

ment from the University of Texas over the certain parcel of land in Outlot 8, in Division "D", City of Austin, Texas, comprising the north 29.7 feet of lots Nos. 21 to 30, both inclusive, and that portion of lot No. 20 that is not occupied by Duval street; therefore

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

THAT a street is hereby opened, established and dedicated to public use and designated and named as "Twenty-sixth street", within the following area, to-wit:

Beginning at the northeast corner of the intersection with Speedway of the now existing alley running east and west through said Outlot 8, Division "D"; thence easterly 591.5 feet from the said point to the west property line of Waller Creek Boulevard, or Duval street; thence southerly along the west property line of said street 45 feet to a point; thence westerly and parallel with said line of said line of said alley, through said lots Nos. 21 to 30, both inclusive, 588.9 feet to the east property line of Speedway; thence northerly 45 feet to the place of beginning, as per map on file in the office of the City Engineer.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell and Steck, 4, Nays, none; Councilman Reed absent.

Councilman Steck moved that the Council recess, subject to the call of the Mayor. Councilman Mueller seconded the motion and the same prevailed with the following vote: Ayes, Mayor McFadden, Councilman Mueller, Pannell and Steck, 4; Nays, none; Councilman Reed absent.

The Council then recessed.

APPROVED:

J. M. McFadden

M a y o r.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, August 7, 1930.

The Council was called to order by the Mayor pro tem. Roll call showed the following members present: Mayor pro tem Pannell, Councilmen Mueller and Reed, 3, absent Mayor McFadden and Councilman Steck.

The minutes of the last meeting were read and Councilman Reed moved the adoption of same as read. Councilman Mueller seconded this motion, and same prevailed by the following vote: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; Nays, none, Mayor McFadden and Councilman Steck absent.

Councilman Reed, seconded by Councilman Mueller, moved that the name of H. F. Kuehne be added to the City Plan Commission recently appointed. The motion carried with the following vote: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; Nays, none; Mayor McFadden and Councilman absent.

The application of Thomas Zegub to set curb at 1300 Congress back to the sidewalk line in order to make a drive-in entrance to the drug store now being built at this address was taken up again. Councilman Mueller moved that this permission be given with the provision that the work be done under the supervision of the City Engineer and in compliance with the City Ordinances governing same. Councilman Reed

A report of H. R. F. Helland, Consulting Engineer, showing that the Southwest Bitulithic Company has completed the paving and other improvements on San Jacinto street from the north line of East First street to the south line of East Fifth street, known and designated as Paving Contract No. 33, was read and ordered filed.

The Mayor pro tem then laid before the Council the following resolution:

RESOLUTION ACCEPTING STREET IMPROVEMENTS CONSTRUCTED BY SOUTHWEST BITULITHIC COMPANY ON A PORTION OF SAN JACINTO STREET IN THE CITY OF AUSTIN PROVIDING FOR PAYMENT OF ANY BALANCE DUE BY THE CITY FOR ITS PORTION OF THE COSTS OF SAID IMPROVEMENTS AND FOR THE DELIVERY OF CERTIFICATES OF ASSESSMENTS AGAINST ABUTTING PROPERTY AND ITS OWNERS.

seconded this motion and the following vote prevailed: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; Nays, none; Absent Mayor McFadden and Councilman Steck.

The Mayor pro tem laid before the Council the following resolution:

WHEREAS, on the 17th day of April, 1930, the City of Austin entered into a contract with Southwest Bitulithic Company whereby said company agreed to construct street improvements upon various portions of streets in the City of Austin, Texas, among which portions of streets was the following, to-wit:

SAN JACINTO STREET from the north line of East First Street to the south line of East Fifth Street, known and designated as Unit or District No. 33.

And, WHEREAS, said contractor has fully completed the street improvements upon said unit or district of improvements above described in accordance with its contract and the plans and specifications made a part thereof and said improvements have been found satisfactory and approved by the Consulting Engineer of the City, and have been found satisfactory and in accordance with the contract by the City Council of said City;

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

1

That the street improvements constructed by Southwest Bitulithic Company upon said portion of San Jacinto street hereinbefore described be and the same are hereby in all things approved and accepted by the City of Austin.

