

## REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, October 29, 1931.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; absent, none.

The Minutes of the last meeting were read and Councilman Mueller moved the adoption of same as read. Motion was seconded by Councilman Alford, and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

This being the day set for the hearing of owners of abutting property and others interested with reference to street improvements to be constructed in the certain Unit or District of Improvement as follows:

WALLER BOULEVARD from the north line of the State University property to the north line of Archway on the west side and the south line of Park Place on the east side, District No. P-186;

the Mayor thereupon stated that all persons desiring to protest the levying of assessments against abutting property on the above mentioned street and within the limits above stated, or who desired to be heard with reference to the improvements proposed to be assessed against said property and the owners thereof, the lien and liability thereof, the special benefits to the property and the owners thereof, or any other matters or things authorized by the provisions of Article XXIV of the Charter of the City of Austin to be urged and considered at this hearing, would now be heard from, and thereupon no one appearing to be heard, the Mayor laid before the Council the following ordinance:

ORDINANCE OF THE CITY OF AUSTIN, TEXAS, CLOSING  
A HEARING GIVEN TO PROPERTY OWNERS ON WALLER  
BOULEVARD, IN THE CITY OF AUSTIN, AND DECLARING  
AN EMERGENCY.

The above ordinance was read the first time and Councilman Mueller moved a suspension of the rule and the placing of the ordinance on its second reading. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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 Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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

The Mayor laid before the Council the following ordinance:

ORDINANCE OF THE CITY OF AUSTIN, TEXAS, LEVYING  
AN ASSESSMENT FOR THE PAYMENT OF A PART OF THE  
COST OF IMPROVING WALLER BOULEVARD, IN THE CITY  
OF AUSTIN, AND FIXING A LIEN AGAINST PROPERTY  
ABUTTING ON SAID STREET, AND A PERSONAL CHARGE  
AGAINST THE OWNERS THEREOF, AND PROVIDING FOR  
THE COLLECTION THEREOF, AND DECLARING AN EMER-  
GENCY.

The above ordinance was read the first time and Councilman Mueller moved a suspension of the rule and the placing of the ordinance on its second reading. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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 Alford and same prevailed by the following vote: Aye, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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

The Mayor announced that the hearings on the following streets:

TENTH STREET from the east property line of Brazos Street to the west property line of Trinity Street, District No. P-184;

TRINITY STREET from the south property line of Ninth Street to the south property line of Eleventh Street, District No. P-185;

BELLEVUE PLACE from the east line of Duval Street to the west line of Harris Park Avenue, District No. P-183;

EAST SIXTEENTH STREET from the east property line of East Avenue to the east property line of Navasota Street, District No. 52;

WABASH AVENUE from the north property line of Thirty-fourth Street to the south property line of Thirty-eighth Street, District No. P-168;

ALICE AVENUE from the north property line of Thirty-eighth Street to the south property line of Fortieth Street, District No. P-170;

ALICE AVENUE from the south property line of Fortieth Street to the north property line of Forty-second Street, District No. P-171;

ALICE AVENUE from the north line of Forty-second Street to a line crossing Alice Avenue at right angles from the point of intersection of the city limits line with the west line of said Alice Avenue, District No. P-172;

which were continued from the last regular meeting, would now be opened. The following persons appeared and were heard:

On Tenth Street - District No. P-184:

A. F. Martin and Father Lennertz, representing St. Mary's Parish, J. T. Ward and V. H. Pannell, representing the Labor Temple, and Miss Smith, property owner, constituting a majority of the property owners in the block on Tenth Street from Brazos to San Jacinto, urged that this portion of the street be not excluded from the paving program, as contemplated, as it was the only unpaved street between Brazos and San Jacinto Streets from First to Twelfth Streets and the paving was badly needed. They also stated that the street should be widened six feet, if possible, on account of the large amount of traffic carried on same.

Mrs. Pearl R. Key stated that she was opposed to the paving as she was not financially able to pay for same and did not consider that her property would be enhanced in value any by reason of same.

Councilman Steck moved that the block on Tenth Street from Brazos to San Jacinto Street be not eliminated from the paving program and that same be ordered paved. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

On Bellevue Place - District No. P-183 :

C. E. Ellsworth, B. B. Silvey, Dr. P. E. Suehs, and B. C. Tharp urged the paving of this street as soon as possible in order to make same passable in wet weather and to check the undermining of their curbs by the heavy wash from rains.

The following written communication from Mrs. Nella T. Evans was read:

"Austin, Texas, Oct. 23, 1931.

