

neotion 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, Councilman Steck, 4; nays, none; Councilman Mueller absent, 1.

A communication from the Travis County Medical Society, expressing their appreciation to the Council for continuing the high standard in personnel of the City Health Department, was read and ordered filed.

Councilman Steck moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Alford and same prevailed by the following vote: Ayes, Councilmen Alford, Gillis, Mayor McFadden, and Councilman Steck, 4; nays, none; Councilman Mueller absent, 1.

The Council then recessed.

APPROVED:

J. H. McFadden
M a y o r .

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, June 25, 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 Alford moved the adoption of same as read. 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.

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 Units or Districts of Improvement as follows:

EAST THIRTY-SECOND STREET from the east property line of Duval Street to the west property line of Red River Street, known as Unit or District No. 133;

RED RIVER STREET from the north property line of Thirty-Second Street to the north property line of Thirty-fourth Street, known as Unit or District No. 134;

the Mayor thereupon stated that all persons desiring to protest the levying of assessments against abutting property on the above mentioned streets 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 the following persons appeared and were heard:

On East Thirty-Second Street, District No. 133:

W. L. Black stated that this paving runs along the side of his property and that he is not financially able to pay for same.

On Red River Street, District No. 134:

Brown Robbins, representing Mrs. Lewis Hancock, stated that by reason of the large amounts expended for paving here and elsewhere, and the fact that she was "property poor", the said Mrs. Hancock was unable to pay for the paving on this street.

No other interested parties or owners having requested to be heard, the Mayor thereupon laid before the Council the following ordinance:

ORDINANCE OF THE CITY OF AUSTIN, TEXAS,
CLOSING A HEARING GIVEN TO PROPERTY
OWNERS ON A PORTION OF THIRTY-SECOND
STREET AND SUNDRY OTHER STREETS, 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 POR-
TIONS OF THIRTY-SECOND STREET AND SUN-
DRY OTHER STREETS, IN THE CITY OF
AUSTIN, AND FIXING A LIEN AGAINST PROP-
ERTY ABUTTING ON SAID STREETS, AND A
PERSONAL CHARGE AGAINST THE OWNERS THERE-
OF, AND PROVIDING FOR THE COLLECTION
THEREOF, AND DECLARING AN EMERGENCY.

The above ordinance was read the first time and Councilman Alford 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 Alford 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 Alford 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.

A petition signed by the property owners on Thirtieth Street, asking that this street from West Avenue to Guadalupe Street be paved at the same time that West Avenue is being paved, and that the width of said street be made thirty feet, was read. Councilman Steck moved that Thirtieth Street from West Avenue to Guadalupe Street be paved and that the necessary proceedings for the paving of same be started as soon as possible. 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.

Reports of L. E. Whitham & Company and H. R. F. Helland, Consulting Engineer, stating that the paving has been completed on East Third Street from the east line of Neches Street to the west line of Red River Street, District No. P-110, in accordance with the plans and specifications, 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 EAST THIRD
STREET, IN THE CITY OF AUSTIN, AND AU-
THORIZING 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:

PAVING DISTRICT No. P-110: EAST THIRD STREET from the east line of Neches Street to the west line of Red River Street.

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 written application of W. A. Driscoll for permit to erect a rock retaining wall at 419 Park Place; also the following report of the City Engineer upon same:

"Austin, Texas, June 24, 1931.

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

Dear Sir:

Mr. W. A. Driscoll has requested the City Council to grant him a permit to build a rock retaining wall on his property at 419 Park Place. Although Mr. Driscoll's request indicates that the wall will be put upon his place, he desires to have same adjacent to the curb line on City property. Park Place is the only street between 23rd and 32nd Street which runs east and west between Duval and Red River Streets. If the University should elect to close 23rd Street between Red River and Speedway or the new proposed Waller Creek Boulevard, then we would be without a street running east and west from 19th to 32nd. Therefore, this Park Place is destined to become a very heavy traffic street in the near future. Residents on Park Place are already complaining about the heavy use of the street. Ultimately the City will need to have the entire sidewalk area cut down to a standard level above the curb line so as to provide a place for pedestrians to walk. If we were to grant the requested type of construction, it would mean that there could not be any sidewalk use on the south side of Park Place, and it would be dangerous for pedestrians to have to use the space between curbs ordinarily used by vehicles. No similar type of development exists on Park Place as proposed by Mr. Driscoll, and up to the present date no walks have been provided on the terrace portion of the south side of Park Place.

