

Councilman Steck moved that the City Manager be directed to adjust the expense account of the City Attorney to be equitable with other salaries and expense accounts. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilman Alford, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, Councilman Gillis, 1.

No further business coming before the Council, Councilman Steck moved to recess, subject to call of the Mayor. Motion was seconded by Councilman Mueller 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: J. M. Fadden
M a y o r .

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, June 9, 1932.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; absent, Councilman Alford, 1.

The Minutes of the Special Meeting of May 30th and the Regular Meeting of June 2nd were read, and Councilman Mueller moved the adoption of same as read. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

Mr. Waechter, representing the Trades Council, appeared before the City Council and stated that organized labor of the City wished to go on record as being opposed to any salary and wage reduction for city employes.

The Mayor stated that the Council would take up for consideration the bids for the construction of a fire station at Nineteenth and Nueces Streets which were received in the City Manager's office on June 8th at 2:00 P. M. The following bids were then read:

FOR GENERAL CONSTRUCTION:

| | |
|-------------------------|-------------|
| Schwarzer & Lorey ----- | \$10,300.00 |
| F. R. Rundell ----- | 10,783.00 |
| C. E. Spurlin ----- | 10,983.00 |
| J. C. Worcester ----- | 11,480.00 |
| A. A. Mundt ----- | 11,795.00 |
| Wm. Kutalek ----- | 11,830.00 |
| J. R. Blackmore ----- | 11,882.00 |
| J. J. Wattinger ----- | 11,885.00 |
| Brydson Bros. ----- | 11,962.00 |
| H. M. Hargrave ----- | 12,146.85 |
| Herman Fischer ----- | 12,386.00 |
| H. E. Wattinger ----- | 12,950.00 |
| C. W. Moore ----- | 13,872.00 |

FOR PLUMBING:

| | |
|--------------------------|-------------|
| Loden & Beasley ----- | \$ 1,041.00 |
| Jno. L. Martin ----- | 1,093.00 |
| Fox-Schmidt ----- | 1,096.00 |
| John Wattinger ----- | 1,100.00 |
| Andrewartha, J. O. ----- | 1,171.00 |

FOR ELECTRIC WIRING:

| | |
|-------------------------|----------|
| G. R. Scates ----- | \$294.50 |
| Wm. Grimmer ----- | 338.00 |
| J. O. Andrewartha ----- | 365.00 |
| Williams, Bert ----- | 374.00 |
| Fox-Schmidt ----- | 430.00 |
| J. L. Martin ----- | 496.00 |

Councilman Mueller moved that the bid of Schwarzer & Lorey on general construction, in the amount of \$10,300.00, be accepted and the City Manager be directed to enter into contract with said firm accordingly. Motion was seconded by Mayor McFadden, and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

Councilman Mueller moved that the bid of Loden & Beasley on plumbing, in the amount of \$1,041.00, be accepted and the City Manager be directed to enter into contract with said firm accordingly. Motion was seconded by Mayor McFadden and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

Councilman Mueller moved that the bid of G. R. Scates for electric wiring, in the amount of \$294.50, be accepted and the City Manager be directed to enter into contract with the said G. R. Scates accordingly. Motion was seconded by Mayor McFadden and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The bids on brick for the fire station at Nineteenth and Nueces Streets, submitted by the Elgin Standard Brick Manufacturing Company and the Butler Brick Works, were read and same were referred to the City Manager, the Fire Chief, and the Architect for selection.

W. W. Boring appeared before the Council to protest the revocation of his milk dealer's license. The matter was referred to the City Manager for attention.

The Mayor announced that the hearing called for this day, by published notice in The Austin Statesman on May 20, 1932, as required by the terms of the Zoning Ordinance, on the proposal of the City Council to amend the Zoning Ordinance in the following particulars, to-wit:

To amend the USE and HEIGHT and AREA designation of Lots Nos. 1, 2 and 3 of the resub-division of a subdivision of Lot No. 1 of the Lewis Hancock Subdivision of a part of the Geo. W. Spear League in Travis County, Texas, said lots being located at the northwest corner of the intersection of West 44th Street with Alice Avenue so as to change same from "A" Residence District to "C" Commercial District and from First Height and Area District to Second Height and Area District,

would now be opened.

No one appearing to offer any objections to the above proposal, the Mayor then laid before the Council the following report of the City Plan Commission:

"Austin, Texas, May 31, 1932.

Honorable City Council
City of Austin,
Austin, Texas.