To the Honorable Mayor and City Council,  
Austin, Texas.

Gentlemen:

I would like to ask if you would adjust my paving costs on Bellevue Place on a basis of 50% of my present assessment, in view of the fact that I own one-half of the total frontage on the street and have already paid more than \$1500.00 paving costs on three corner lots, two of which are at the intersection of Bellevue and Harris Park Avenue, and one at the

intersection of Bellevue and Duval Street.

I would thank you for your consideration of my request.

Respectfully,

(Sgd) Mrs. Nella T. Evans. "

On Alice Avenue - Districts Nos. P-170, P-171, P-172:

L. F. George presented a petition signed by the property owners asking that the paving of this street be deferred until a more opportune time, stating that they were financially unable to pay for same.

No other property owners or interested persons appearing to be heard, the Mayor thereupon laid before the Council the following ordinance:

ORDINANCE OF THE CITY OF AUSTIN CLOSING  
A HEARING GIVEN TO PROPERTY OWNERS ON  
BELLEVUE PLACE, IN THE CITY OF AUSTIN,  
AND DECLARING AN EMERGENCY.

The above ordinance was read the first time and Councilman Mueller moved a suspension of the rule and the placing of the ordinance on its second reading. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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 Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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

The Mayor laid before the Council the following ordinance:

ORDINANCE OF THE CITY OF AUSTIN, TEXAS,  
LEVYING AN ASSESSMENT FOR THE PAYMENT  
OF A PART OF THE COST OF IMPROVING  
BELLEVUE PLACE IN THE CITY OF AUSTIN, AND  
FIXING A LIEN AGAINST PROPERTY ABUTTING  
ON SAID STREET AND A PERSONAL CHARGE  
AGAINST THE OWNERS THEREOF, AND PROVIDING  
FOR THE COLLECTION THEREOF, AND DECLARING  
AN EMERGENCY.

The above ordinance was read the first time and Councilman Mueller moved a suspension of the rule and the placing of the ordinance on its second reading. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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 Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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

The Mayor laid before the Council the following ordinance:

ORDINANCE CLOSING HEARING AND LEVYING  
ASSESSMENTS FOR PART OF THE COST OF  
IMPROVING PORTIONS OF WABASH AVENUE  
AND SUNDRY OTHER STREETS IN THE CITY  
OF AUSTIN, TEXAS, FIXING A CHARGE AND  
LIEN AGAINST PROPERTY ABUTTING THEREON  
AND AGAINST THE OWNERS THEREOF, PROVID-  
ING FOR THE COLLECTION OF SUCH ASSESSMENTS  
AND THE ISSUANCE OF ASSIGNABLE CERTIFICATES  
IN EVIDENCE THEREOF.

The foregoing ordinance was read the first time and Councilman Mueller moved a suspension of the rule and the placing of the ordinance on its second reading. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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 Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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

The hearing on East Sixteenth Street from the east property line of East Avenue to the east property line of Navasota Street, District No. 52, was continued until the next regular meeting.

The hearing on Thirty-Eighth Street from the east line of Wabash Avenue on the south side and the west line of the alley east of Alice Avenue on the north side to the east line of the alley west of Wabash Avenue on the south side and the west line of Alice Avenue on the north side, District No. P-169, was discontinued on account of a change in the limits of the paving on said street.

The revised Roll or Statement of the Consulting Engineer, H. R. F. Holland, showing estimated cost of improvements on Thirty-Eighth Street from the east property line of Wabash Avenue to the west property line of Alice Avenue, known and designated as Unit or District No. P-169, was read and ordered filed.

The Mayor laid before the Council the following resolution:

RESOLUTION APPROVING AND ADOPTING ESTIMATES OF THE COST OF IMPROVEMENTS AND OF AMOUNTS TO BE ASSESSED FOR IMPROVEMENTS ON A PORTION OF THIRTY-EIGHTH STREET IN THE CITY OF AUSTIN, TEXAS, FIXING TIME AND PLACE FOR HEARING TO THE OWNERS OF ABUTTING PROPERTY AND DIRECTING THE CITY MANAGER TO GIVE NOTICE.

WHEREAS, the City Council of the City of Austin has heretofore ordered that the hereinbelow mentioned portion of highway be improved by raising, grading and filling, and installing concrete curbs and gutters, and by paving with two inch Warrenite Bitulithic Wearing Surface on a five inch concrete base, with necessary appurtenances, and contract therefor has been made and entered into with Southwest Bitulithic Company; and

WHEREAS, the City Council has caused the Consulting Engineer to prepare and file estimate of the cost of such improvements, and estimate of the amounts per front foot proposed to be assessed against abutting property and the owners thereof, and such estimates have been examined.