On account of the anticipated future need for sidewalk area on the south side of Park Place, I recommend that the request for the special type of wall to be placed upon curb line be refused.

Respectfully submitted,

Orin E. Metcalfe,
City Engineer. "

Councilman Steck moved that the above permit be denied, in accordance with the recommendations of the City Engineer. 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.

Mayor McFadden moved that in accordance with the recommendation of the Consulting Engineer, H. R. F. Helland, the work done by Joe Macken under Street Improvement Bond Fund Contract No. 32, being the cutting of Bouldin Creek Channel south from Barton Springs Road, be accepted and the City Manager be authorized to make final payment on same. 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 resolution:

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

THAT the sum of Two Hundred Seventy and 65/100 (\$270.65) Dollars be and the same is hereby appropriated from General Fund revenue for the purpose of paying fire and tornado insurance on the Austin Athletic Club building for the period of one year from June 12th, 1931.

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, 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 NAVASOTA STREET from East Eighth Street to East Ninth Street, the center line of which gas main shall be 11 feet east of and parallel to the center line of said Navasota Street. Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in EAST EIGHTH STREET beginning at a point 11 feet east of and 14 feet south of the intersection of the center line of Navasota Street and the north line produced of said Eighth Street;

Thence in a westerly direction 14 feet south of and parallel to the north line of said East Eighth Street a distance of approximately 100 feet to tie in the dead end of an existing gas main. Said gas main described above shall have a cover of not less than 2½ feet.

(3) A gas main in EAVES AVENUE from Navasota Street westerly approximately 250 feet, the center line of which gas main shall be 25 feet north of and parallel to the south line of said Eaves Avenue. Said gas main described above shall have a cover of not less than 2½ feet.

(4) A gas main in EAST AVENUE from River Street to Cummings Street, the center line of which gas main shall be 24 feet east of and parallel to the west line of said East Avenue. 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 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, it is necessary to construct a shed over the cattle pens at the City Abattoir for the protection of the animals being held for slaughter; and

WHEREAS, competitive bids have been received for the construction of such shed; and

WHEREAS, Brydson Brothers, Contractors, are low bidders for the work; and

WHEREAS, the contractor is prepared to execute the contract and begin the work at once; therefore,

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

That \$793.00 be and the same is hereby appropriated out of the General Fund of the City of Austin, Texas, for the construction of the shed in accordance with the bid of Brydson Brothers, Contractors.

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:

"Austin, Texas, June 24, 1931.

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

Dear Sir:

I have considered the request of John D. Miller for a permit to construct a commercial driveway on the west side of Lavaca Street a short distance south of Joe Webb's service station. This property is shown on the Zoning Use Map to be located within the "C" Commercial Use District.

The only unusual feature about the request is the fact that the granting of this request will decrease the amount available parking space opposite the United States Post Office. However, I do not believe that this justified the refusal of the request and I, therefore, recommend that the request be granted.

Assuming that the City Council will favorably consider same, I have prepared a resolution which will grant his request if adopted by the City Council.

Respectfully submitted,

(Sgd) Orin E. Metcalfe,
City Engineer. "

The Mayor then laid before the Council the following resolution:

WHEREAS, Auto Sales Company, represented by John D. Miller, lessee of property situated at the northwest corner of 6th and Lavaca Streets, has requested that they be granted a permit to construct a commercial driveway across the sidewalk area on the west side of Lavaca Street about 70 feet north of the north line of West 6th Street; and

WHEREAS, John D. Miller has presented a plan showing the proposed location of the commercial driveway; and

WHEREAS, the City Manager and City Engineer have recommended the granting of said request in accordance with the accompanying plan marked 2-H-172; and

WHEREAS, the City Council of the City of Austin has considered the foregoing request and recommendations; therefore,

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

That permission be granted subject to the following conditions and the present and future rules and regulations and ordinances of the City of Austin, Texas, apply-

ing to or regulating commercial driveways, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that said John D. Miller has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(1) That the applicant shall construct curbs and driveways of concrete according to plan 2-H-172, which plan is hereby made a part of this resolution.