2

That any balance of the portion of cost of said improvements agreed to be paid by the City of Austin be forthwith paid to said contractor, and that the Mayor City Clerk, of said City of Austin, be and they are hereby directed to execute and deliver to said Southwest Bitulithic Company assignable certificates of assessment against the various parcels of property abutting upon said portion of street and the owners of said property as heretofore provided by the ordinance levying assessments against said property and the owners thereof.

3

That this resolution take effect at once.

The above resolution was adopted by the following vote: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; Nays, none; Absent Mayor McFadden and Councilman Steck.

Mayor pro tem Pannell laid before the Council the following resolution:

WHEREAS, various parties residing on Fredericksburg Road between Barton Springs Road and West Mary Street have requested that their houses be numbered in accordance with the City of Austin's customary scheme of numbering, and

WHEREAS, no house numbers have ever been assigned by the City of Austin to the property abutting said Fredericksburg Road between Barton Springs Road and West Mary Street, and

WHEREAS, the City Engineering Department has presented a plan showing the proposed numbering scheme for houses and said plan has been reviewed and approved by the City Council; therefore,

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

THAT the various premises situated on the east and west sides of Fredericksburg Road between Barton Springs Road and West Mary Street shall be numbered according to the numbers shown on the plat hereto attached, marked 2-d-78, which plat is hereby made a part of this resolution.

The above resolution was adopted by the following vote: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3, Nays, none; absent, Mayor McFadden and Councilman Steck.

Mayor pro tem Pannell laid before the Council the following resolution:

WHEREAS, on the 17th day of July, 1930, the City Council of the City of Austin assigned space for a telephone pole line in San Marcos street from Holley street to Spence street, and,

WHEREAS, after discovering that it was necessary for other pole lines to be constructed in this same locality, this assignment was changed; therefore,

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

THAT the action assigning space for a telephone pole line 8 feet west of the east line of San Marcos Street from Holley street to Spence street as recorded in Minute book 12, page 126, be rescinded, and

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

THAT the Southwestern Bell Telephone Company be assigned space for a telephone pole line in San Marcos street from Holley street to Taylor street, the center line of which pole line shall be 9 feet west of and parallel to the east line of said San Marcos street.

The above resolution was adopted by the following vote: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; nays, none; absent, Mayor McFadden and Councilman Steck.

Mayor pro tem Pannell laid before the Council the following resolution:

WHEREAS, the Mackey Telegraph 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 hereinafter 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 Mackey Telegraph Company be and the same is hereby permitted to construct its pole lines in the following streets:

1. A pole line in San Marcos street from Holley street to Taylor street, the center line of which pole line shall be 9 feet west of the east line of said San Marcos street and parallel thereto.
2. A guy-pole in Holley street, the center line of which pole shall be 32 feet east of and 8 feet south of the intersection of the east line of San Marcos street and the north line of Holley street.

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.

The above resolution was adopted by the following vote: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; Nays, none; absent Mayor McFadden and Councilman Steck.

Mayor pro tem Pannell laid before the Council the following resolution:

WHEREAS, an emergency exists on account of the failure of the east portion of the incinerator furnace and the City Council has by previous resolu-

tions appropriated sufficient funds for the reconstruction of the same, and

WHEREAS, it has been decided to also repair a lining of the east stack and the City Engineer's estimate and cost of same is \$1,172.00; therefore,

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

THAT the sum of \$1,172.00 is hereby appropriated out of the unappropriated portion of the General Fund for the purpose of repairing the lining of the east incinerator stack at the plant of the Trash and Garbage Department.

The above resolution was adopted by the following vote: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; Nays, none; absent Mayor McFadden and Councilman Steck.

Mayor pro tem Pannell laid before the Council the following ordinance:

ORDINANCE OF THE CITY OF AUSTIN,
TEXAS, CHANGING THE LIMITS OF
DISTRICTS 29A and 29B FOR NUECES
STREET IMPROVEMENTS, IN THE CITY
OF AUSTIN.

The above ordinance was read the first time and laid over.

Mayor pro tem Pannell laid before the Council the following resolution:

RESOLUTION OF THE CITY OF AUSTIN,
TEXAS, DETERMINING THE ADVISABIL-
ITY OF REDUCING THE WIDTH OF THE
PAVEMENT HERETOFORE ORDERED CON-
STRUCTED ON NUECES STREET AND
DIRECTING THE CONSULTING ENGINEER
TO PREPARE A REVISED ROLL OF STATE-
MENT, AND CLOSING HEARING.

