

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, December 6, 1928.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, and Pannell, 3; absent, Councilmen Reed and Steck, 2.

The Minutes of the last meeting were read and Councilman Mueller moved the adoption of same. Motion was seconded by Councilman Pannell, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller and Pannell, 3; nays, none, Councilmen Reed and Steck absent.

In response to a telegram received from Arthur Williams, Executive Secretary of the Harmon Foundation, Councilman Mueller moved that Acting City Manager be authorized to advise the Harmon Foundation that the City of Austin will be glad to accept from W. L. Stark, as a gift, six and one-half acres of land west of Comal Street to be used for park and playground purposes. Motion was seconded by Councilman Pannell, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller and Pannell, 3; nays, none, Councilmen Reed and Steck absent.

Councilman Reed entered the Council Chamber.

The following report from H. R. F. Helland, Consulting Engineer, was read:

"Austin, Texas, December 6, 1928.

Hon. J. B. Rector,
Acting City Manager,
City of Austin, Texas.

Dear Sir:

It has just come to my attention that English and Perry have let a contract to the Austin Bridge Company for the construction of a bridge across Waller Creek on Park Boulevard. This bridge is planned to have a twenty foot roadway with cantilevered walks on each side. It is my opinion, and I would recommend that the roadway on this bridge be increased to thirty feet between curbs, and that the City pay for the additional cost out of the Street Improvement Bond Fund. The estimated cost for widening this bridge, using contract prices, is as follows:

22.9 cu. yds. class A concrete, at \$16.50 -----	\$377.85
1600 lbs. reinforcing steel at 5¢ -----	80.00
5 cu. yds. rock excavation at \$5.00 -----	25.00
15 cu. yds. channel excavation at 30¢ -----	4.50
Total Additional Cost -	\$487.35

In my opinion, it would be a serious mistake to construct a bridge with a twenty foot roadway when the street on each side would have a thirty foot roadway, thus forming a bottle-neck in the street. The cost of widening the bridge at this time is much less and the construction much more simple than it would be in the future when it will become necessary to widen this bridge to the full width of thirty feet.

I would recommend that the City Engineer be instructed to negotiate with the owners and the contractor with a view to widening this bridge at the present time, and that the cost for such widening be paid for out of the Street Improvement Bond Fund.

Yours very truly,

(Sgd) H. R. F. Helland,
Consulting Engineer. "

Councilman Reed moved that the above recommendations of the Consulting Engineer be accepted, and that the City Manager be instructed to arrange with the owners and contractor of said bridge for the carrying out of same. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Reed, 4; nays, none, Councilman Steck absent.

Mayor McFadden laid before the Council the following resolution:

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

That the sum of Six Thousand Dollars (\$6,000.00) be and the same is hereby transferred from the Water & Light Fund and credited to the following bond funds; the Water & Light Fund to be reimbursed for said amount out of money realized from the sale of bonds to be made later:

To Construction Engineers Bond Fund -----	\$2,000.00
To Sanitary Sewer Bond Fund -----	2,000.00
To Street Improvement Bond Fund -----	<u>2,000.00</u>
Total -	\$6,000.00

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

Mayor McFadden laid before the Council the following resolution:

WHEREAS, the Magnolia Petroleum Company has presented to the City Council tentative plan showing the proposed reconstruction of the ramp to its filling station located at Lavaca and 14th Streets, in the City of Austin, and the said plan has been considered by the City Council; therefore,

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

That the City Engineer be instructed to set grades for the reconstruction of this ramp in accordance with plan No. 2-0-168 as presented by the City Engineer.

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

Mayor McFadden laid before the Council the following resolution:

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

That the Acting City Manager be and he is hereby authorized and instructed to execute a certain contract by and between M. H. Crockett and the City of Austin, by the terms of which contract the first named party agrees to sell and convey the following described tracts of land for a cash consideration of Twenty Thousand (\$20,000.00) Dollars, same to be paid to the first named party after the proceeds from the recent sale of Park and Playground Bonds has been received by the City, and upon showing of good and merchantable title in the first named party at the time of the conveyance, and upon delivery to the City of said first party's general warranty deed conveying the said described tracts of land, to-wit:

(A) All of Outlot No. One (1), in Division "X" of the Government tract adjoining (now within the limits of) the City of Austin, in Travis County, State of Texas, according to the map or plat of said City on file in the General Land Office of the State of Texas, to which reference is made for a better description, save and except the following tracts in said Outlot No. 1, Division "X", which are not included in this resolution, viz:

(1) All that part or parcel of said Outlot which is comprised in "College Court" a subdivision of a portion of said Outlot, according to the plat thereof, recorded in Plat Book No. 2, page 222 of the Travis County records, hereby referred to for full description of that portion of said Outlot which is excepted.