Therefore,

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

I.

That such estimates be and they are adopted and approved.

II.

That it is hereby found and determined that the cost of improvements on such portion of highway, with the amount or amounts per front foot proposed to be assessed for such improvements against the abutting property and the owners thereof, on such portion of street or highway are as follows, to-wit:

THIRTY-EIGHTH STREET from the east property line of Wabash Avenue to the west property line of Alice Avenue, known and designated as Unit or District No. P-169. Estimated cost of improvements is \$1688.92. Estimated amount per front foot to be assessed for curb and gutter is \$.65. Estimated amount per front foot to be assessed against abutting property and its owners for improvements, exclusive of curb and gutter, is \$3.005. Total estimated amount per front foot to be assessed against abutting property and its owners is \$3.655.

### III.

That a hearing be given and held by and before the City Council of the City of Austin, Texas, to all owning and claiming any property abutting upon any of said portion of street and highway, as well as all owning and claiming any interest in any such property. Such hearing shall be given and held on the 12th day of November, A. D. 1931, at 10:00 o'clock A. M., in the regular Council meeting room in the City Hall in the City of Austin, Texas, and the City Manager is hereby directed to give notice of the time and place of such hearing, and of other matters and facts, in accordance with the terms and provisions of Article XXIV of the Charter of the City of Austin, which Article was added by amendment adopted at an election held November 24th, 1928. Such notice shall be by advertisement inserted at least three times in a newspaper published in the City of Austin, Texas, the first publication to be made at least ten days before the date of said hearing. Said notice shall comply with and be in accordance with the terms and provisions of said Article XXIV.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Mayor laid before the Council the following ordinance:

ORDINANCE CANCELLING CONTRACTS BETWEEN SOUTHWEST BITULITHIO COMPANY AND THE CITY OF AUSTIN, PROVIDING FOR THE IMPROVEMENT OF PORTIONS OF RIVERSIDE DRIVE, FOURTEENTH STREET, SABINE STREET, AND TRINITY STREET, ALL IN THE CITY OF AUSTIN, TEXAS.

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

The Mayor laid before the Council the following resolution:

RESOLUTION DECLARING THE NECESSITY FOR AND PROVIDING FOR FLUSH COATING A PORTION OF LAVACA STREET AND PORTIONS OF SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, LETTING CONTRACT THEREFOR, APPROVING FORM OF CONTRACT AND BOND, AND APPROPRIATING MONEY TO PAY THE COST THEREOF.

The above resolution was read and laid over.

The Mayor laid before the Council the following ordinance:

ORDINANCE PROVIDING FOR CHANGING CONTRACT BETWEEN CITY OF AUSTIN, TEXAS, AND SOUTHWEST BITULITHIO COMPANY, DATED SEPTEMBER 23, 1931, SO FAR AS THE SAME APPLIES TO UNIT OR DISTRICT NO. P-184 SO AS TO CHANGE THE LIMITS OF SAID UNIT OR DISTRICT.

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

Reports of L. E. Whitham & Company and H. R. F. Helland, Consulting Engineer, advising that the paving has been completed on Thirtieth Street from the west line of Speedway to the east line of Guadalupe Street, known as Unit No. P-177, in accordance with the plans and specifications for same, and recommending the acceptance of same, were read and filed.

The Mayor then laid before the Council the following resolution:

RESOLUTION OF THE CITY OF AUSTIN, TEXAS, ACCEPTING THE IMPROVEMENT OF THIRTIETH STREET IN THE CITY OF AUSTIN, AND AUTHORIZING THE PAYMENT OF THE BALANCE DUE BY THE CITY OF AUSTIN AND THE ISSUANCE AND DELIVERY OF CERTIFICATES OF SPECIAL ASSESSMENT AGAINST OWNERS OF ABUTTING PROPERTY.

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

THAT, Whereas, heretofore the hereinafter described street was ordered improved, contract for said work of improvement duly entered into, and assessment levied against abutting property and the owners thereof to cover the portion of the cost payable by the said property owners; and

WHEREAS, pursuant to said contract and other proceedings in connection therewith, L. E. Whitham & Company has completed the improvement of the following street, to-wit: THIRTIETH STREET from west line of Speedway to east line of Guadalupe Street, Unit No. P-177;

WHEREAS, said improvement is in strict compliance with the terms of said contract, specifications adopted for said improvement, and other proceedings in connection therewith; Therefore,

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

That said improvement on said portion of said street be and the same is hereby accepted as in full compliance with the terms of said contract, specifications and proceedings, and the final estimate due from the City of Austin to L. E. Whitham & Company be and the same is hereby ordered paid.

