

Motion was seconded by Councilman Pannell and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

The ordinance was read the second time and Councilman Mueller moved a further suspension of the rule and the placing of the ordinance on its third reading. Motion was seconded by Councilman Steck and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

The ordinance was read the third time and Councilman Mueller moved that same be finally passed. Motion was seconded by Councilman Steck and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

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

The Council then recessed.

Approved: 
Mayor

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, March 15, 1928.

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

The Minutes of the last meeting were read and Councilman Pannell moved the adoption of same. Motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

Dr. W. F. Bryan presented a request to the Council to have the assessment on the parsonage of the First Methodist Church for year 1927 remain at \$5000.00, the same as for prior years. The matter was referred to City Attorney Rector, with instructions to prepare resolution adjusting assessments on the parsonages of the various churches of the City.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, in the personal property assessed, on Assessment No. 11327, against Dr. M. Ethel Stroman for the year 1927 in the amount of \$300.00 there were included a library and professional instruments in the value of \$150.00; and

WHEREAS, it appears from attached Petition #14 that the said Dr. M. Ethel

Stroman did not own a library and that the professional instruments were included in the assessment for furniture and fixtures,

Therefore,

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

That said assessment of personal property be changed from \$300.00 to \$150.00 , and that the Assessor and Collector be directed to change his rolls accordingly.

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

Mayor McFadden laid before the Council the following resolution:

WHEREAS, there was assessed, on Assessment No. 1165, personal property, in the amount of \$5000, against the Bon Ton Cafe for the year 1927; and

WHEREAS, it appears from the attached Petition #17 that said assessment was too high and same should have been only \$4000;

Therefore,

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

That said assessment be changed from \$5000 to \$4000 , and the Assessor and Collector be directed to change his rolls accordingly.

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

Mayor McFadden laid before the Council the following resolution:

WHEREAS, Frank R. Barron is the Contractor for the construction of a building for O. O. Norwood to be situated on the east parts of Lots 11 and 12 in Block 85, City of Austin, and desires to occupy a portion of the street abutting the north curb of West 7th Street opposite the Queen Theatre Building to be used for the erection of a temporary office and tool shed; therefore,

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

1. That space for the use hereinabove named be granted to said Frank R. Barron
2. That the above privilege and allotment of space be granted to said Frank R. Barron, hereinafter termed "Contractor", upon the following express conditions:

(1) That the west face of the temporary office and tool shed shall be 22 feet east of the east line of the alley running north and south located between Congress Avenue and Colorado Street.

(2) That said temporary office and tool shed shall have a width of 12 feet and a length of 20 feet.

(3) That sidewalk space between the south face of the Queen Theatre Building and said temporary office and tool shed shall be kept open and clear of any debris or building materials at all times and that no doors shall be left swinging open from the south face of the temporary office and tool shed into the street.

(4) That the granting of this space shall cancel permission given in a previous resolution to erect said temporary office and tool shed in front of the Motoramp Garage at a point 18 feet east of the east line of Colorado Street.

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

Mayor McFadden laid before the Council the following resolution:

REVISING ASSIGNMENT OF SPACE ON DAM BOULEVARD.

WHEREAS, Austin Gas Company has presented to the City Council a map showing the proposed location of a gas main on Dam Boulevard from West Fifth Street to the west city limit line; and

WHEREAS, a resolution was passed by the City Council of the City of Austin, Texas, on the 2nd day of February, 1925, which resolution was recorded in Minute Book No. 10, page 250, said resolution assigning space 28 feet north of the south line of Dam Boulevard; and

WHEREAS, in the course of attempted construction a water main was found already existing 28 feet north of the south line of Dam Boulevard; therefore,

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

THAT the Austin Gas Company be, and the same is hereby permitted to lay and construct its gas mains in and under the following streets:

A gas main in and under Dam Boulevard from West Fifth Street to the west line of Live Oak Avenue, said line to follow the existing curve to connect with the Fifth Street Assignment of space at a point which is 22½ feet north of the south line of Dam Boulevard at its intersection with the west line of Live Oak Avenue.

A gas main in and under Dam Boulevard from the west line of Live Oak Avenue to the west line of Deep Eddy Avenue, said main to be 22½ feet north of and parallel to the south line of Dam Boulevard.

A gas main in and under Dam Boulevard from the west line of Deep Eddy Avenue to the West city limit line, said main to be 28 feet north of and parallel to the south line of Dam Boulevard.

Said main shall have not less than 2 feet of cover at any point.

THAT the work and laying of said gas main, including the excavation of the streets and the restoration and maintenance of said streets after said main has 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 above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, Austin Gas 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 Austin Gas Company be, and the same is hereby, permitted to lay and construct its gas mains in and under the following streets:

A gas main on Hearne Street from a point in the intersection of Dam Boulevard, said point being sixty-seven (67) feet south and eleven (11) feet west of the northeast corner of said Dam Boulevard and Hearne Street; and running in a northerly direction along Hearne Street, parallel with and eleven (11) feet west of the east street line of said street; to a point eleven (11) feet directly west of the southeast corner of Hearne and West 7th Streets; said line to be so constructed as to not interfere with any existing underground lines or structures and to have not less than two (2) feet of covering at any point.