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

That, whereas, the City of Austin heretofore determined the necessity of levying an assessment for a part of the cost of improving the following streets in the City of Austin, to wit:

NUECES STREET from the north line of 24th street to the South line of 25th street, known and designated as Unit or District No. 29A.

NUECES STREET from the south line of 25th street to the south line of 28th street, known and designated as Unit or District No. 29B; and,

WHEREAS, said ordinance provided a hearing to the owners of property on said streets, which said hearing was held on the 31st day of July, 1930, and continued until this date; and

WHEREAS, a large number of property owners have objected to the making of said pavement 46 feet in width, and desire the width of said street reduced; and

WHEREAS, the City Council after carefully considering the matter, is of the opinion that it will be for the benefit of abutting property owners to reduce the width of said improvements on District 29A, as revised, from 46 feet to 36 feet in width and on District 29B, as revised, from 46 to 40 feet in width; Now, therefore,

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

THAT the Consulting Engineer be and is hereby instructed to prepare a new roll or statement showing the amounts to be assessed against the property owners based upon a width of 36 feet on District 29A and 40 feet on District 29B. That upon the filing of said revised roll or statement by the Consulting Engineer an ordinance be duly passed providing for a hearing to property owners on said revised estimate of the cost. That the hearing heretofore held and continued to the present time on the streets above described be and the same is hereby closed so far as said streets are concerned.

THAT this resolution shall take effect and be in force from and after its passage.

The above resolution was adopted by the following vote: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; Nays, none; absent Mayor McFadden and Councilman Steck.

Mayor pro tem Pannell laid before the Council the following ordinance:

ORDINANCE OF THE CITY OF AUSTIN,
TEXAS, CLOSING A HEARING GIVEN
TO PROPERTY OWNERS ON ALLEY IN
BLOCK 59, IN THE CITY OF AUSTIN.

The above ordinance was read the first time and laid over.

Mayor pro tem Pannell laid before the Council the following ordinance:

ORDINANCE RATIFYING AND CONFIRM-
ING THE CREATION OF A STREET AS
AN EXTENSION EAST FROM SPEEDWAY
OF TWENTY-SIXTH STREET AND THE
NAMING AND DESIGNATION THEREOF
AS PART OF TWENTY-SIXTH STREET,
AND RATIFYING AND CONFIRMING AN
ORDINANCE PROVIDING FOR THE IM-
PROVEMENT THEREOF, AND THE CON-
TRACT LET TO SOUTHWEST BITULITHIC
COMPANY FOR THE CONSTRUCTION OF
SUCH IMPROVEMENTS.

The above ordinance was read the first time and laid over.

H. F. Nitschke appeared before the Council with reference to the paving of East Sixteenth street, between East Avenue and Navasota streets. Mr. Nitschke stated that he had been asked to represent the property owners along that street. At a meeting of the property owners held the evening before it was decided that they would not accept the City's proposition, which was that in this particular block, on account of being a dead end street and the entrance to the City Cemetery, the City would reduce the paving assessment of \$3.77 by 61¢ per front foot, which would be one-half of the difference in cost between Asphalt surfacing and Bitulithic paving, but that they would agree to pave, provided the City paid 50% of the cost. The Council thought that this was not fair, for in reality they would be paying 70% instead of 50%.

Councilman Mueller moved that the block between East Avenue and Navasota streets on East Sixteenth street be excluded from the paving contract at this time. Councilman Reed seconded this motion and the following vote prevailed: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; Nays, none; absent, Mayor McFadden and Councilman Steck.

A resolution covering the closing of an alley running through Block No. 14, Christian and Fellman Addition, this city, which property is owned by O. M. Browne, was read and referred to the City Manager to investigate and report on same at the next meeting.

The Mayor pro tem reported the receipt of a letter from Miss Priscilla Buckley, 1809 Lavaca street, protesting the location of a filling station on Nineteenth street and the alley between Whitis Avenue and University Avenue, permit for which had been granted July 31st. The letter was ordered filed.

Councilman Reed moved that the Council recess, subject to the call of the Mayor. Councilman Mueller seconded this motion and the following vote prevailed: Ayes, Mayor pro tem Pannell, Councilman Mueller and Reed, 3; Nays, none; absent, Mayor McFadden and Councilman Steck.

The Council then recessed.

APPROVED:

W. H. Pannell
MAYOR Pro Tem