Gentlemen:

The following resolution was passed by the City Plan Commission at a meeting held on May 27, 1932:

"WHEREAS, the City Council, in accordance with the terms of the Zoning Ordinance, has submitted to the City Plan Commission for its consideration and recommendation an amendment to the Zoning Ordinance for providing for the change of the USE and HEIGHT AND AREA designation of Lots Nos. 1, 2, and 3 of the resubdivision of a subdivision of Lot No. 1 of the Lewis Hancock Subdivision of a part of the Geo. W. Spear League in Travis County, Texas, said property being located at the northwest corner of the intersection of West 44th Street with Alice Avenue, from "A" RESIDENCE DISTRICT to "C" COMMERCIAL DISTRICT, and from FIRST HEIGHT AND AREA DISTRICT to SECOND HEIGHT AND AREA DISTRICT; and

WHEREAS, no objections thereto were presented to the Commission; and

WHEREAS, the Commission carefully considered the proposed amendment and found the same to be reasonable and just and not adversely affecting any of the surrounding property; therefore,

BE IT RESOLVED BY THE CITY PLAN COMMISSION OF THE CITY OF AUSTIN:

THAT the above amendment to the Zoning Ordinance and change in the USE DISTRICT AND HEIGHT AND AREA DISTRICT maps be and the same is hereby approved and recommended to the City Council of the City of Austin.

CITY PLAN COMMISSION

By (sgd) H. F. Kuehne,
Chairman. "

The Mayor laid before the Council the following ordinance:

AN ORDINANCE AMENDING, IN THE CERTAIN PARTICULARS HEREINAFTER STATED, AN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES, AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; 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 Mayor McFadden and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

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 Mayor McFadden and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The ordinance was read the third time and Councilman Mueller moved that same be finally passed. Motion was seconded by Mayor McFadden and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck; 4; nays, none; Councilman Alford absent, 1.

A resolution from the Park Board, requesting that the City Council accept the alternate bid of the Layne-Texas Company for the drilling of an artesian well on Blunn Creek, was read.

The following is the alternate bid of the said Layne-Texas Company:

"Austin, Texas, June 7, 1932.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

Pursuant to your request for alternate bid on drilling artesian well on Blunn Creek, we are pleased to submit for your consideration the following proposal:

We propose to furnish complete plant and drilling equipment, together with necessary and proper labor, and drill to completion one artesian well in accordance with specifications and instructions to bidders, as prepared by our city engineer. Our price for drilling the well shall be the sum of Four and 85/100 Dollars (\$4.85) per lineal foot.

Under this proposal we agree to drill a hole from the surface to the top of the water-bearing stratum from which your engineer decides to secure the water supply having a minimum diameter of 9 7/8" or suitable for receiving 6 5/8" inside diameter oil well casing. That portion of the well extending through the water-bearing stratum shall be of such size as will make it possible to properly set 5 3/16" inside dia. oil well casing.

In connection with the work of drilling said artesian well, the City will furnish necessary casing and strainer for said well, but the unit price bid for drilling will include setting the casing in the well. The City will also furnish water for drilling, the cement and cementer, but we will assist in any manner possible to properly cement the casing in the well.

We further propose to assist the city in securing and purchasing first class used casing for the well, and we guarantee cost of said casing to City F.O.B. cars in Austin, Texas, will not exceed the following prices:

| | | | | |
|---------|--|-------|----------|---------|
| 6-5/8" | 24# Oil Well Casing | ----- | 70¢ | per ft. |
| 5-3/16" | 17# Oil Well Casing | ----- | 45¢ | " " |
| | Perforating or slotting 5-3/16" Casing | ----- | 75¢ | " " |
| | Portland Cement | ----- | 60¢ | per bag |
| | Cementing Contractor | ----- | \$250.00 | |

Should the cementing contractor (Halliburton Oil Well Cementing Co., or Independent Oil Well Cementing Co.) refuse to transport its equipment to Austin for the price stated, we will provide ourselves with necessary equipment to properly cement the well and do the work for the price stated.

With the exception that the City will furnish material as listed above, all work in connection with the drilling of said well will be performed and completed in accordance with the terms and conditions of your specifications.

Respectfully submitted,

Layne-Texas Co.,

By (Sgd) Sam L. Olson,
Sales Engineer. "

Mayor McFadden moved that the alternate bid of Layne-Texas Company for the drilling of an artesian well on Blunn Creek, based upon an estimate of 1700 feet at \$4.55 per lineal foot, including setting of the casing, setting shoe and other incidentals, in the amount of \$5245.00, be accepted, and the City Manager be directed to enter into contract with said Layne-Texas Company to complete the project. The motion was seconded by Councilman Mueller and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, on or about June 21, 1931, the Texas Public Service Company presented to the City Council of the City of Austin a map or plan showing its proposed construction of a gas main in that street within the City of Austin formerly known as Oakview Drive but now known as Hampton Road, from East Thirty-Second Street to East Thirty-Fourth Street, and requested that the City Council grant assignment of space for said gas main in Oakview Drive; and