A gas main on Deep Eddy Avenue from a point in the intersection of Dam Boulevard, said point being seventy-seven (77) feet south and thirteen and five-tenths (13.5) feet west of the northeast corner of Deep Eddy Avenue and Dam Boulevard; and running in a northerly direction along Deep Eddy Avenue, parallel with and thirteen and five-tenths (13.5) feet west of the east street line of said street, to a point directly west and thirteen and five-tenths (13.5) feet in distance of the southeast inter-

section of the street lines of Deep Eddy Avenue and 7th Street; said line to be so constructed as to not interfere with any existing underground structures or lines and to have not less than two (2) feet of covering at any point.

A gas main on Brazos Street from the north line of Fifth Street to the north line of Sixth Street, said space to be 23.3 feet east of and parallel to the west line of Brazos Street.

A gas main on Sixth Street from a point which is 23.3 feet east of the west line of Brazos Street to a point which is 2 feet west of the east line of the alley running north and south between Brazos Street and Congress Avenue; said space to be 17 feet south of and parallel to the north line of Sixth Street.

A gas main on 27th Street from the east line of Guadalupe Street to the east line of Florence Street, the center of said line to be 25 feet south of and parallel to the north line of 27th Street as now used or to be 13 feet south of and parallel to the south face of the north curb of 27th Street.

A gas main on Florence Street from the south side of 27th Street to a point which is 250 feet north of the south line of 27th Street, the center of said line to be 25 feet west of the east line of Florence Street, or to be 10 feet west of the west face of the east curb on Florence Street, and to have not less than 2 feet of cover.

A gas main on 24th Street from the west line of Guadalupe Street to the east line of Whitis Avenue, the center of said line to be 38 feet south of and parallel to the north line of 24th Street.

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

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE PROHIBITING THE
STANDING OF INTERURBAN MOTOR
BUSES UPON THE STREETS AND
PUBLIC PLACES OF THE CITY OF
AUSTIN, AND PROVIDING A PENALTY.

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

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE AMENDING AN ORDINANCE
ENTITLED "AN ORDINANCE DECLARING
WHEN TAXES DUE THE CITY OF AUSTIN
SHALL BECOME DELINQUENT, PROVIDING
THAT SAME SHALL THEREAFTER BEAR
INTEREST, ASSESSING A PENALTY FOR
DEFAULT THEREAFTER, AND REPEALING ALL
ORDINANCES IN CONFLICT WITH THIS
ORDINANCE.

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

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE LEVYING ASSESSMENT
FOR THE PAYMENT OF PART OF THE
COST OF IMPROVING THE CERTAIN
ALLEYS MENTIONED IN THIS ORDINANCE,
AND TO FIX A CHARGE AND LIEN THEREFOR
AGAINST THE OWNERS OF PROPERTY AND
THEIR PROPERTY ABUTTING SAID ALLEYS,
AND PROVIDING FOR THE COLLECTION AND
ENFORCEMENT THEREOF.

The ordinance was read the first time and Councilman Mueller moved that the rule be suspended and the ordinance placed on its second reading. Motion was seconded by Councilman Pannell, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

The ordinance was read the second time and Councilman Mueller moved a further suspension of the rule and the placing of the ordinance on its third reading. Motion was seconded by Councilman Pannell and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

The ordinance was read the third time and Councilman Mueller moved that same be finally passed. Motion was seconded by Councilman Pannell and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

At the request of the ladies of Baker School, as presented to the Council by City Manager Johnson, the Council expressed their willingness to vacate Avenue "A" from 39th to 40th Streets, same being on the west side of Baker School property, if the school authorities made official request to have it closed.

City Manager Johnson was authorized by the Council to charge off the books of the Water & Light Department an account against the Texas State Exposition, in the amount of \$164.48, for water and light furnished said Exposition during their Fair last fall.

Councilman Pannell laid before the Council the following resolution:

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

That in calling for bids for the erection of the new unit to the City Hospital that bids be received and considered only from those contractors who are taxpaying citizens of Austin.

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

Councilman Mueller moved that the City Manager be authorized to advertise for bids for the construction of the new unit to the City Hospital, said bids to be opened by the Council on April 5th next. Motion was seconded by Councilman Steck and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none, Councilman Reed absent.

City Manager Johnson advised the Council that contract had been let to Brydson Bros. for the remodelling of the operating and doctors wash rooms at the City Hospital, in the amount of \$3976.00 and extras to the amount of \$245.00, said firm being the lowest and best bidder for said work.

J. B. Riley, representing the owners of Pemberton Heights, asked that they be allowed to build a low water bridge across Shoal Creek at 24th Street. The Council expressed their approval of the proposition and instructed the City Attorney and City Engineer to have proper resolution prepared covering the matter and safeguarding the city's rights and interests in the premises.

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

The Council then recessed.

Approved:

J. M. Fadden
Mayor.