That the Mayor and City Clerk be and are hereby authorized and instructed to issue, execute and deliver to L. E. Whitham & Company certificates of special assessment against the abutting property and the owners thereof, evidencing the several sums of money assessed against said property and the owners thereof respectively for their pro rata of the cost of said improvement, in accordance with the terms of said contract and proceedings.

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, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, the Park Board has recommended the beautification of the river front from the Congress Avenue Bridge to Waller Creek; and

WHEREAS, the Park Board has recommended that the sum of \$5,000.00, or as much thereof as may be necessary to complete this program, be appropriated out of the Parks and Playgrounds Bond Fund; now, therefore,

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

THAT the City Council accept the recommendation of the Park Board for the beautification of the river front from the Congress Avenue Bridge to Waller Creek, and that the sum of \$5,000.00 be appropriated out of the Parks and Playgrounds Bond Fund for such purpose, with the understanding that only such portion of that amount as may be necessary to accomplish this will be used.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, the Park Board has recommended the installation of flood lights on the tennis court at West Austin Playgrounds, at an estimated cost of \$450.00, and the Council has decided that this should be done; now, therefore,

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

THAT the City Council accept the recommendation of the Park Board with reference to the installation of flood lights on the tennis court at West Austin Playgrounds, and that the sum of \$450.00 be appropriated out of the Parks and Playgrounds Bond Fund for such purpose.



The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Mayor laid before the Council 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 EAST TWELFTH STREET beginning at a point 15 feet south of and 15 feet east of the intersection of the center line of Neches Street and the center line of East Twelfth Street.

Thence in a westerly direction, 15 feet south of and parallel to the center line of said East Twelfth Street a distance of approximately 120 feet to connect with the dead end of an existing gas main. Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in EAST TWELFTH STREET from Neches Street to Red River Street, the center line of which gas main shall be 43 feet north of and parallel to the center line of said East Twelfth Street. Said gas main described above shall have a cover of not less than 2½ feet.

(3) A gas main in EAST TWELFTH STREET from Neches Street to Red River Street, the center line of which gas main shall be 43 feet south of and parallel to the center line of said East Twelfth Street. Said gas main described above shall have a cover of not less than 2½ feet.

(4) A gas main in NECHES STREET from East Eleventh Street to East Fourteenth Street, the center line of which gas main shall be 15 feet east of and parallel to the center line of said Neches Street. Said gas main described above shall have a cover of not less than 2½ feet.

(5) A gas main in SABINE STREET from East Eleventh Street to East Thirteenth Street, the center line of which gas main shall be 18 feet east of and parallel to the center line of said Sabine 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 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 wherever pavement is out in the vicinity of a fire plug, water must be used at intervals during the course of back filling 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 above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

FIXING RATES TO BE CHARGED FOR SERVICE OF  
ELECTRICITY FOR LIGHTING AND POWER AND PRE-  
SCRIBING CERTAIN CONDITIONS AND REGULATIONS.

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

That the following rates to be charged consumers by the City of Austin for service

of electricity for lighting and power, and the following regulations and conditions appertaining thereto, are each hereby adopted:

#### RATE "A"

##### Residential Lighting.

9¢ per KWH for the first 100 KWH

6¢ per KWH for that over 100 KWH taken by the consumer per month.

##### MINIMUM BILL:

50 cents net per month, which entitles the consumer to use 5 KWH.

##### APPLICATION OF RATES:

This rate is applicable for general residence lighting, including the use of ordinary household electrical appliances.

#### RATE "B"

##### For Lighting, Fan and Cooking

9 cents per KWH for the first 3 KW Hrs. per 100 watts of connected lighting load, plus per 1500 watts of connected heating load, consisting of electric range, water heater, or other heating or cooking appliance having a rated capacity in excess of 1 KW.

3 cents per KWH for all current used by the consumer during the month in excess of the above amount.

##### Guaranteed Monthly Bill:

\$2.00 net per month for minimum of 500 watts of connected lighting load, plus the minimum of 3000 watts of connected heating demand load. If the consumer shall have a greater connected lighting or heating demand load than above amounts, then the consumer will be charged 10 cents per net scheduled lighting KWH per month.

The connected lighting load shall be based on 100 watts per room (bath rooms closets, halls, attics, and the like, shall not be considered as rooms). The connected heating load shall be based as follows:

50% of the rated capacity of electric ranges.