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

A written communication from A. S. Burleson, representing the International Institute at the corner of Fifth and Nueces Streets, asking that the City relieve the Institute from the payment of the paving assessment against same, and setting forth the reasons for such request, was read. Councilman Mueller moved that the request be denied in view of the satisfactory agreement heretofore made with the officials of the Institute before the paving was started. 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, DECLARING THE NECESSITY FOR AND ORDERING AND PROVIDING FOR THE IMPROVEMENT OF WALLER CREEK BOULEVARD AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, LETTING CONTRACT THEREFOR, APPROVING CONTRACT AND BOND, AND PROVIDING FOR THE PAYMENT OF THE COST THEREOF, AND DECLARING AN EMERGENCY.

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

The Mayor laid before the Council the following ordinance:

ORDINANCE OF THE CITY OF AUSTIN, TEXAS, DETERMINING THE NECESSITY FOR LEVYING AN ASSESSMENT AGAINST THE PROPERTY AND THE OWNERS THEREOF ON HARRIS PARK AVENUE AND ALLEYS, IN THE CITY OF AUSTIN, FOR A PART OF THE COST OF IMPROVING SAID STREET AND ALLEYS, AND FIXING A TIME FOR A HEARING OF THE OWNERS OR AGENTS OF SAID OWNERS OF SAID PROPERTY, OR OF ANY PERSONS INTERESTED IN SAID IMPROVEMENTS, AS PROVIDED BY THE CHARTER OF THE CITY OF AUSTIN, AND DIRECTING THE CITY MANAGER TO GIVE NOTICE OF SAID HEARING AND EXAMINING AND APPROVING THE ROLL OR STATEMENT OF THE CONSULTING ENGINEER, 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 that the rule be further suspended and the ordinance passed to 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 THIRTIETH STREET IN THE CITY OF AUSTIN, TEXAS, FIXING A CHARGE AND LIEN AGAINST PROPERTY ABUTTING THEREON AND AGAINST THE OWNERS THEREOF, PROVIDING FOR THE COLLECTION OF SUCH ASSESSMENTS AND THE ISSUANCE OF ASSIGNABLE CERTIFICATES IN EVIDENCE THEREOF.

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 roll or statement of H. R. F. Helland, Consulting Engineer, showing the estimated cost of improvements on Eleventh Street from the east line of Red River Street to the west line of East Avenue, known and designated as Unit or District No. P-156, was read and ordered filed.

The Mayor then 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 ELEVENTH 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 portions of highways 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 City 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 each

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 each such portion of street or highway are as follows, to-wit:

ELEVENTH STREET from the east property line of Red River Street to the west property line of East Avenue, known and designated as Unit or District No. P-156. Estimated cost of improvements is \$6969.73. 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 \$4.241. Total estimated amount per front foot to be assessed against abutting property and its owners is \$4.891.

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 portions of streets and highways, as well as all owning and claiming any interest in any such property. Such hearing shall be given and held on the 9th day of July, 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 Roll or Statement of H. R. F. Helland, Consulting Engineer, showing the estimated cost of improvements on San Antonio Street from the north property line of Twelfth Street to the south property line of Fifteenth Street, Unit or District No. P-127; San Antonio Street from the north property line of Fifteenth Street to the south property line of Nineteenth Street, Unit or District No. P-128; Blanco Street from the north property line of Sixth Street to the south property line of Ninth Street on the west side and the north property line of Ninth Street on the east side, Unit or District No. P-119; Blanco Street from the south property line of Ninth Street on the west side and the north property line of Ninth Street on the east side, to the south property line of Twelfth Street, Unit or District No. P-119A; Windsor Road from the south property line of Twelfth Street to the south property line of Thirteenth Street on the west side and the north property line of Lot 38, Enfield A, Outlots 6, 7 and 8, Division "2" on the east side, Unit or District No. P-120; and Windsor Road from the south property line of Thirteenth Street on the west side and the north property line of Lot 38, Enfield A, Outlots 6, 7 and 8, Division "2" on the east side to the south property line of Enfield Road, Unit or District No. P-120A, was read and filed.

