

1. That all buildings, gasoline storage tanks, pumps and other equipment shall be placed inside of the property line, and all buildings shall be constructed in compliance with the regulations governing building inside of the Fire Limits.

2. That gasoline storage tanks and pumps shall be of an approved type and shall bear the label of the National Board of Fire Underwriters and shall be installed in compliance with the State and City regulations governing such installations.

3. That gasoline pumps and other service equipment shall be so placed that cars receiving supplies therefrom will not in any manner obstruct traffic on either sidewalk or street.

4. That lighting shall be done by electric lights, and all electric wiring shall be installed in metal conduit, under the supervision of the City Electrical Department.

5. That "NO SMOKING" signs shall be displayed at all times, and no person shall be permitted to smoke or have any open flame on premises where gasoline is handled or sold.

6. That chemical fire extinguisher shall be provided for emergency use.

7. That permission shall be granted subject to the above conditions, and the present and future regulations, rules and ordinances of the City of Austin, Texas, applying to or regulating auto filling stations 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 W. B. Smith has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above motion was seconded by Councilman Pannell and carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; naves, none, Councilman Reed absent.

Councilman Pannell moved that the Council recess subject to the call of the Mayor. Motion prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; naves, none, Councilman Reed absent.

The Council then recessed.

*O. H. McFadden*  
Mayor

Attest: *Hallie G. Keller*  
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, October 28, 1926.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; absent, Councilman Reed.

The Minutes of the last meetings were read and Councilman Barker moved that same be adopted. Motion prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; naves, none, Councilman Reed absent.

Councilman Barker moved that the action of the City Manager in the appointment of the following as a Citizens Health Council be approved, and that the Council extend its thanks to the various individuals constituting that committee for their acceptance of this service to the City of Austin:

F. W. Sternenberg;  
Mrs. R. L. Bewley  
Clark;  
Dr. F. L. Jewett;  
Harris Brush;  
Walter E. Long;  
Harris Gardner;  
E. T. Manlove;  
Miss Rose Modrell;  
Mrs. M. C. Cook;  
Dr. Geo. Green;  
Father Joseph Burke;

Rabbi Walter Peiser;  
 A. N. McCallum;  
 Dr. Joe Gilbert;  
 Dr. Joe Wooten;  
 Dr. F. E. Giesecke;  
 Mrs. H. H. Sevier;  
 Mrs. J. M. Loving;  
 D. K. Woodward;  
 Steve Heffington;  
 Mrs. Lomis Slaughter;  
 Gillespie Stacy;  
 Lyman J. Bailey;  
 V. M. Ehlers.

Councilman Mueller seconded the above motion, and same carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, The Playgrounds and Recreation Association of America, in cooperation with the Austin Lions Club of Austin, Texas, prepared a RECREATION SURVEY OF THE CITY OF AUSTIN and presented said survey informally to the City Council and the City Manager of Austin on October 9th, 1926; and

WHEREAS, said survey fully and clearly sets forth the reasons why Austin needs an adequate play and recreation system, the present recreation conditions in Austin, the immediate additional program recommended for Austin, a suggested budget, and the future needs of Austin relative to adequate playgrounds and recreation; and

WHEREAS, the President and Manager of the Chamber of Commerce of the City of Austin, the City Plan Committee of the Chamber of Commerce of Austin and the Superintendent of the Public Schools of Austin, at a joint meeting with the Playgrounds Committee of the Austin Lions Club endorsed and recommended the above mentioned RECREATION SURVEY and its suggestions,

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

That the City Council hereby endorse said RECREATION SURVEY as presented and that it is the opinion of this body that such a program is greatly needed in Austin and that said recreation system should be put into operation at the earliest possible date that the finances therefor can be arranged.

Councilman Mueller moved the adoption of the above resolution: Motion prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; nays, none, Councilman Reed absent.

City Manager Johnson laid before the Council a request in writing from the Austin Street Railway Company, through their attorneys, White, Wilcox, Graves & Taylor, for a reduction in the assessment of their property for the year 1926, as fixed by the Board of Equalization, requesting that same be lowered to their original rendition. The Board of Equalization and Ike D. White, of the firm of White, Wilcox, Graves & Taylor, were then heard with reference to same. Councilman Barker moved that a further consideration of the request of said Austin Street Railway Company be deferred until the next regular meeting of the Council. Motion prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE REGULATING TRAFFIC ON THE STREETS OF THE CITY OF AUSTIN CUMULATIVE OF CERTAIN ORDINANCES HERETOFORE ORDAINED, REPEALING ALL ORDINANCES IN CONFLICT HEREWITH, AND PRESCRIBING PENALTIES.