50% of the rated capacity of water heaters or other heating or cooking appliances in excess of 1 KW. If a double switch is used with water heater or other heating appliance in connection to range, then water heater or other heating appliance rated capacity shall not be considered in this rate, unless this exceeds the rated capacity of electric range.

##### Application of Rate:

This rate contemplates the use of but one meter to register the energy for lighting each residence or each apartment and for the use of ordinary household devices, such as flat irons, fans, washing machines, vacuum cleaners, toasters, etc. (where the rated capacity of any single device does not exceed 1 KW) in conjunction with the use of energy for electric range and other large cooking and heating appliances, but is not applicable for the operation of rectifiers or motors in excess of 1 HP, or devices other than cooking or heating appliances where the maximum demand of any single device exceeds 1 KW.

Hotels and recognized rooming and boarding houses will not be served under this rate.

#### RATE "C"

##### Lighting & Power

9 cents per KWH for the first 4 KWH per 100 watt of connected lighting and power load.

5 cents per KWH for all current used by the consumer during the month in excess of the above amount.

##### Guaranteed Monthly Bill:

\$2.00 net per month for minimum of 500 watts of connected lighting and power load. If the consumer shall have a greater connected lighting and power load than above amount, then consumer's minimum bill shall be calculated at 10¢ per net scheduled lighting KWH per month.

The connected lighting load shall be based on 100 watts per room (bath rooms, closets, halls, attics, and the like, are not considered as rooms). The connected power load shall be based on the rated capacity of such appliances and motors.

##### Application of Rate:

This rate contemplates the use of but one meter to register the energy for lighting each residence or each apartment, and for the use of ordinary household devices such as flat irons, fans, washing machines, vacuum cleaners, toasters, etc. (where the rated capacity of any single device does not exceed 1 KW) in conjunction with the use of energy



for electric refrigeration, but is not applicable for the operation of rectifiers or motors in excess of 1 HP.

Hotels and recognized rooming and boarding houses will not be served under this rate.

#### RATE "D"

##### Commercial Lighting and Power .

##### Rate:

9¢ per KWH for the first 80 KWH used per month  
 4.5¢ " " " " next 520 " " " "  
 2.7¢ " " " " " 4000 " " " "  
 2.0¢ " " " all additional energy used during that month.

##### Minimum Bill:

50 cents per month for 10 sockets or less connected.

5 cents for each socket connected over 10 and 200 sockets. Above 200 sockets, the minimum bill shall be based on 50 cents per KW of normal rated capacity of current-consuming apparatus connected during such billing period.

##### Application of Rate:

This rate is applicable for electric service to Mercantile establishments, churches, lodge rooms, hotels, recognized rooming and boarding houses and other establishments not classed as residential - for lighting, display lighting, fractional horsepower motors and other electrical devices such as heating appliances, fans, etc. that is measured through one meter. Single phase motors not to exceed 2 H.P. may be attached to this service. For motors or electrical devices of greater capacity to be connected, written permission of the Water & Light Department must be obtained.

#### RATE "E"

##### General Power Rate.

##### RATE:

5 ¢ per KWH for the first 100 KWH used per month  
 4 ¢ " " " " next 400 " " " "  
 3 ¢ " " " " " 500 " " " "  
 2.7 ¢ " " " " " 3000 " " " "  
 1.8 ¢ " " " all additional energy used during that month.

##### Minimum Charge:

\$1.00 net per month per horse-power, or fraction thereof, or its equivalent of 750 watts of maximum demand. No monthly charge less than \$3.00 will be made under this rate.

##### Maximum Demand:

The "Maximum demand" as used in this schedule is assumed to be equal to a certain percentage of the total capacity in horse power of motors connected as indicated by the manufacturers' standard normal rating, such percentage varying according to the following:

Installations under 10 HP where only one motor is used -----	100%
Installations under 10 HP where more than one motor is used -----	80%
Installations from 10 HP to 50 HP, both inclusive, irrespective of number of motors -----	70%
Installations over 50 HP irrespective of number of motors -----	60%

##### Discounts:

Consumers who desire to purchase current for large capacity at primary voltage and who furnish their own transformers (being metered on primary side) shall be allowed a discount of three per cent (3%) from the gross bill for current taken during such month.

Consumers whose load factor is above 40%, the consumer shall be given a discount of 1% for each 5% above 40% from the gross bill for current taken during such month.

Consumers whose average power-factor is above 85%, the consumer shall be given a discount of 1% for each 5% above 85% power-factor to Unity power-factor.