WHEREAS, on July 30, 1931, the City Council of the City of Austin assigned space for the said gas main in Oakview Drive from East Thirty-Second Street to East Thirty-Fourth Street, which space was assigned 5 feet east of and parallel to the center line of said Oakview Drive; and

WHEREAS, the Texas Public Service Company is desirous of constructing a gas main in Oakview Drive or Hampton Road that will connect with a gas main in East Thirty-Second Street; and

WHEREAS, such a connection could not be made on the basis of the foregoing described assignment without damaging the existing pavement on East Thirty-Second Street; and

WHEREAS, the City Council of the City of Austin has considered the foregoing conditions; therefore,

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

THAT the action of assigning space for a gas main in Oakview Drive from East Thirty-Second Street to East Thirty-Fourth Street on an assignment 5 feet east of and parallel to the center line of said Oakview Drive as recorded in the City Clerk's Minutes in Book No. 13, Page 595, be rescinded; and

THAT the Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon Hampton Road or Oakview Drive as follows:

A gas main in HAMPTON ROAD or OAKVIEW DRIVE from East Thirty-Second Street to East Thirty-Fourth Street, the centerline of which gas main shall be 19½ feet east of and parallel to the centerline of said Hampton Road or Oakview Drive. 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 cut 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, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

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:

A gas main in EAST THIRTY-SECOND STREET beginning at a point 19½ feet north of and 19½ feet east of the intersection of the centerline of East Thirty-Second Street and the centerline of Hampton Road or Oakview Drive.

THENCE: in an easterly direction 19½ feet north of and parallel to the centerline of East Thirty-Second Street a distance of approximately one block to the west line of Red River Street. Said gas main 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 cut 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, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, on or about May 21, 1931, the Texas Public Service Company presented to the City Council of the City of Austin a map or plat showing its proposed construction of a gas main in East Thirty-Fourth Street from Duval Street to Red River Street and requested that the City Council grant assignment of space for said gas main in said East Thirty-Fourth Street; and

WHEREAS, on May 25, 1931, the City Council of the City of Austin assigned space for the said gas main in East Thirty-Fourth Street from Duval Street to Red River Street, which assignment was given 17 feet north of and parallel to the centerline of said East Thirty-Fourth Street and placed the gas main between the north curb and the north property line; and

WHEREAS, said assignment conflicts with existing development, and

WHEREAS, the City Council of the City of Austin has considered the foregoing conditions; therefore;

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

THAT the action of assigning space for a gas main in East Thirty-Fourth Street from Duval Street to Red River Street on an assignment 17 feet north of the centerline of said East Thirty-Fourth Street as recorded in the City Clerk's Minutes in Book No. 12, Page 513, be rescinded; and

THAT the Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon East Thirty-Fourth Street as follows:

1. A gas main in EAST THIRTY-FOURTH STREET beginning at the dead end of a gas main at a point 8 feet north of and approximately 184 feet east of the intersection of the centerline of East Thirty-Fourth Street and the east line of Duval Street.

Thence in an easterly direction 8 feet north of and parallel to the centerline of East Thirty-Fourth Street to the west line of Red River 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, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The Mayor laid before the Council the following resolution:

WHEREAS, a street in the City of Austin and being more particularly described as running north and south through Weise Resubdivision in Outlet 5, Division "C" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and being about 230 feet west of and parallel to Red River Street, and lying between the boundaries of Park Place and West Thirtieth Street and having been shown as Oak View Drive on the map of said Weise Resubdivision as filed in the Deed Records of Travis County, Volume 459, Page 76; and

WHEREAS, the word "Oak" appears in the name of nine other streets within the City of Austin; and

WHEREAS, this street named "Oak View Drive" in Weise Resubdivision should have the same name as that north and south street in Beau Site Addition about one block north of said Weise Resubdivision and about one block west of Red River Street; and

WHEREAS, the City Council of the City of Austin changed the name of said north and south street in Beau Site Addition from Oakview Drive to Hampton Road as recorded in the City Clerk's Minutes, in Book No. 13, Page 282; and

WHEREAS, the City Council has considered said conditions, therefore;

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

THAT that street in the City of Austin and being more particularly described as running north and south through Weise Resubdivision in Outlet 5, Division "C" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and being about 230 feet west of and parallel to Red River Street and lying between the boundaries of Park Place and West Thirtieth Street and being bounded on the east by Lots 8, 9, 10, 11, 12, 13, 14, and 15, and being bounded on the west by Lots 18, 19, 20, 21, and 22, all in said Weise Resubdivision, and having been shown as "Oak View Drive" on the map of said Weise Resubdivision, shall be known hereafter as Hampton Road; and

BE IT FURTHER RESOLVED:

THAT this resolution after having been properly signed by the Mayor and attested by the City Clerk shall be recorded in Travis County Deed Records.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

Reports of Southwest Bitulithic Company and H. R. F. Helland, Consulting Engineer, stating that the flushcoating on Sixteenth Street from Congress Avenue to Sabine Street, being Contract No. P-200-12, and on Eighth Street from Brazos to Colorado Streets, being Contract No. 200-10 of the flushcoating contracts, has been completed in accordance with the contracts for same, and recommending the acceptance of same, were read and ordered filed.