The ordinance was read the first time and laid over.

City Manager Johnson laid before the Council the application of R. O. Kretschmar to install a gasoline filling station at the northeast corner of the intersection of Chicon and East 6th Streets; also the report of the Safety Committee upon same. Councilman Barker moved that in view of the recommendations of the Safety Committee, the request for said permit be not allowed. Motion was seconded by Councilman Pannell and carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, it appears on the tax rolls of the City that the personal property of Milton L. Morris, known as the California Fruit & Candy Company, was assessed for the year 1924 at the sum of \$2940.00; and

WHEREAS, it has been ascertained that the reasonable assessment of said personal property for said year should be upon the value of \$1230.00 which was the valuation placed upon the personal property for the year 1925, and that in placing the value of the same for the said year 1924 at \$2940.00 an error was made in such assessment, and should be corrected;

Therefore,

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

That the assessment for said year of 1924 upon said property be and is hereby changed to the sum of \$1230.00 for said year, and the City Tax Assessor and Collector is hereby directed to make such correction on his rolls.

Councilman Barker moved the adoption of the above resolution. Councilman Pannell seconded the motion, and same carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; nays, none, Councilman Reed absent.

City Manager Johnson advised the Council that he had an offer for the purchase of Lot 4, Block 139, at 11th and Red River Streets, owned by the City. It was the opinion of the Council that the City should not sell same.

City Manager Johnson laid before the Council the matter of water, light, and sewer extensions outside of city limits. The Council instructed City Manager, with the assistance of the City Attorney, to formulate some plan by which such extensions could be made without creating a hazard for the City and report same to the Council.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, in Cause 42109, City of Austin vs. First Baptist Church, Colored, in the District Court of Travis County, Texas, plaintiff recovered judgment against defendant for \$893.63, same being for taxes for the year 1908 to 1919, both inclusive, on Lot 2, in Block 167, of the City of Austin, said property being the parsonage in connection with said church; and

WHEREAS, said church organization has proposed to settle said judgment by the payment of \$500.00, together with all costs incurred in said suit, and it is deemed expedient that such proposition should be accepted; therefore,

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

That said judgment be compromised and satisfied upon the payment to the City Tax Assessor & Collector of the sum of \$500.00, and upon the payment of such sum and showing evidence of the payment of all costs in said suit, the City Tax Assessor & Collector is instructed to issue to said Church organization tax receipts against said property for the years above mentioned, and to make proper adjustment on his books in accordance with this settlement, and that the City Attorney be instructed to cause said judgment to be released.

Councilman Barker moved the adoption of the above resolution, Councilman Pannell seconded the motion, and same carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; naves, none, Councilman Reed absent.

The Mayor laid before the Council the following resolution:

WHEREAS, at the present time there is no available space designated for infant graves in either Oakwood Cemetery or Oakwood Cemetery Annex; and

WHEREAS, there is a definite need for this class of graves and an official allotment of space for same; and

WHEREAS, under direction of the City Manager, the Assistant City Engineer has prepared a map showing a resubdivision of Lots 159 to 176, inclusive, and Lots 189 to 222, inclusive, of Section A of Oakwood Cemetery Annex, as recorded in Plat Book No. 2, at page 38, of the Records of Travis County, Texas; therefore

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

That said map, as prepared by the Assistant City Engineer, dated October 11, 1926, is hereby adopted as the official resubdivision of said lots, same to be used for the purpose of interment of infants; and

That the Mayor is authorized and instructed to identify said map hereby adopted with his official signature, and to certify to this action of the City Council on a copy of said map, and that the City Manager is hereby instructed to file said copy for record in the office of the County Clerk of Travis County, Texas; and

BE IT FURTHER RESOLVED:

That the Assistant City Engineer shall preserve said original map in the files of his office, and that copies of same be filed with the City Tax Assessor and Collector, and the City Sexton.

BE IT FURTHER RESOLVED:

That the resolution adopted by the City Council on October 14th, 1926, at its regular session, relating to the above matters be, and the same is hereby repealed.