Synchronous motors and the like must be operated under the direction of the Light and Power Department as to any different power factor operation than Unity.

##### Application of Rate:

This rate applies to power installations except when less than three (3) horse power is installed, then combined lighting and power schedule shall apply.

## RATE "F"

Industrial Power Service

## Rate:

Demand Charge:

\$2.50 per KVA for first 50 KVA of maximum demand per month which includes the use of 50 KWH per KVA demand.

\$1.50 per KVA for that demand in excess of 50 KVA per month which includes the use of 50 KWH per KVA demand.

Energy Charge:

First 60 KWH per KVA of demand per month	-----	1.2¢ per KWH
Next 240 " " " " " " " "	-----	1.0¢ per KWH
All over 300 KWH per KVA of demand per month	-----	8 mills per KWH

Minimum Charge:

The net minimum amount to be paid by the consumer to the Light & Power Department for service rendered during any billing period shall be equivalent to the demand charge of the Consumer's maximum demand for such billing period, but not less than \$50.00.

Maximum Demand:

The term "Maximum Demand" for any billing period as used in this rate shall be the greatest average 15 minute peak recorded in any one month by the instrument or instruments installed by the City for such purpose.

The demand thus established shall remain as the billing demand for the succeeding 11 months, unless and until exceeded by a higher demand, in which event such higher demand shall become the billing demand.

For ice making, refrigeration and air conditioning, the consumer shall be billed on the actual demand established during the billing period during the months of October, November, December, January, February, March and April, but which demand shall not be less than 20% of the maximum demand so established within the twelve months preceding. During the other months of May, June, July, August and September, the consumer shall be billed on the greatest maximum demand so established within the twelve months period immediately preceding any such billing period.

Service Voltage:

Service under this schedule will be three phase, sixty cycles, alternating current at not less than 2200 volts (with reasonable variation in either direction to be allowed).

Consumers who furnish their own transformer shall be allowed a discount of 1% from gross bill for the month.

Application of Rate:

This rate is applicable to office buildings, manufacturing plants, mills and such other character of business having a connected load of not less than 50 KVA.

## Rate "G"

"Off Peak" Power Service

Demand charge of \$1.50 per HP of maximum demand, plus an energy charge of

First 1000 KWH	-----	2 cents per KWH
All over 1000 KWH	-----	1½ cents per KWH

Application of Rate:

This rate is applicable to 5 HP or more, where the character of the load is of high load factor (70% or greater) or is used only on off peak periods.

The "Peak Period" is defined as the hours between 7 A. M. and 12 A. M. and 5 P. M. and 11 P. M. each day except Sunday and holidays, subject to change by the Light & Power Department, giving consumer 30 days notice.

SUBURBAN RATES

Rates A, B, C, and D shall be applied to suburban customers, plus 15% of gross bill for current taken during the billing period.

Minimum Bill:

Rate "A" consumers shall have a minimum charge of \$1.00, which entitles consumer to use 9 KWH.

Rate "B" and Rate "C" consumers shall have minimum charges based on 15¢ per net scheduled lighting KWH per month.

Rate "D" consumers shall have a minimum charge of \$1.00 per month for 10 sockets or less and 5 cents for each socket connected from 10 to 200. Above 200 sockets, the minimum bill shall be based on \$1.00 per KW of normal rated capacity.

BE IT FURTHER RESOLVED:

That the above rates and regulations shall become effective on November 1st, A. D. 1931, and bills for service shall be rendered consumers under said rates on meter readings, on and after said November 1st, 1931, and all rates and regulations in conflict herewith are expressly repealed.

BE IT FURTHER RESOLVED:

That the City Manager be and he is hereby authorized and instructed to provide all necessary printed schedules, bills and instructions in order to place said rates and regulations in effect as provided.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The bid of Heierman-Tips for an aeroplane structural steel hanger, 84 feet wide and 100 feet long, having a door clearance of 19 feet across the front and rear of the building, to be erected at the Mueller Field at a cost of \$6875.00, and a lean-to, 20 feet by 30 feet, at a cost of \$250.00, or a total cost of \$7125.00, was read. Mayor McFadden moved that the bid of the said Heierman-Tips be accepted and the City Manager be authorized to enter into contract with said firm accordingly. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Council set Monday, November 9th, at 7:30 P. M. as the date for hearing appeals of tax payers from the action of the Board of Equalization for the year 1931.