The Mayor then laid before the Council the following resolutions:

RESOLUTION ACCEPTING DOUBLE FLUSH-COATING CONSTRUCTED BY SOUTHWEST BITULITHIC COMPANY ON A PORTION OF SIXTEENTH STREET IN THE CITY OF AUSTIN AND PROVIDING FOR THE PAYMENT BY THE CITY OF AUSTIN, TEXAS.

WHEREAS, on the 22nd day of December, 1931, the City of Austin, Texas, entered into a contract with the Southwest Bitulithic Company whereby said Company agreed to construct double flushcoating upon portions of streets in the City of Austin, Texas, among which portions of streets was the following, to-wit:

SIXTEENTH STREET from the east line of Congress Avenue to the west line of Sabine Street; and

WHEREAS, said contractor has fully completed the street improvements upon said streets 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 the Southwest Bitulithic Company upon said portion of Sixteenth Street hereinbefore described be and the same are hereby in all things approved and accepted by the City of Austin.

II.

That the cost of said improvements be paid to said contractor by the City of Austin.

III.

That this resolution take effect at once.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

RESOLUTION ACCEPTING DOUBLE FLUSH-COATING CONSTRUCTED BY SOUTHWEST BITULITHIC COMPANY ON A PORTION OF EIGHTH STREET IN THE CITY OF AUSTIN AND PROVIDING FOR PAYMENT BY THE CITY OF AUSTIN.

WHEREAS, on the 12th day of December, 1931, the City of Austin entered into a contract with Southwest Bitulithic Company whereby said Company agreed to construct double flushcoating upon portions of streets in the City of Austin, Texas, among which portions of streets was the following, to-wit:

EIGHTH STREET from the west line of Brazos Street to the east line of Colorado Street; and

WHEREAS, said contractor has fully completed the street improvements upon said street 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 portion of Eighth Street hereinbefore described be and the same are hereby in all things approved and accepted by the City of Austin.

II.

That the cost of said improvements be paid to said Contractor by the City of Austin.

III.

That this resolution take effect at once.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

Reports of Southwest Bitulithic Company and H. R. F. Helland, Consulting Engineer, stating that the paving on Wabash Avenue from Thirty-Fourth to Thirty-Eighth Streets, District P-168, and on Thirty-Eighth Street from Wabash Avenue to Alice Avenue, District P-169, has been completed in accordance with the contract for same, and recommending the acceptance of same, were read and ordered filed.

The Mayor then laid before the Council the following resolutions:

**RESOLUTION ACCEPTING STREET IMPROVEMENTS
CONSTRUCTED BY SOUTHWEST BITULITHIC COM-
PANY ON A PORTION OF WABASH AVENUE IN
THE CITY OF AUSTIN, TEXAS, PROVIDING FOR
PAYMENT OF ANY BALANCE DUE BY THE CITY
FOR ITS PORTION OF THE COSTS OF SAID
STREET IMPROVEMENTS AND FOR THE DELIVERY
OF CERTIFICATES OF ASSESSMENTS AGAINST
ABUTTING PROPERTY AND ITS OWNERS.**

WHEREAS, on the 2nd day of June, 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:

WABASH AVENUE from the north line of Thirty-Fourth Street to the south line of Thirty-Eighth Street, known and designated as Unit or District No. P-168; and

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

I.

That the street improvements constructed by Southwest Bitulithic Company upon said portions of Wabash Avenue 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 portions of streets, 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 shall take effect at once.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

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

WHEREAS, on the 2nd day of June, 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:

THIRTY-EIGHTH STREET from west line of Alice Avenue to the east line of Wabash Avenue, known and designated as Unit or District No. P-169; and

WHEREAS, said contractor has fully completed the street improvements upon 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 Thirty-Eighth 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 portions of streets, and the owners of said property as heretobefore provided by the ordinance levying assessments against said property and the owners thereof.

III.

That this resolution shall take effect at once.

The above resolution was adopted by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

No further business coming before the Council, Councilman Mueller moved to recess, subject to call of the Mayor. Motion was seconded by Councilman Gillis and same prevailed by the following vote: Ayes, Councilman Gillis, Mayor McFadden, Councilmen Mueller and Steck, 4; nays, none; Councilman Alford absent, 1.

The Council then recessed.

APPROVED:

J. W. McFadden
Mayor.