(2) That certain five acres out of the Northwest corner of said Outlot No. 1, Division "X", which on June 25th, 1908, were conveyed by Mary Lee Horton Harris and husband, Sidon Harris, to C. T. Rather by deed recorded in Book 228 at page

480 of the Deed Records of Travis County, Texas, which is referred to for full description of said five acres, which are excepted.

(3) That certain eight acres of land out of the Northeast portion of said Outlet No. 1, in Division "X", which were on January 15th, 1919, conveyed by said Sidon Harris to Brownie Reese Cooke, by deed recorded in Book 307, page 57, of the Deed Records of Travis County, Texas, which is referred to for full description of said eight acres, which are also excepted.

(4) About one-seventh of an acre of land on the South line of said Outlet and fronting on Duval Street, which was on September 20th, 1915, conveyed by the said Sidon Harris to John R. Anthony and wife, by deed recorded in Book 277, page 40, of the Deed Records of Travis County, Texas, which records are referred to for full description of said one-seventh acre, more or less, excepted; and

(5) A small triangular parcel of land adjoining said John R. Anthony tract, which is excepted.

(B) Lots Six (6), Seven (7), Eight (8), Nine (9), and Ten (10) of Harris Park Addition to the City of Austin, out of Outlet No. One (1), Division "X", of said City, and described by metes and bounds as follows: Beginning at a point or stake in the south line of a certain eight acre tract conveyed to Brownie Rees Cooke and husband, Wm. A. Cooke, by Sidon Harris on the 15th day of January, 1919, as recorded in Vol. 307, pages 57-58, Deed Records of Travis County, to which reference is here made, Two Hundred and Fifty-five Feet east of Harris Park Avenue; thence in a northerly direction parallel with the east line of Harris Park Avenue one hundred and fifty-five feet to a stake for the N.W. corner of the tract; thence in an easterly direction parallel with the south line of East 32nd Street two hundred and fifty feet to a stake for northeast corner of the tract; thence in a southerly direction parallel with the east line of Harris Park Avenue, one hundred and fifty-five feet to a stake or point in the south line of the eight acre tract aforesaid for the southeast corner of the tract; thence in a westerly direction with said south line and parallel with the south line of East 32nd Street two hundred and fifty feet to the place of beginning, so as to contain five fifty-foot lots having a depth of one hundred and fifty-five feet.

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

Councilman Reed moved that the City Attorney be authorized and directed to give notice by publication in a daily newspaper, in the manner required by law, of the intention to apply to the 41st Legislature of the State of Texas for the enactment of a law granting to property owners title now owned by the State of Texas in the streets, avenues, alleys, etc. in the City of Austin. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Reed, 4; nays, none, Councilman Steck absent.

Mayor McFadden laid before the Council the following resolution:

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

THAT the various premises situated on the north side of West 22 $\frac{1}{2}$ Street between Pearl and San Gabriel Streets shall hereafter be numbered according to the following plan.

The following lots, all being in Outlot No. 39, Division "B", City of Austin shall be numbered as follows:

Lot 24 to have No. 800
 Lot 23 to have No. 802
 Lot 22 to have No. 804
 Lot 21 to have No. 806
 Lot 20 to have No. 808
 Lot 19 to have No. 810
 Lot 18 to have No. 812
 Lot 17 to have No. 814.

A plat of said plan of numbering, marked 2-0-188 hereto attached is made a part of this resolution.

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

Mayor McFadden laid before the Council the following resolution:

WHEREAS, Austin Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

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

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

(1) A 4 inch gas main on East 19th Street, beginning at a point 15 feet west of and 17 feet north of the intersection of the east line of Navasota Street and the south line of East 19th Street;

Thence westerly along a line 17 feet distant from and parallel to the south line of East 19th Street to a point on the East Avenue main, said gas line to have a cover of not less than 1 1/2 feet.