The Mayor nominated F. W. Sternberg as a member of the Library Commission to succeed the late Col. A. P. Wooldridge. Nomination was confirmed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

Reports of Southwest Bitulithic Company and M. R. F. Helland, Consulting Engineer, stating that the paving has been completed on Thirtieth Street from the west line of Guadalupe Street to the west line of Rio Grande Street on the south side and the east line of alley east of Washington Square on the north side, known and designated as Unit or District No. P-182-A; and Thirtieth Street from the west line of Rio Grande Street on the south side and the east line of alley east of Washington Square on the north side to the east line of West Avenue (formerly Pearl Street) except that part abutting the homestead of T. A. Field, known and designated as Unit or District No. P-182-B, in accordance with plans and specifications, and recommending the acceptance of same, were read and filed.

The Mayor then laid before the Council the following resolution:

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

WHEREAS, on the 8th day of September, A. D. 1931, 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:

THIRTIETH STREET from the west property line of Guadalupe Street to the west property line of Rio Grande Street on the south side and the east property line of Alley east of Washington Square on the north side, known and designated as Unit or District No. P-182-A; and

THIRTIETH STREET from the west property line of Rio Grande Street on the south side and the east property line of Alley east of Washington Square on the north side to the east property line of West Avenue (formerly Pearl Street) known and designated as Unit or District No. P-182-B; and

WHEREAS, said contractor has fully completed the street improvements upon said units or districts of improvement 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:

I.

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

II.

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 and 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.

III.

That this resolution take effect at once.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

Councilman Alford moved that the Council recess until five o'clock P. M. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Council then recessed.

Approved:   
MAYOR.

#### AFTERNOON SESSION:

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; absent, none.

The Mayor laid before the Council the following resolution:

WHEREAS, on May 18, 1931, A. J. Zilker submitted his proposition to the Board of Trustees of the Public Free Schools of the City of Austin that he would convey by good and sufficient Warranty Deed to said Board of Trustees, and their successors and assigns, four tracts of land in Travis County, Texas, fronting on the Colorado River, Barton Creek and the Bee Cave Road, and consisting of what is known as the Dohme Place, the Copes Place and

THIRTIETH STREET from the west property line of Guadalupe Street to the west property line of Rio Grande Street on the south side and the east property line of Alley east of Washington Square on the north side, known and designated as Unit or District No. P-182-A; and

THIRTIETH STREET from the west property line of Rio Grande Street on the south side and the east property line of Alley east of Washington Square on the north side to the east property line of West Avenue (formerly Pearl Street) known and designated as Unit or District No. P-182-B; and

WHEREAS, said contractor has fully completed the street improvements upon said units or districts of improvement 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:

I.

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

II.

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 and 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.

III.

That this resolution take effect at once.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

Councilman Alford moved that the Council recess until five o'clock P. M. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Council then recessed.

Approved:   
MAYOR.

#### AFTERNOON SESSION:

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; absent, none.

The Mayor laid before the Council the following resolution:

WHEREAS, on May 18, 1931, A. J. Zilker submitted his proposition to the Board of Trustees of the Public Free Schools of the City of Austin that he would convey by good and sufficient Warranty Deed to said Board of Trustees, and their successors and assigns, four tracts of land in Travis County, Texas, fronting on the Colorado River, Barton Creek and the Bee Cave Road, and consisting of what is known as the Dohme Place, the Copes Place and

the Hunter Place, and a part of the Walsh Place, and being all of the land owned by said Zilker between Barton Creek and the Bee Cave Road on the East and South, the Colorado River on the North, and the Dallana property on the West, and containing between 250 and 300 acres of land, more or less, the conveyance of the Dohme tract to be subject to an existing lease to Butler Brick Works of a small tract out of said Dohme Place for the removal of clay therefrom for the manufacture of brick, and also subject to an existing agricultural lease to A. J. Zilker, Jr., for the year 1931; and also the tract of about 25 acres or more of land on the North side of the Colorado River opposite the Dohme Place, and now leased and occupied by the Butler Brick Works as a brickyard, the conveyance of the said last named tract to be made subject to said lease; all of said property to be conveyed by said A. J. Zilker to said Board of Trustees, subject to the following terms and conditions, to-wit:

1. That the City of Austin shall purchase from said Board of Trustees the premises above described, to be used for public park purposes only, for the sum of \$200,000.00, payable by the City of Austin to said Board of Trustees, or its successors and assigns, in twenty equal annual installments of \$10,000.00 each, with interest from the date of conveyance thereof to the City at the rate of 6 percent per annum, interest payable annually, such payments to be made by the City of Austin out of such fund or funds as it may see proper to devote to such purpose, but adequate and legal provision shall be made by said City for such payment of said consideration as may be required by the Charter of said City and the laws of the State of Texas, and in addition thereto, such consideration shall be secured by the reservation of a vendor's lien on the premises to be so conveyed, until the full and final payment of such consideration; both conveyances by said A. J. Zilker to said Board of Trustees, and by said Board of Trustees to the City of Austin, to be made and delivered contemporaneously.