The Mayor then 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 SAN ANTONIO STREET AND PORTIONS OF SUN-DRY OTHER STREETS 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 portions of highways 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 (5) 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 each 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 each such portion of street or highway are as follows, to-wit:

SAN ANTONIO STREET from the north property line of Twelfth Street to the south property line of Fifteenth Street, known and designated as Unit or District No. P-127. Estimated cost of improvements is \$11,869.73. Estimated amount per front foot to be assessed for curb and gutter is \$0.65. Estimated amount per front foot to be assessed against abutting property and its owners for improvements exclusive of curb and gutter is \$4.144. Total estimated amount per front foot to be assessed against abutting property and its owners is \$4.794.

SAN ANTONIO STREET from the north property line of Fifteenth Street to the south property line of Nineteenth Street, known and designated as Unit or District No. P-128. Estimated cost of improvements is \$15,431.71. Estimated amount per front foot to be assessed for curb and gutter is \$0.65. Estimated amount per front foot to be assessed against abutting property and its owners for improvements exclusive of curb and gutter is \$4.283. Total estimated amount per front foot to be assessed against abutting property and its owners is \$4.933.

BLANCO STREET from the north property line of Sixth Street to the south property line of Ninth Street on the west side and the north property line of Ninth Street on the east side, known and designated as Unit or District No. P-119. Estimated cost of improvements is \$8437.76. Estimated amount per front foot to be assessed for curb and gutter is \$0.654. Estimated amount per front foot to be assessed against abutting property and its owners for improvements exclusive of curb and gutter is \$3.497. Total estimated amount per front foot to be assessed against abutting property and its owners is \$4.147.

BLANCO STREET from the south property line of Ninth Street on the west side and the north property line of Ninth Street on the east side to the south property line of Twelfth Street, known and designated as Unit or District No. P-119A. Estimated cost of improvements is \$9685.21. Estimated amount per front foot to be assessed against abutting property and its owners for improvements exclusive of curb and gutter is \$3.237. Total estimated amount per front foot to be assessed against abutting property and its owners is \$3.887.

WINDSOR ROAD from the south property line of Twelfth Street to the south property line of Thirteenth Street on the west side and the north property line of Lot 38, Enfield A, Outlots 6, 7 and 8, Division 2 on the east side, known and designated as Unit or District No. P-120. Estimated cost of improvements is \$3391.97. Estimated amount per front foot to be assessed for curb and gutter is \$0.654. Estimated amount per front foot to be assessed against abutting property and its owners for improvements exclusive of curb and gutter is \$3.204. Total estimated amount per front foot to be assessed against abutting property and its owners is \$3.854.

WINDSOR ROAD from the south property line of Thirteenth Street on the west side and the north property line of Lot 38, Enfield A, Outlots 6, 7, and 8, Division 2, on the east side, to the south property line of Enfield Road, known and designated as Unit or District No. P-120A. Estimated cost of improvements is \$4223.53. Estimated amount per front foot to be assessed for curb and gutter is \$0.654. Estimated amount per front foot to be assessed against abutting property and its owners for improvements exclusive of curb and gutter is \$2.962. Total estimated amount per front foot to be assessed against abutting property and its owners is \$3.612.

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

portions of streets and highways, as well as all owning and claiming any interest in any such property. Such hearing shall be given and held on the 9th day of July, 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.

City Manager Johnson was directed by the Council to have ordinance drawn permitting left turn on green light at the intersection of Sixth and Brazos Streets, in accordance with the recommendations of the Traffic Department.

Council authorized City Manager to ratify transfer of Cemetery Lot No. 1050 Oakwood Cemetery from H. A. Thomson to Samuel James Redd.

