

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 17, 1930.

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

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

H. F. Oliver presented a petition signed by a large number of residents protesting the removal of the street car tracks from Twenty-seventh Street north. The petition was received and filed.

A communication from the Exchange Club, commending the action of the City Council in opening the municipal airport, was read and ordered filed.

The Mayor laid before the Council the following resolution:

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

THAT the City Manager be and he is hereby duly authorized and fully empowered to enter into and execute for and in the name of said corporation one certain written agreement, dated January 23, 1928, effective 2-1-28, between said corporation and International-Great Northern Railroad Company, herein called Carrier, respecting among certain things, a 10-inch sewer line crossing at Winsor Road, Austin, Travis County, Texas, true copy of said agreement being attached hereto as part hereof.

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

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 Ten Thousand (\$10,000.00) Dollars be and is hereby appropriated out of the Water and Light Fund for the purpose of placing same to the job account of the United Engineers and Constructors, Inc., to be used for the payment of labor and materials in connection with construction for the Water, Light and Power Department, under the terms of the contract between the City and said Company.

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

The Mayor laid before the Council the following resolution:

WHEREAS, lot No. 6, Outlot 8-9 Morse Addition, Division "B", Plat 27, was assessed on the Tax Rolls of the City for the year 1929 in the name of L. B. Lockhart, at a valuation of \$150.00; and

WHEREAS, it appears from the affidavit of Henry Wendlandt, Agent for said Owner, that owing to the topography of said land same is not as valuable as adjoining lots and therefore should not be assessed at a like value;

Therefore,

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

That, in view of the above facts, and also upon the recommendation of the Finance Director, the valuation on said above described property be reduced from \$150.00 to \$50.00 for the year 1929, and the Tax Assessor and Collector is hereby authorized to change his rolls accordingly.

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

The Mayor laid before the Council a resolution of the Park Board, urging that the paving width of South Congress Avenue from Nellie Street to the rock bluff be made ninety feet instead of the proposed seventy-six feet. Councilman Pannell moved that the matter be referred to the Engineering Department to have estimates prepared and submitted to the Council showing the difference in cost to the City between a 90-foot and a 76-foot width on this street from Nellie Street to the bluff, and from the bluff to the Bridge. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Steck, 4; nays, none; Councilman Reed absent.

The Mayor laid before the Council the following resolution:

WHEREAS, the Park Board of the City of Austin passed a resolution recommending the increase of expenditures for the development of the Baseball Diamond at Barton Springs Park in the sum of \$84.00;

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

THAT the sum of \$84.00 is hereby appropriated out of the Parks and Playgrounds Bond Fund for the purpose of improving and developing the Baseball Diamond at Barton Springs, said increase to include the construction of a water line to the diamond and a better quality of backstop than was first estimated.

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

The Mayor laid before the Council the following resolution:

WHEREAS, the Park Board of the City of Austin has recommended the construction of a combined curb and gutter on the east side of Harris Park Avenue adjacent to the Eastwoods Park; and

WHEREAS, the recommendation of the Park Board has been reviewed and approved by the City Council; therefore,

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

THAT the sum of \$700.00 is hereby appropriated out of the Parks and Playgrounds Bond Fund for the purpose of constructing a combined curb and gutter on the east side of Harris Park Avenue opposite to the Eastwoods Park.

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

The Mayor laid before the Council the following resolution:

WHEREAS, the Park Board of the City of Austin passed a motion recommending the installation of a sprinkler and straight line water system for Fifteenth Street parks between Congress and West Avenues; and

WHEREAS, the bids for the water system amount to \$1318.65 and the appropriation previously made to date for this particular work was only \$1,000.00 and the Park Board has recommended the additional appropriation of \$318.65 for said purpose; and

WHEREAS, the recommendation of the Park Board has been reviewed and approved by the City Council; therefore,

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

THAT the additional sum of \$318.65 is hereby appropriated out of the Parks and Playgrounds Bond Fund for the purpose of constructing a water system in the parked areas on Fifteenth Street between Congress and West Avenues.