Councilman Barker moved the adoption of the above resolution. Councilman Mueller seconded the motion, and same carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; naves, none, Councilman Reed absent.

The Mayor laid before the Council the following resolution:

WHEREAS, a resubdivision of Lots 159 to 176, inclusive, and Lots 189 to 222, inclusive, of Section "A", of Oakwood Cemetery Annex, in the City of Austin, has been made, and a map of said resubdivision has been prepared by the Assistant City Engineer, adopted by the City Council, and ordered recorded in the office of the County Clerk of Travis County, Texas; and

WHEREAS, an appraisal has been made of the Lots shown on said map, and said appraisal has been presented to the City Council, showing the price of each and every lot to be offered for sale; therefore,

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

That said appraisal and prices as presented to the City Council be and the same are hereby approved and adopted as showing and determining the sale price of each lot, and a copy of said appraisal shall be attached to and considered a part of this resolution, and the City Clerk is hereby instructed to record same in the minutes of the City Council, and to furnish copies of same to the Assistant City Engineer, the City Tax Assessor and Collector, and the City Sexton.

**BE IT FURTHER RESOLVED:**

That the resolution adopted by the City Council on October 14, 1926, at its regular session, relating to the above matters be and the same is hereby repealed.

Councilman Barker moved the adoption of the above resolution. Motion was seconded by Councilman Mueller and carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Fannell, 4; nays, none, Councilman Reed absent.

INFANT LOTS IN OAKWOOD CEMETERY ANNEX, SECTION "A"

<u>Old Lot No.</u>	<u>Old Price</u>	<u>Re-Sub. into</u>	<u>New Lot No.</u>	<u>Unit Price</u>	<u>Total</u>
159	\$130.00	25 Lots	1 to 25	\$6.00	\$150.00
160	130.00	25 "	1 " 25	6.00	150.00
161	130.00	25 "	1 " 25	6.00	150.00
162	130.00	25 "	1 " 25	6.00	150.00
163	130.00	25 "	1 " 25	6.00	150.00
164	130.00	25 "	1 " 25	6.00	150.00
165	130.00	25 "	1 " 25	6.00	150.00
166	130.00	25 "	1 " 25	6.00	150.00
167	130.00	25 "	1 " 25	6.00	150.00
168	130.00	25 "	1 " 25	6.00	150.00
169	130.00	25 "	1 " 25	6.00	150.00
170	130.00	25 "	1 " 25	6.00	150.00
171	130.00	25 "	1 " 25	6.00	150.00
172	170.00	25 "	1 " 25	6.00	175.00
173	130.00	30 "	1 " 30	5.00	150.00
174	130.00	30 "	1 " 30	5.00	150.00
175	130.00	30 "	1 " 30	5.00	150.00
176	130.00	30 "	1 " 30	5.00	150.00
189	70.00	16 "	1 " 16	5.00	80.00
190	70.00	16 "	1 " 16	5.00	80.00
191	70.00	16 "	1 " 16	5.00	80.00
192	70.00	16 "	1 " 16	5.00	80.00
193	70.00	16 "	1 " 16	5.00	80.00
194	100.00	18 "	1 " 18	6.00	108.00
195	100.00	18 "	1 " 18	6.00	108.00
196	100.00	18 "	1 " 18	6.00	108.00
197	100.00	18 "	1 " 18	6.00	108.00
198	100.00	18 "	1 " 18	6.00	108.00
199	70.00	16 "	1 " 16	5.00	80.00
200	70.00	16 "	1 " 16	5.00	80.00
201	70.00	16 "	1 " 16	5.00	80.00
202	70.00	16 "	1 " 16	5.00	80.00
203	70.00	16 "	1 " 16	5.00	80.00
204	70.00	16 "	1 " 16	5.00	80.00
205	70.00	16 "	1 " 16	5.00	80.00
206	68.00	16 "	1 " 16	5.00	80.00
207	66.00	11 "	1 " 11	5.00	55.00
208	55.00	15 "	1 " 15	5.00	75.00
209	56.00	15 "	1 " 15	5.00	75.00
210	63.00	15 "	1 " 15	5.00	75.00
211	70.00	16 "	1 " 16	5.00	80.00
212	70.00	16 "	1 " 16	5.00	80.00
213	70.00	16 "	1 " 16	5.00	80.00
214	120.00	20 "	1 " 20	5.00	100.00
215	120.00	20 "	1 " 20	5.00	100.00
216	70.00	16 "	1 " 16	5.00	80.00
217	70.00	16 "	1 " 16	5.00	80.00
218	70.00	16 "	1 " 16	5.00	80.00
219	66.00	16 "	1 " 16	5.00	80.00
220	65.00	14 "	1 " 14	5.00	70.00
221	180.00	24 "	1 " 24	5.00	120.00
222	65.00	14 "	1 " 14	5.00	70.00
<b>Total -</b>	<b>\$5064.00</b>	<b>1038</b>			<b>\$5605.00</b>