Petitions of property owners asking for the paving of Twelfth Street and San Benard Street from Rosewood Avenue to Twelfth Street were read and referred to the City Manager and Consulting Engineer.

A communication from a committee of colored citizens, asking that they be donated the water and light to be used at the Samuel Houston Stadium during the convention of the National Benevolent Association to be held at said place, was read. Councilman Steck moved that the request be granted. 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.

H. F. Kuehne, Chairman, presented to the Council the following report of the City Plan Commission:

"TO THE HONORABLE MAYOR AND CITY COUNCIL,
Austin, Texas.

Gentlemen:

I hereby beg to submit a belated report of the activities of the City Plan Commission since the adoption of the City Plan for the City of Austin.

The preparation of the City Plan Report of Kocock & Fowler of Dallas, Texas, was the major task of the Commission after its appointment. But its activities did not cease with the completion and submission of this Report.

The Commission has considered and acted upon a number of city planning matters which have arisen since the adoption of the City Plan. It has in several cases made recommendations to the City Council and to others interested in these particular problems, such as the University of Texas, State Highway Commission, Chamber of Commerce, etc.

Among the special problems upon which the Commission has taken some action are:-

1. A recommendation that South Congress Avenue be made ninety feet wide between curbs from the river bridge to the City Limits.

2. A recommendation that South Congress Avenue be projected in a straight line through La Prella Place to eliminate the sharp turns of the State Highway into the city, which plan has been preferred by the State Highway Commission.

3. Conferences with the Chairman of the University Board of Regents and other officials recommending and urging the early completion of the Waller Creek Boulevard through the University Campus to relieve traffic congestion of Speedway and to afford an outlet into town for the northeast section of the city. The consummation of this project is now assured.

4. Conferences with property owners with the view of extending the Shoal Creek Boulevard north to intersect the State Highway at the School for the Blind, thus providing a direct thoroughfare into the city. Donation of the right-of-way has been assured and other details will be completed in the near future, and a definite proposal will be presented to the Council for its acceptance or rejection.

5. You are aware of the fact that the Statute provides that all sub-division plats in the City of Austin and within five miles of its limits must be approved by the City Plan Commission before they can be filed for record with the County Clerk.

This phase of the work of the Commission has required a great deal of time and study, as is evidenced by the attached list of plats that have been approved by the Commission. In many cases several meetings and conferences have been held with owners in the consideration of a single plat. This work of the Commission has relieved the Council of a large amount of work and time, which may not perhaps have been fully realized. Since January, 1927, the Commission has considered and approved forty-three sub-division plats scattered over all parts of the city and beyond its limits. A list of the same is attached hereto as Exhibit "A".

In the approval of these plats many city planning principles and factors have been applied, with a view to insure a more orderly development of the city, to insure a better street and traffic plan, to avoid the many mistakes of the former hap-hazard laying out of subdivisions, the rectification of which in later years entails a large and unnecessary expense, to prevent dead end streets and dangerous and unnecessary off-sets in streets and thoroughfares, to insure a more economical platting of lots and blocks for the enhancement of values and benefit of the owner.

Future plats will be reviewed with special reference to the public utilities, traffic plan, zoning regulations, parks, boulevards and recreation facilities, and the general welfare and health of the community as well as the private interests of the owner.

Under the zoning ordinance new duties and responsibilities are placed upon the Commission by virtue of the submission to it of all proposed amendments and changes in the zoning ordinance in accordance with Section 30 thereof.

The commission desires to make the following recommendation to the City Council. It is respectfully recommended that when the present terms of the members of the Commission expire that a new commission be appointed of a minimum number for working efficiency and that the terms of the members be made to overlap, similar to those of the Board of Adjustment, for the purpose of maintaining a continuity of policies and activity and consistent continuation of the work of the Commission.

It is hoped that the labors and effort of the City Plan Commission have been satisfactory to the City Council, and its sincere appreciation of the honor and privilege of serving the Council and Public is hereby expressed.