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

The Mayor laid before the Council the following resolution:

WHEREAS, the use of the property on Guadalupe Street between Fifteenth and Nineteenth Streets has gradually changed, or is gradually changing from residence to business use and the house numbers heretofore used by the various occupants of the houses cannot be made to fit the present use; therefore,

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

THAT the various premises situated on the east and west sides of Guadalupe Street between the north line of Fifteenth Street and the south line of Nineteenth Street shall be numbered according to the numbers shown on the plat which accompanies this resolution marked 2-B-196, and which plat is hereby made a part of this resolution

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

The Mayor laid before the Council the following resolution:

WHEREAS, the house numbers adopted by the various residents abutting Patterson Avenue between Sixth and Eighth Streets are not in accordance with the system generally adopted for house numbers in the City of Austin and create great confusion; and

WHEREAS, the City Engineering Department has recommended a revised house numbering scheme and same has been considered by the City Council of the City of Austin and has been approved by said City Council; therefore,

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

THAT the various premises situated on the east and west sides of Patterson Avenue between the north line of West Sixth Street and the south line of West Eighth Street shall be numbered according to the numbers shown on the plat which accompanies this resolution marked 2-C-316, and which plat is hereby made a part of this resolution.

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

The Mayor laid before the Council the following resolution:

WHEREAS, a portion of State Street has been taken within the limits of the City of Austin within the past few years; and

WHEREAS, no house numbers have ever been established by the City of Austin for the houses abutting State Street between Jefferson Street, or Bull Creek Road, and Jackson Avenue; and

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

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

THAT the various premises situated on the north and south sides of State Street between Jefferson Street, or Bull Creek Road, and Jackson Avenue shall be numbered according to the numbers shown on the plan which accompanies this resolution marked 2-B-198, which plan is hereby made a part of this resolution.

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

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 2 inch high pressure gas main in Pratt Avenue, beginning at a point on an existing 6 inch high pressure gas main in West Thirty-fourth Street, which point of beginning is 25 feet south of and 17 feet west of the intersection of the east line of Pratt Avenue produced and the north line of West Thirty-fourth Street;

Thence in a southerly direction, 17 feet west of and parallel to the east line of Pratt Avenue a distance of approximately 600 feet to the south line of West Thirty-Second Street. Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in Leon Street, beginning at the dead end of an existing gas main in said Leon Street, which point of beginning is 25 feet east of and approximately 80 feet north of the intersection of the west line of Leon Street and the north line of West Nineteenth Street;

Thence in a northerly direction 25 feet east of and parallel to the west line of Leon Street to a point 21 feet north of the south line of West Twenty-second Street, which point is on an existing 4-inch gas main. 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.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

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

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 4-inch gas main in Red River Street beginning at a point 17 feet south of and 26 feet west of the intersection of the north line of East Twenty-First Street and One-half Street and the east line of Red River Street;

Thence in a northerly direction 26 feet west of and parallel to the east line of Red River Street a distance of approximately 5600 feet to a point on an existing gas main in East Forty-Second and One-half Street. Said gas main described above shall have a cover of not less than 3 feet.

(2) A 4-inch low pressure gas main in East Avenue beginning at the dead end of an existing gas main, which dead end is on the south line produced of East Second Street and 31 feet west of the east line of East Avenue;

Thence in a northerly direction 31 feet west of and parallel to the east line of East Avenue a distance of approximately 250 feet to tie in with an existing 4 inch low pressure gas main which is approximately 130 feet south of the south line of East Third Street. Said gas main described above shall have a cover of not less than 2½ feet.

(3) A 4-inch low pressure gas main in East Second Street, beginning at a point 31 feet west of and 21 feet south of the intersection of the north line of East Second Street and the east line of East Avenue;

Thence in an easterly direction 21 feet south of and parallel to the north line of East Second Street a distance of approximately 250 feet to a point on an existing 4-inch gas main in Brushy Street, which point is 21 feet west of the east line of Brushy Street. Said gas main described above shall have a cover of not less than 2½ feet.