The Mayor laid before the Council the following resolution:

WHEREAS, a portion of Evergreen Cemetery to be known as Block "A", which Cemetery comprises the W. 1/2 of Outlot 25, in Division "B", of the Outlots of the Government tract adjoining the City of Austin, Travis County, Texas, and being 15 acres, more or less, according to the map or plan of said City and Outlots on file in the General Land Office of the State of Texas, and described in the certain deed recorded in Vol. 381, at pages 319-320, of the Deed Records of Travis County, Texas, has been marked off into four hundred twenty (420) lots, and said portion of Evergreen Cemetery has been put into condition for use as a burial ground for colored people, and a map of said Block "A" has been prepared and presented to the City Council by the Assistant City Engineer; therefore,

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

That Block "A" , as shown by said map, dated October 11, 1926, is hereby adopted as the official subdivision of said Block "A" of Evergreen Cemetery; and

That the Mayor is authorized and instructed to identify said map hereby adopted with his official signature, and to certify to this action of the City Council on a copy of said map, and that the City Manager is hereby instructed to file said copy for record in the office of the County Clerk of Travis County, Texas; and

That the assistant City Engineer shall preserve said original map in the files of his office, and that copies of same be filed with the City Tax Assessor and Collector, and the City Sexton.

BE IT FURTHER RESOLVED:

That the resolution adopted by the City Council on October 14th, 1926, at its regular session, relating to the above matters, be, and the same is hereby repealed.

Councilmen Barker moved the adoption of the above resolution. Councilman Mueller seconded the motion and same carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, Pannell, 4; nays, none, Councilman Reed absent.

The Mayor laid before the Council the following resolution:

WHEREAS, Block "A", of Evergreen Cemetery has been marked off into four hundred and twenty (420) lots, and the land has been put into condition for use as a burial ground for colored people, and a map of said Block "A" has been prepared by the Assistant City Engineer, adopted by the City Council, and ordered recorded in the office of the County Clerk of Travis County, Texas; and

WHEREAS, an appraisal has been made of the lots shown on said map and said appraisal has been presented to the City Council showing the price of each and every lot to be offered for sale; therefore,

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

That said appraisal and prices as presented to the City Council be and the same are hereby approved and adopted as showing and determining the sale price of each lot, and a copy of said appraisal shall be attached to and considered a part of this resolution, and the City Clerk is hereby instructed to record same in the Minutes of the City Council, and to furnish copies of same to the Assistant City Engineer, the City Tax Assessor and Collector, and the City Sexton.

BE IT FURTHER RESOLVED:

That the resolution adopted by the City Council on October 14th,

1926, at its regular session, relating to the above matters be, and the same is hereby repealed.

PRICES OF 410 LOTS IN EVERGREEN CEMETERY, BLOCK "A"

APPRAISAL - EXHIBIT "B"