Respectfully submitted,

(Sgd) H. F. Kuehne,
Chairman, City Plan Commission. "

Exhibit "A"

- 1/6/27 - A. F. Smith Addition
- 7/30/27 - Broadacres Subdivision, presented by G. W. Walling
- 8/17/27 - First Section of Pemberton Heights Addition
- 2/28/28 - Paul H. Pfeiffer Subdivision
- 4/4/28 - R. C. Lambie Resubdivision, submitted by J. D. Miller
- 4/9/28 - A correction to Paul H. Pfeiffer Subdivision - now known as Bluebonnet Hills, submitted by Pfeiffer
- 4/24/28 - La Prella Courts
- 5/18/28 - Riley Subdivision, Block No. 7, Outlot No. 53, Division "O", submitted by A. V. Riley
- 6/6/28 - Skyland Terrace, submitted by J. M. Ramsey
- 6/13/28 - Austin Memorial Park, submitted by John Gracy
- 6/22/28 - Resubdivision of La Prella Place
- 9/7/28 - Glen Oaks Subdivision, submitted by Mrs. E. K. Greig.
- 9/17/28 - W. P. Connelly Subdivision
- 10/1/28 - Oakmont Heights Subdivision
- 10/18/28 - Resubdivision of Block No. 5, Division "D" Seiders Addition
- 10/20/28 - S. F. Nolen Subdivision, submitted by Chas. Wendlandt.
- 10/23/28 - Plats of Enfield "D" - Weise Resubdivision.
- 12/11/28 - Oakmont Heights Annex, by Dixon Penick - Highway Addition, submitted by Speckles.
- 2/9/29 - Major P. Graham, Rev. L. L. Campbell Subdivision, submitted by P. Graham.
- 3/26/29 - Austin Heights Subdivision, by A. Lassburg and K. Schmides, submitted by Clyde Hailey.

4/6/29 - Perry Estates Subdivision
 5/10/29- Revised map of Shoal Crest Addition, submitted by Albert Moore.
 5/31/29- Block No. 1, Arboles Estates.
 7/1/29 - Sparks and Moore Subdivision, submitted by Albert Moore
 9/30/29 -Subdivision Lot No. 4, Block "B" - Original Subdivision of Bouldin
 Portion of Isaac Decker League for Linscomb and Linscomb.
 10/30/29-Enfield "D", submitted by W. M. Graham
 12/16/29-Rosewood Park Addition, submitted by Chas. Wendlandt.
 1/14/30- Subdivision of Block 18, Swisher Addition.
 2/27/30- Sunset Hill - Enfield
 3/4/30 - Barton Springs Heights, submitted by Linscomb and Linscomb
 4/17/30- Lots 363 to 569A, Block No. 1, Austin Memorial Park
 3/27/30- Fisher Addition out of Outlot No. 23, Division "C"
 4/10/30- Disapproved, for time being, Fredericksburg Acres.
 6/6/30 - Norwood Heights
 8/20/30- Skyland Terrace
 8/25/30- G. Flury Survey
 12/4/30- S. I. Wilson Subdivision
 2/3/31 - Rosedale "A"
 2/3/31 - Wm. Dugger dedicate street adjoining Ramsey Estate
 3/13/31 -Oakmont Heights
 3/12/31- Edward Waterston - West 40th Street dedication
 4/25/31- Enfield "E"
 3/30/31- W. B. Anthony's Subdivision E. 1st Street and Pleasant Valley Road.

Mayor McFadden moved that the above report of the City Plan Commission be received, approved and filed, and the recommendations contained therein be approved, and that the Commission be requested to bring in the proper ordinance amending the Ordinance creating the Commission, and providing for a new commission and specifying the term of election of its members. 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.

Councilman Alford was excused from the Council Chamber.

City Manager Johnson was directed to furnish the City Plan Commission with a file case for the filing of maps, etc.

Messrs. Kuehne, Pannell and Ward, members of the Board of Adjustment, appeared before the Council and asked that owing to the volume of business coming before the Board, they be given the services of a full-time secretary. Mayor McFadden moved that the City Manager be directed to employ such full-time secretary to the Board of Adjustment, whose services would also be available to the Building Inspector's office when needed. 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.

Councilman Mueller moved that the Council 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: 
M a y o r .