2. The proceeds derived from the sale of said properties to the City of Austin by said Board of Trustees for the consideration and in the manner above stated, shall constitute a part of the existing Trust Fund now held and used by said Board of Trustees, and its successors and assigns, for the equipment, maintenance and promotion of the needs and best interests of the Schools of Manual Training in the City of Austin, Texas, for the instruction of boys and girls of the City of Austin, Texas, in the useful arts and sciences, as said schools now exist or may hereafter exist as a part of the public free school system of said City, the income from the fund thus derived to be used and expended for the purposes named under the sole and absolute direction and at the sole discretion of said Board of Trustees and its successors in office; and

WHEREAS, the Board of Trustees of the Public Free Schools of the City of Austin thereafter submitted its proposition to the City Council to convey said premises to the City of Austin, for the purposes and consideration and upon the terms and conditions expressed in the proposition of said A. J. Zilker to said Board of Trustees, as hereinabove set out; and

WHEREAS, the City Council thereafter by resolution conditionally accepted said proposition, insofar as the City Council had the legal power and authority to do so, provided that the proposition of said A. J. Zilker to said Board of Trustees, and the proposition of said Board of Trustees to the City of Austin, be so amended as to permit the City of Austin to pay the consideration of \$200,000.00 for the purchase of said premises, in 20 equal annual installments of \$10,000.00 each, with interest from the date of conveyance thereof to the City of Austin, at the rate of 5% per annum, the deferred payments to be evidenced by the notes of the City of Austin, payable serially, on or before one to twenty years after date, both inclusive, and by the terms of said resolution and conditional acceptance, the City



Council committed itself that, in event said propositions are so amended, it would submit said proposition as so amended to the qualified voters of the City of Austin for their action thereon at an election to be called for that purpose on such date as the Council might thereafter determine; and

WHEREAS, the counter-proposition of the City Council, as contained in said resolution, was declined by said Board of Trustees, for the reason that same was not agreeable to said A. J. Zilker; and

WHEREAS, on October 27, 1931, said A. J. Zilker, through his attorney, Geo. E. Shelley, in a written communication to E. A. Murchison, President of said Board of Trustees, modified his original proposition to said Board of Trustees, in the particulars that the consideration of \$200,000.00 for the purchase of said premises by the City of Austin from said Board of Trustees might be paid by the City of Austin as follows and upon the following terms: \$50,000.00 in cash out of the proceeds of the Parks and Playgrounds Bonds, and the balance of \$150,000.00 in installments of \$10,000.00 per year, bearing interest at the rate of 6% per annum, interest payable annually, and that the first installment be payable five years from the date of the conveyance to the City of Austin, and a like installment each year thereafter until the full amount shall have been paid; and

WHEREAS, said Board of Trustees has this day submitted its proposition to the City Council to convey said premises to the City of Austin, for the purposes and consideration and upon the terms and conditions expressed in the original proposition of said A. J. Zilker to said Board of Trustees, and as modified and amended by said communication of Geo. E. Shelley, as attorney for said A. J. Zilker, to E. A. Murchison, President of said Board of Trustees; and

WHEREAS, the City Council deems it advisable to submit said proposition, as so modified and amended, to a vote of the people; therefore,

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

THAT the proposition of the Board of Trustees of the Public Free Schools of the City of Austin to convey said premises to the City of Austin, for the purpose and consideration and upon the terms and conditions expressed in said original proposition of said A. J. Zilker to said Board of Trustees, and as modified and amended by said communication of Geo. E. Shelley, as attorney for said A. J. Zilker, be and the same is hereby accepted insofar and to the extent that the City Council has the legal power and authority to do so; and the City Council hereby commits itself that, for the purpose of making adequate and legal provisions for the payment of said consideration as required by the Charter of the City of Austin and the laws of the State of Texas, it will submit said proposition, as so modified and amended, to the qualified voters of the City of Austin, for their action thereon, at an election to be called for that purpose on such date as the City Council may hereafter determine.

The above resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

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, Councilmen Alford, Gillis, Mayor McFadden, Councilmen Mueller and Steck, 5; nays, none.

The Council then recessed.

Approved: W. M. Fadden  
Mayor.