(4) A 4-inch low pressure gas main in East Twenty-Fifth Street, beginning at a point 26 feet west of and 21 feet south of the intersection of the east line of Red River Street and the north line of East Twenty-Fifth Street;

Thence in an easterly direction, 21 feet south of and parallel to the north line of East Twenty-Fifth Street a distance of approximately 280 feet to the east line of Sabine Street. Said gas main described above shall have a cover of not less than 2½ feet.

(5) A 4-inch low pressure gas main in East Thirty-Seventh Street beginning at a point on an existing 4-inch gas main in Speedway which point of beginning is 17 feet east of and 20 feet south of the intersection of the west line of Speedway and the north line produced of East Thirty-Seventh Street;

Thence in an easterly direction 20 feet south of and parallel to the north line of East Thirty-Seventh Street a distance of approximately 1/2 block. 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.

That the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

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

The Mayor laid before the Council the following resolution:

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

THAT the City Manager be and he is hereby authorized and directed to approve and confirm the conveyance by Mrs. O. H. Coulter to Mrs. Charles W. Boner, of Lot Number

Fifty-six (56), in Section "B", of Oakwood Cemetery Annex, City of Austin, Texas, such approval and confirmation to be evidenced by written instrument, and to be duly entered of record by the City Assessor & Collector of Taxes.

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

A communication from W. T. Caswell, Chairman of the Park Board, asking that the Council approve the purchase from M. C. Parrish of two tracts of land along Shoal Creek between Twenty-Eighth and Twenty-Ninth Streets, at a total consideration of \$3702.00, was read, and the matter was taken under advisement.

A petition of residents of Comal School neighborhood, asking for additional grounds at said school, was read and the matter referred to the School Board for attention.

The Mayor laid before the Council the following resolution:

WHEREAS, on the 6th day of February, 1930, the City Council granted J. H. Duncan a permit to construct and operate a filling station at the southeast corner of Fourteenth and Chicon Streets and said permit specified that the use of the sidewalks would have to be in accordance with a plan which was made a part of the resolution and permit, said plan being marked 2-H-56; and

WHEREAS, said station was not built and J. H. Duncan desires to build a station in accordance with the plan hereto attached marked 2-H-56A; and

WHEREAS, the Safety Committee has reviewed and approved said revised map; therefore,

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

THAT J. H. Duncan is hereby granted the right to substitute plan 2-H-56A in place of the Plan 2-H-56, and to construct his filling station in accordance with all of the provisions of the permit granted February 6th, 1930, and recorded in Minute Book 11, Pages 563-564.

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

The Mayor laid before the Council the following resolution:

RESOLUTION OF THE CITY OF AUSTIN,
TEXAS, APPROVING THE CONTRACT AND
BOND WITH L. E. WHITHAM & CO. FOR
IMPROVING PORTIONS OF NUECES STREET
AND SUNDRY OTHER STREETS IN THE
CITY OF AUSTIN.

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

THAT, whereas, a contract in writing between L. E. Whitham & Co. and the City of Austin and a construction bond executed by the said L. E. Whitham & Company have been presented to the City Council for examination and approval, covering the following streets, to-wit:

NUECES STREET from the South line of Twenty-eighth Street to the West line of Guadalupe Street, known and designated as Unit or District No. 29;

GUADALUPE STREET from the North line of Twenty-seventh Street to the East line of Nueces Street, known and designated as Unit or District No. 30;

GUADALUPE STREET from the South line of Fortieth Street to the North line of Forty-fifth Street, known and designated as Unit or District No. 32;

SAN JACINTO STREET from the North line of Sixth Street to the South line of Seventh Street, known and designated as Unit or District No. 34;

GUADALUPE STREET from the East line of Nueces Street to the South line of Fortieth Street, known and designated as Unit or District No. 31;

