			
July 1, 1949	157 to 178	22,000.00			
July 1, 1950	179 to 200	22,000.00			
July 1, 1951			1 to 22		\$22,000.00
July 1, 1952			23 to 45		23,000.00
July 1, 1953			46 to 68		23,000.00
July 1, 1954			69 to 92		24,000.00
July 1, 1955			93 to 117		25,000.00
July 1, 1956			118 to 142		25,000.00
July 1, 1957			143 to 168		26,000.00

SCHEDULE OF MATURITIES (Cont'd)

<u>\$200,000.00</u>			<u>\$250,000.00</u>	
Maturity Date	Bond Numbers (Both inclusive)	Amount	Bond Numbers (Both inclusive)	Amount
July 1, 1958			169 to 195	\$27,000.00
July 1, 1959			196 to 222	27,000.00
July 1, 1960			223 to 250	28,000.00
		<u>\$200,000.00</u>		<u>\$250,000.00</u>

and

WHEREAS, the said bid and proposal of Harriman Ripley & Co., Inc., City National Bank & Trust Co., Stern Bros. & Co., Milton R. Underwood & Co., was the most advantageous bid submitted to the City Council for the purchase of the aforesaid bonds; now, therefore,

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

THAT said proposal of Harriman Ripley & Co., Inc., City National Bank & Trust Co., Stern Bros. & Co., and Milton R. Underwood & Co., to purchase \$250,000.00 City of Austin Hospital Bonds, Series No. 1, 1940, and \$200,000.00 City of Austin Hospital Bonds, Series No. 2, 1940, all dated September 1, 1940, at the price and upon the terms in said proposal, be and the same is hereby accepted, and said Harriman Ripley & Co., Inc., City National Bank & Trust Co., Stern Bros. & Co., and Milton R. Underwood & Co. be awarded the sale of said bonds; and

BE IT FURTHER RESOLVED:

THAT the City Manager be authorized and directed to sell to said Harriman Ripley & Co., Inc., City National Bank & Trust Co., Stern Bros. & Co., and Milton R. Underwood & Co., the said Austin Hospital Bonds, Series No. 1, 1940, being hereinbefore fully described, at par and accrued interest, together with a premium of \$74.75, and the said Austin Hospital Bonds, Series No. 2, 1940, being hereinbefore fully described, at par and accrued interest, together with a premium of \$59.80, according to the terms of said bid hereinbefore set out.

The motion to adopt the aforesaid resolution prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Upon motion, seconded and carried, the meeting was recessed at 11:55 A. M., until 4:00 P. M.

Approved

Tom Miller
Mayor

Attest:

Hallie McKeen
City Clerk.

AFTERNOON SESSION:

August 15, 1940.

The City Council reconvened at 4:00 P. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; absent, Councilman Bartholomew.

The following ordinance was introduced by Councilman Gillis:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF \$250,000.00, FOR THE PURPOSE OF CONSTRUCTING EXTENSIONS, ADDITIONS AND BETTERMENTS TO CITY HOSPITAL BUILDINGS AND ACCESSORY STRUCTURES, INCLUDING BETTERMENTS FOR THE ACCOMMODATION OF CHARITY PATIENTS, IN THE CITY OF AUSTIN, AND FOR THE PURCHASE OF EQUIPMENT THEREFOR; AND PROVIDING FOR THE PAYMENT OF SAID BONDS.

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 was seconded by Councilman Alford, and the same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

The ordinance was 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 was seconded by Councilman Alford, and the same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

The ordinance was read the third time and Councilman Gillis moved that the ordinance be finally passed. The motion was seconded by Councilman Alford, and the same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

The Mayor announced that the ordinance had been finally passed.

The following ordinance was introduced by Councilman Gillis:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF \$200,000.00, FOR THE PURPOSE OF CONSTRUCTING EXTENSIONS, ADDITIONS AND BETTERMENTS TO CITY HOSPITAL BUILDINGS AND ACCESSORY STRUCTURES, INCLUDING BETTERMENTS FOR THE ACCOMMODATION OF PAY PATIENTS, IN THE CITY OF AUSTIN, AND FOR THE PURCHASE OF EQUIPMENT THEREFOR; AND PROVIDING FOR THE PAYMENT OF SAID BONDS.

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 was seconded by Councilman Alford, and the same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

The ordinance was 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 was seconded by Councilman Alford, and the same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

The ordinance was read the third time and Councilman Gillis moved that the ordinance be finally passed. The motion was seconded by Councilman Alford, and the same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Bartholomew absent.

The Mayor announced that the ordinance had been finally passed.

In accordance with his written recommendation to the City Council, the City Manager was authorized to call for bids for the sale of the North Austin Fire Station, located at 3002 Guadalupe Street, at 10:30 A. M., Thursday, September 5, 1940.

The City Manager and the City Attorney were instructed to prepare a contract for the sale of city water to the Travis County Water Control District No. 2, and submit same to the Council for

ratification at the next regular meeting.

Upon motion, seconded and carried, the meeting was recessed at 5:00 P. M., subject to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:

Wallis McKeen
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, August 22, 1940.

The City Council convened in regular session, at the regular meeting place in the Council Room at the Municipal Building, at 10:30 A. M., Thursday, August 22, 1940, with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, NONE.

The Minutes of the regular meeting of August 15, 1940, both morning and afternoon sessions, were read, and upon motion of Councilman Gillis, were adopted as read by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Alford moved that the proposed Pension Ordinance be amended to include under Article IV, Membership, the following provision: "provided that the provisions of this ordinance shall not in any manner affect or apply to the Judge or Recorder of the Corporation Court, the Clerk of said Court, and any Deputy Clerk of said Court."

The motion was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, and Wolf; nays, Councilman Bartholomew and Mayor Miller.

Councilman Bartholomew went on record as declaring that his vote against the foregoing motion was not directed at the Judge of the Corporation Court or any other City employee, but at the principle involved.

Councilman Bartholomew then moved that the fifth paragraph of Article IV, Membership, of the proposed Pension Ordinance be amended by striking out what follows after the word "until" in the third line, and substituting therefor the following: "he elects to retire, or his retirement is demanded by the City Manager."

The motion, failing of a second, was lost.

The Austin Transit Company, by J. E. McClain, submitted proposed changes in schedules and routes of Rosedale, Rio Grande, Lake Austin, East End, and Oil Mill Bus Lines. The matter was referred