<u>LOT NO.</u>	<u>PRICE</u>	<u>LOT NO.</u>	<u>PRICE</u>	<u>LOT NO.</u>	<u>PRICE</u>
1	\$35.00	71	\$20.00	140	\$30.00
2	30.00	72	20.00	141	25.00
3	25.00	73	20.00	142	20.00
4	25.00	74	20.00	144	20.00
5	25.00	75	20.00	145	20.00
6	25.00	76	20.00	146	25.00
7	25.00	77	20.00	147	25.00
8	25.00	78	20.00	148	25.00
9	25.00	79	20.00	149	25.00
10	25.00	81	20.00	150	30.00
11	25.00	82	20.00	151	30.00
12	25.00	83	20.00	152	30.00
13	25.00	84	20.00	153	30.00
14	25.00	85	20.00	154	30.00
15	25.00	86	20.00	155	30.00
16	25.00	87	20.00	156	30.00
17	25.00	88	20.00	157	30.00
18	25.00	89	20.00	158	30.00
19	25.00	90	20.00	159	30.00
20	25.00	91	20.00	160	30.00
21	25.00	92	30.00	161	30.00
22	25.00	93	30.00	162	30.00
23	25.00	94	30.00	163	30.00
24	25.00	95	30.00	164	30.00
25	25.00	96	30.00	165	30.00
26	25.00	97	30.00	166	30.00
27	25.00	98	30.00	167	30.00
28	25.00	99	30.00	168	30.00
29	25.00	100	30.00	169	30.00
30	25.00	101	30.00	170	30.00
31	25.00	102	30.00	171	30.00
32	25.00	103	30.00	172	30.00
33	25.00	104	30.00	173	30.00
34	25.00	105	30.00	174	30.00
35	25.00	106	30.00	175	30.00
36	25.00	107	30.00	176	30.00
37	25.00	108	30.00	177	30.00
38	25.00	109	30.00	178	30.00
39	25.00	110	30.00	179	30.00
40	15.00	111	30.00	180	30.00
41	15.00	112	30.00	181	30.00
42	15.00	113	30.00	182	30.00
43	15.00	114	30.00	183	30.00
44	20.00	115	30.00	184	30.00
45	20.00	116	30.00	185	30.00
46	20.00	117	30.00	186	30.00
47	20.00	118	30.00	187	30.00
48	20.00	119	30.00	188	30.00
49	15.00	120	30.00	189	30.00
50	15.00	121	30.00	190	30.00
51	15.00	122	30.00	191	30.00
52	20.00	123	30.00	192	30.00
53	20.00	124	30.00	193	30.00
54	20.00	125	30.00	194	30.00
55	20.00	126	30.00	195	30.00
56	20.00	127	30.00	196	30.00
57	20.00	128	30.00	197	30.00
58	20.00	129	30.00	198	30.00
59	20.00	130	30.00	199	30.00
60	30.00	131	25.00	200	30.00
61	30.00	132	20.00	201	30.00
62	30.00	133	20.00	202	30.00
63	30.00	134	20.00	203	30.00
64	20.00	135	20.00	204	30.00
65	20.00	136	20.00	205	30.00
66	20.00	137	30.00	206	30.00
67	20.00	138	35.00	207	30.00
68	20.00	139	35.00	208	25.00
69	20.00				
70	20.00				

(See Page 637 for continuation)

Councilman Barker moved that the above resolution be adopted. Motion was seconded by Councilman Mueller and carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, and Pannell, 4; nays, none, Councilmen Reed absent.

Councilman Reed entered the Council Chamber.

Mayor McFadden laid before the Council the following amended milk ordinance:

AN ORDINANCE REGULATING THE SALE OF MILK AND MILK PRODUCTS WITHIN THE CITY OF AUSTIN, PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE, AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

The ordinance was read the first time and Councilman Barker moved that the rule be suspended and the ordinance placed on its second reading. Motion was seconded by Councilman Pannell and same carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, Pannell, and Reed, 5; nays, none.

The ordinance was read the second time and the Council then heard a committee from the Dairymen's Association. After a lengthy discussion of the above ordinance, Councilman Barker moved that the rule be further suspended and the ordinance placed on its third reading and final passage. Motion was seconded by Councilman Reed and same carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, Pannell, and Reed, 5; nays, none.

The ordinance was read the third time and Councilman Barker moved that same be finally passed. Motion was seconded by Councilman Reed and same carried by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, Pannell, and Reed, 5; nays, none.

Councilman Reed moved that the Council adjourn. Motion prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Barker, Mueller, Pannell, and Reed, 5; nays, none.

The Council then adjourned.

*O. A. McFadden*  
Mayor

Attest:

*Halie McKeel*  
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, November 4, 1926.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, Pannell, and Reed, 4; absent, Councilman Barker.

The Minutes of the last meeting were read and adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell and Reed, 4; nays, none, Councilman Barker absent.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, the Austin Public Library Association, an association of persons formed for the purpose of establishing and maintaining a public library in the City of Austin, has proposed to the City Council to erect a building upon the North half of Block 101 in the City of Austin, and to maintain therein a public library; therefore,

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

That permission be and same is granted to said Association to erect said building upon said premises, at the particular location to be determined by the City Manager, and to maintain and conduct in said building a library, upon the condition that said library shall be open to the public