SAN JACINTO STREET from the North line of Seventh Street to the South line of Ninth Street, known and designated as Unit or District No. 35;

SEVENTH STREET from the East line of Brazos Street to the East line of Trinity Street, known and designated as Unit or District No. 39;

SEVENTH STREET from the East line of Trinity Street to the West line of East Avenue, known and designated as Unit or District No. 40;

Each unit or district shall be and constitute an entirely and wholly separate and independent unit of improvement, the same as if contracted for in separate and distinct contracts. The construction of said improvements in each separate unit or district shall be wholly independent of the construction in any other unit or district. The assessments to be levied in each unit or district shall be made according to the cost of the improvements in that particular unit or district, and in accordance with the benefits accruing to the property by reason of said improvements in that particular unit or district, wholly and entirely independent of the cost and of the benefits accruing by reason of the improvements in any other unit or district; and,

WHEREAS, said contract and bond have been examined by the City Council and found to be in proper form, and the securities on said bond good and sufficient; Now, therefore,

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

THAT said contract and bond be and the same are hereby approved, ratified, adopted and confirmed.

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

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

The Mayor laid before the Council the following resolution:

RESOLUTION OF THE CITY OF AUSTIN, TEXAS, APPROVING THE CONTRACT AND BOND WITH L. E. WHITHAM & COMPANY FOR IMPROVING RED RIVER STREET, IN THE CITY OF AUSTIN, AND SETTING ASIDE A FUND TO PAY THE PORTION OF THE COST REQUIRED BY THE TERMS OF SAID CONTRACT TO BE PAID BY THE CITY OF AUSTIN.

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

THAT, Whereas, the contract in writing between L. E. Whitham & Company and the City of Austin and the construction bond furnished by L. E. Whitham & Company for the improvement of the following streets to-wit:

RED RIVER STREET from the North line of Nineteenth Street to the North line of Twenty-fourth Street, known and designated as Unit or District No. 43;

RED RIVER STREET from the North line of Twenty-fourth Street to the North line of Thirty-second Street, known and designated as Unit or District No. 44;

in the City of Austin, have this day been presented to the City Council for approval, and, whereas, said contract and bond are in proper form and the securities on said bond are good and sufficient;

Each unit or district shall be and constitute an entirely and wholly separate and independent unit of improvement, the same as if contracted for in separate and distinct contracts. The construction of improvements in each separate unit or district shall be wholly independent of the construction in any other unit or district. The assessments to be levied in each unit or district shall be made according to the cost of the improvements in that particular unit or district, and in

accordance with the benefits accruing to the property by reason of said improvements in that particular unit or district, wholly and entirely independent of the cost and of the benefits accruing by reason of the improvements in any other unit or district; Now, therefore,

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

That said contract and bond be and the same are hereby ratified, adopted and approved; and further,

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

THAT there be and is hereby set aside out of the proceeds of bonds issued and sold for that purpose now on hand available for street improvements a sufficient sum to pay and defray all that portion of the cost of said improvements required by the terms of said contract to be paid by the City of Austin.

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

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

WHEREAS, it appears that the following items for paving and storm sewer construction work were charged against and paid for out of the Sanitary Sewer Bond Fund when same was a proper charge against the Street Improvement Bond Fund and should have been paid out of said fund:

T-21 -	Guadalupe Street Storm Sewer Contract No. 1 - - -	\$ 14.36
T-23 -	Guadalupe Street Storm Sewer Contract No. 1 - - -	
	and Comal Street Storm Sewer Contract No. 2 - - -	699.07
T-83 -	Fifteenth Street Paving Contract No. 17 - - -	716.21
	Total -	\$1429.64

Therefore,

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

THAT the above amount of \$1429.64 be and the same is hereby transferred from the Street Improvement Bond Fund to the Sanitary Sewer Bond Fund to reimburse said fund for such amount erroneously charged against same.

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

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

The Council then recessed.

Approved: J. N. McFadden
Mayor.