(2) A 4 inch gas main on East 2nd Street, beginning at a point 80 feet west of and 35 feet north of the intersection of the west line of Aransas Street and the south line of East 2nd Street;

Thence easterly along a line 35 feet distant from and parallel to the south line of East 2nd Street to the west line of Caney Street, said gas line to have a cover of not less than 1 1/2 feet.

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 Reed, 4; nays, none, Councilman Steck absent.

Mayor McFadden laid before the Council the following resolution:

WHEREAS, Austin Gas Company has presented to the City Council a map showing the proposed location of a gas main on Canterbury Street from a point 322 feet west of the west line of Anthony Street to a point 225 feet east of the east line of Anthony Street; and

WHEREAS, a resolution was passed by the City Council of the City of Austin, Texas, on the 22nd day of November, 1928, which resolution was recorded in Minute Book 10, page 626, said resolution assigning space 19 feet south of the north line of Canterbury Street and requiring that the Austin Gas Company con-

struct the line to the east line of Canadian Street; and

WHEREAS, it has been decided, upon further consideration, that the Austin Gas Company will not be required to construct this line for the full length of the assignment; now, therefore,

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

That Austin Gas Company be and the same is hereby permitted to lay and construct its gas main in and upon the following streets:

A 4 inch gas main on Canterbury Street, beginning at a point 19 feet south of and 322 feet west of the intersection of the north line of Canterbury Street and the west line of Anthony Street;

Thence easterly along a line 19 feet distant from and parallel to the north line of Canterbury Street to a point 225 feet east of the east line of Anthony street, said gas main to have a cover of not less than 1 1/2 feet.

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, Reed, 4; nays, none, Councilman Steck absent.

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE STREET IMPROVEMENT BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF ONE HUNDRED AND SEVENTY-FIVE THOUSAND (\$175,000.00) DOLLARS, AND PROVIDING FOR THE PAYMENT THEREOF.

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

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

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

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE SCHOOL BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF THREE HUNDRED THOUSAND (\$300,000.00) DOLLARS, AND PROVIDING FOR THE PAYMENT THEREOF.

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

The ordinance was read the second time and Councilman Mueller moved a further suspension of the rule and the placing of the ordinance on its third reading. Motion was seconded by Councilman Pannell, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, and Reed, 4;

nays, none, Councilman Steck absent.

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

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE FIRE STATIONS BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF SEVENTY-FIVE THOUSAND (\$75,000.00) DOLLARS, AND PROVIDING FOR THE PAYMENT THEREOF.

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

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

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

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE HOSPITAL BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF FIFTY THOUSAND (\$50,000.00) DOLLARS, AND PROVIDING FOR THE PAYMENT THEREOF.

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

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

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

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE SANITARY SEWER BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF TWENTY-FIVE THOUSAND (\$25,000.00) DOLLARS, AND PROVIDING FOR THE PAYMENT THEREOF.

The above ordinance was read the first time and Councilman Mueller moved

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

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

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

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE PARKS AND PLAYGROUNDS BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF SEVENTY-FIVE THOUSAND (\$75,000.00) DOLLARS, AND PROVIDING FOR THE PAYMENT THEREOF.

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

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

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

Mayor McFadden laid before the Council the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE AIRPORT BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF SEVENTY-FIVE THOUSAND (\$75,000.00) DOLLARS, AND PROVIDING FOR THE PAYMENT THEREOF.

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

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

The ordinance was read the third time and Councilman Pannell moved that same be finally passed. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller,

Pannell, and Reed, 4; nays, none, Councilman Steck absent.

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

The Council then recessed.

Approved: *W. M. Fadden*
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, December 13, 1928.

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

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

Mayor McFadden laid before the Council the following resolution:

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

THAT the sum of Eighteen Thousand Dollars (\$18,000.00) be and the same is hereby transferred from the Water & Light Fund and credited to the Street Improvement Bond Fund; this amount to be repaid the Water & Light Fund out of the proceeds from the sale of Street Improvement Bonds recently made.

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

Mayor McFadden laid before the Council the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the construction of its pole lines 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 the Southwestern Bell Telephone Company be, and the same is hereby permitted to construct its pole lines in the following streets: