

The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Upon motion duly made and seconded, the meeting was recessed subject to call of the Mayor.

Approved: _____

Tom Miller
M a y o r

Attest:

Halleie McKeenan
C i t y C l e r k

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, May 7, 1936.

The meeting was called to order at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman C. M. Bartholomew, 1.

The Minutes of the regular meeting of March 26, the special meeting of March 27, and the regular meeting of April 2 were read and upon motion duly made and seconded were adopted as read by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The public hearing on the proposal of the City Council to amend the Zoning Ordinance in the following particulars was opened:

To amend the USE designation of the following described property so as to change same from RESIDENCE "A" DISTRICT to COMMERCIAL "C" DISTRICT:

Beginning at a point formed by the intersection of the City Limits and Fredericksburg Road on the west side from the south line of the City Limits north approximately 1276 feet to the north line of the Granberry tract for a depth of 150 feet and on the east side from the south line of the City Limits north approximately 1276 feet and from the east line of the new highway to the west line of the old highway.

To amend the USE designation of property along South Congress Avenue comprising the recent extension through LaPrelle Place so as to change same from RESIDENCE "A" DISTRICT to COMMERCIAL "C" DISTRICT.

E. H. Smartt, Attorney for W. L. Moore, applicant, plead for the proposed change in zoning of South Congress Avenue extension through the LaPrelle Place on the grounds that the value of said property had changed from residential to commercial as a result of the extension of the highway through same.

It was the sense of the City Council that no change be made in the zoning of property abutting the South Congress Avenue extension through the LaPrelle Place.

Mr. John C. Wende presented a petition bearing the signatures of forty-two property owners protesting the proposed change in zoning of property on the Fredericksburg

Road. Mrs. Mary Hamer, Mrs. J. W. Templer, and Miss Nannie Dawson were present and protested the proposed change on the grounds that it would deteriorate the residential value of their property.

Action on the above matter was deferred until the next regular meeting.

The following report of the Board of Adjustment was received:

"Austin, Texas
May 6, 1936

Honorable Mayor and City Council
Austin, Texas

Gentlemen:

Attached hereto is a copy of a resolution which was passed by the Board of Adjustment at a meeting held on April 30, 1936, in regard to the changing of the use designation of property located on East 12th Street between Leona and Salina Streets from "A" Residence District to "C" Commercial District.

Respectfully submitted,

BOARD OF ADJUSTMENT

By (Signed) V. H. Pannell,
Acting Chairman. "

"(RESOLUTION)

WHEREAS, the City Council has requested the Board of Adjustment to make a recommendation regarding an amendment to the Zoning Ordinance providing for the change of the use designation of property on East 12th Street between Leona and Salina Streets from "A" Residence District to "C" Commercial District; and

WHEREAS, the Board of Adjustment, at a meeting held on April 30, 1936, carefully considered the proposed change from a zoning point of view and for the best interests of the City and the property owners affected by such change, and it is the judgment of the Board that this property is best suited for "C" Commercial uses as practically all of East 12th Street is now zoned for business and this particular property comprising one block on both sides of East 12th Street was evidently overlooked by the Zoning Commission, or if any good reason existed at that time for this property being zoned differently from the other property on this street such reason does not exist at the present time; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT we recommend that all that property facing East 12th Street between Leona and Salina Streets on both sides of East 12th Street now zoned as "A" Residence District, being more particularly described as Lots A, B, C, D, E, and F1 and F2, Block 14, Outlot 57, Division "B", and Lots D, E, and F, of Block 3, Outlot 36, Division "B", of the City of Austin, be changed to "C" Commercial District for the above reasons.

BOARD OF ADJUSTMENT

By V. H. Pannell,
Acting Chairman. "

It was the sense of the City Council that a public hearing on the above proposed change be called for Thursday, May 28, and that publication of said hearing be had in accordance with the terms of the Zoning Ordinance.

The following report of the Board of Adjustment was received:

"Austin, Texas
May 6, 1936

Honorable Mayor and City Council
Austin, Texas

Gentlemen:

Attached hereto is a copy of a resolution which was passed by the Board of Adjustment at a meeting held April 30, 1936, in regard to changing the use designation of property located on East First Street and East Avenue from "A" Residence District to "C" Commercial District.

Respectfully submitted,

BOARD OF ADJUSTMENT

By (Signed) V. H. Pannell
Acting Chairman. "

"(RESOLUTION)

WHEREAS, the City Council has requested the Board of Adjustment to make a recommendation regarding an amendment to the Zoning Ordinance providing for the change of the use designation of property located at the corner of East First Street and East Avenue from "A" Residence District to "C" Commercial District; and

WHEREAS, the Board of Adjustment, at a meeting held on April 30, 1936, carefully considered the proposed change from a zoning point of view and for the best interests of the City and the property owners affected by such change, and it is the judgment of the Board that this property is best suited for "C" Commercial uses as practically all of First Street is now zoned for business uses and that the traffic hazard that formerly existed at this intersection, which was the reason for this property remaining as residence property, has been removed by the improvement of East Avenue adjacent to Palm School and the building of the high fence around the school grounds; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT we recommend that all that property facing East First Street east of East Avenue at the intersection of these two streets, on both sides of East First Street, now zoned as "A" Residence District, being more particularly described as Lots 1, 2, 3, 4, and 9, Block 1, Outlot 17, Division "O", and Lots 1, 2, 3, 4, and 5, Block 1, Outlot 31, Division "O", of the City of Austin, be changed to "C" Commercial District for the reasons stated above.

BOARD OF ADJUSTMENT

By V. H. Pannell, Acting Chairman."

It was the sense of the City Council that a public hearing on the above proposed change be called for Thursday, May 28, and that publication of said hearing be had in accordance with the terms of the Zoning Ordinance.

A petition of property owners and residents in the vicinity of the Lake Austin Dam protesting against the erection of a public or free tourist camp in that neighborhood was received and filed.

Councilman Alford offered the following resolution:

WHEREAS, B. H. Bloor, owner of Lots 7 and 8, Block 28, of the Original City of Austin, Travis County, Texas, which property abuts the west side of Colorado Street and the south side of 4th Street, and being situated at the southwest corner of the intersection of said streets, has made application to the City Council of the City of Austin for permission to construct one 18-foot commercial driveway across the south sidewalk area of West 4th Street, the center of which driveway will be 67 feet west of the west line of said Colorado Street, and to construct one 15-foot commercial driveway across the west sidewalk area of Colorado Street, the center of which driveway will be 26 feet south of the south line of said West 4th Street, as shown upon the plan hereto attached marked 2-G-93, which plan is hereby made a part of said request; and

WHEREAS, the City Council of the City of Austin has favorably considered the granting of said request; therefore

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

THAT B. H. Bloor, owner of Lots 7 and 8, Block 28, of the Original City of Austin, Travis County, Texas, which property abuts the west side of Colorado Street and the south side of 4th Street, and being situated at the southwest corner of the intersection of said streets, is hereby permitted to construct one 18-foot commercial driveway across the south sidewalk area of West 4th Street, the center of which driveway will be 67 feet west of the west line of said Colorado Street, and to construct one 15-foot commercial driveway across the west sidewalk area of Colorado Street, the center of which driveway will be 26 feet south of the south line of said West 4th Street, subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints as shown upon the plan marked 2-G-93, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curb, ramp, and driveway construction done within the City streets shall be done by a bonded sidewalk contractor under the

direction and supervision of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf offered the following resolution:

WHEREAS, Guy A. Thompson, Trustee, International-Great Northern Railroad Company, Debtor, is the owner of Lots 1 and 12, Block 29, of the Original City of Austin, Travis County, Texas, and said Lots 1 and 12, Block 29, abut the north side of West 3rd Street between the east line of Colorado Street and the west line of Congress Avenue; and

WHEREAS, it is deemed advantageous by the City of Austin at this time to pave the south twenty-five (25) feet of Lots 1 and 12, Block 29; and

WHEREAS, Guy A. Thompson, Trustee, International-Great Northern Railroad Company, Debtor, has agreed to pay for the paving of all of this area provided said pavement to be constructed upon those portions of Lots 1 and 12, Block 29, shall in no way interfere with the free use of their property for the purpose of installing railroad tracks in, upon or across the two parcels of said lots to be paved; therefore

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

THAT the pavement to be laid upon the south portion of Lots 1 and 12, Block 29, of the Original City of Austin, Travis County, Texas, from the east line of Colorado Street to the west line of Congress Avenue (which Lots 1 and 12, Block 29, are at this time owned by Guy A. Thompson, Trustee, International-Great Northern Railroad Company, Debtor) will in no way interfere with the free use of this property by the said Trustee, his successors and assigns, for the purpose of constructing and at all times maintaining any and all railroad tracks and appurtenances in, upon, over or across said property or in no way change the present status of this property, and said Trustee, his successors and assigns shall always have the undisputed right to take up, relay, realign and multiply railroad tracks and appurtenances in, upon, over and across said lots at his discretion.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford offered the following resolution:

WHEREAS, the Van C. Kelly Lumber Company is the contractor for the construction of a store building located at 1808-10 East 12th Street and desires a portion of the sidewalk space abutting the east one-half of Lot 2, Block 4, Outlot 36, Division "B", of the City of Austin, Texas, during the construction of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. That space for the uses hereinabove enumerated be granted to the said Van C. Kelly Lumber Company, the boundary of which is described as follows:

Sidewalk Working Space

Beginning at the southeast corner of the above described lot; thence in a southerly direction and at right angles to the centerline of East 12th Street a distance to a point 4 feet north of the north curb line of East 12th Street; thence in a westerly direction and parallel with the centerline of East 12th Street a distance of 33 feet; thence in a northerly direction and at right angles to the centerline of East 12th Street a distance to the north line of East 12th Street; thence in an easterly direction along the north line of East 12th Street to the place of the beginning.

2. That the above privileges and allotment of space are granted to the said Van C. Kelly Lumber Company, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail at least 4 feet high and sub-

stantially braced and anchored around the above described working space.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than June 22, 1936.

(7) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as same existed before the use of such space began.

(8) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(9) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand (\$5000.00) Dollars, which shall protect, indemnify and hold harmless the City of Austin from any claim for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1

Councilman Alford offered the following resolution:

WHEREAS, the Reinhardt Lumber Company is the contractor for the construction of a commercial building located at 2004 Guadalupe Street and desires a portion of the sidewalk space abutting the north 20 feet of Lot 42, Outlot 22, Division "D" of the City of Austin, Texas, during the construction of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to said Reinhardt Lumber Company, the boundary of which is described as follows:

Sidewalk Working Space

Beginning at the northeast corner of the above described lot; thence in an easterly direction and at right angles to the centerline of Guadalupe Street a distance to a point 4 feet west of the west curb line of Guadalupe Street; thence in a southerly direction and parallel with the centerline of Guadalupe Street a distance of 20 feet; thence in a westerly direction and at right angles to the centerline of Guadalupe Street a distance to the west line of Guadalupe Street; thence in a northerly direction along the west line of Guadalupe Street to the place of the beginning.

2. THAT the above privileges and allotment of space are granted to said Reinhardt

Lumber Company, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail at least 4 feet high and substantially braced and anchored around the above described working space.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rail.

(3) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions red lights during all periods of darkness.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than June 22, 1936.

(7) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(8) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(9) That the Contractor shall furnish the City of Austin a surety bond in the sum of Two Thousand (\$2000.00) Dollars, which shall protect, indemnify and hold harmless the City of Austin from any claim for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The foregoing resolution was adopted by the following vote; Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Gillis offered 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 ALAMO STREET, beginning at a point 107 feet north of and 6 feet east of the intersection of the north line of East 22nd Street and the west line of Alamo Street;

Thence in a southerly direction with the centerline of a gas main, which centerline shall be 6 feet east of and parallel to the west line of said Alamo Street, for a distance

of 65 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in WEST THIRTY-FIRST STREET, beginning at a point 24 feet south of and 76 feet west of the intersection of the north line of West 31st Street and the west line of Cedar Street;

Thence in a westerly direction with the centerline of a gas main, which centerline shall be 24 feet south of and parallel to the north line of said West 31st Street for a distance of 50 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

(3) A gas main in GUADALUPE STREET ALLEY, beginning at a point 5 feet west of the east line of said Alley and 2 feet north of the north line of 30th Street;

Thence in a northerly direction with the centerline of a gas main, which centerline shall be 5 feet west of and parallel to the west line of said Guadalupe Street Alley, for a distance of 205 feet.

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 not 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 whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling 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 Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford offered the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed 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 Engineer; 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:

(1) A telephone pole line in COPELAND STREET, from South 1st Street west one-half block, the centerline of which pole line shall be 1 foot south of and parallel to, the north line of said Copeland Street.

THAT the work and construction of said pole lines, including the excavation in the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager, and in accordance with the ordinances and regulations of the City of Austin governing such construction.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford moved that upon the recommendation of Roy J. Smith, Captain of Police, Traffic Division, a Taxicab Driver's Permit be issued to Harrell L. Furlow, 104 East 19th Street. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Alford moved that upon the recommendation of Roy J. Smith, Captain of Police, Traffic Division, the Taxicab Driver's Permit heretofore, on November 21, 1935, revoked by the City Council be restored to Eugene Vasquez. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE AMENDING, IN THE CERTAIN PARTICULARS HEREINAFTER STATED, AN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES, AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY. "

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be placed on its second reading. The motion was seconded by Councilman Alford and was carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The ordinance was read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion was seconded by Councilman Alford and was carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The ordinance was read the third time and Councilman Wolf moved that the same be finally passed. The motion was seconded by Councilman Alford and was carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

A written request from the Austin Street Railway Company for permission to operate sight-seeing busses was received and referred to the City Attorney to prepare the proper ordinance.

The City Manager submitted to the City Council the following tabulation of bids received for the construction of a band stand and comfort station at Barton Springs:

General Contract

J. D. Monk -----	\$ 2,556.00
Frank Rundell -----	2,585.00
Schwarzer-Barron -----	1,688.00

Plumbing Contract

J. O. Andrewartha -----	\$ 915.00
Fox-Schmidt -----	796.00
Spiller-Miller -----	783.00

Electrical Contract

Fox-Schmidt -----	\$220.00
J. L. Martin -----	209.00

Utility Connections not included in contract - \$ 300

Less \$1100 from Mr. Chas. Page, Sr. -

The City Manager was instructed to award the foregoing contracts to the lowest bidders.

Councilman Gillis offered the following resolution:

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

THAT the sum of \$1,880.00 be and the same is hereby appropriated out of the Park and Playground Bond Fund, not otherwise appropriated, for the purpose of constructing a Band Stand and Comfort Station at Barton Springs.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

It was the sense of the City Council that a public hearing be called for Thursday, May 28, on the proposal to change the zoning of all property facing on Angelina Street, on both sides thereof, between East 12th and Cotton Streets, so as to change same from Residence "A" to Commercial "C" Districts, and that publication of said hearing be had in accordance with the terms of the Zoning Ordinance.

A petition asking for a change in zoning of property located at the corner of Dam Boulevard and Atlanta Avenue from Residence "A" to Commercial "C" Districts was received and referred to the Zoning Board of Adjustment.

Councilman Wolf offered the following resolution:

RESOLUTION OF CITY OF AUSTIN REGARDING MATERIALS
AND LABOR TO BE FURNISHED ON W. P. M. H. 8-E

WHEREAS, the State Highway Department is desirous of reconstructing and improving 0.365 mile of State Highway No. 2 through the City of Austin over that portion of South Congress Avenue adjacent to the Colorado River Bridge that was damaged by flood; and

WHEREAS, the City of Austin is desirous of such reconstruction and improvements being made;

Now, Therefore, for and in consideration of the construction of the above described improvement by the State Highway Department, the City Council of the City of Austin hereby agrees that when and if this work is placed under construction, the City will furnish the following to the State Highway Department, its agent or Contractor, free of any charges or other considerations:

1. The City will furnish the source indicated on plans for common borrow material free of royalty or right-of-way charges.
2. The City will furnish the bermuda sod free of royalty or right-of-way charges.
3. The City will furnish without cost all electric power and water necessary for lighting and operation of equipment for ponding and settling fills, for water sub-grade treatment, for mixing and curing concrete, for watering sod and planting and for any other purposes incident to the construction and completion of this project.
4. The City will furnish without cost such fertilizer as may be necessary for any sodding and planting, and will furnish the location for securing suitable sod as indicated on the plans for this project.
5. The City will loan to the State Highway Department or its Contractor without any obligation to repay for any wear or tear, as much as five hundred (500 ft.) feet of fire hose, to be used during the construction of this project and to be returned upon the completion thereof.

AND, ALSO, for and in consideration of the construction of the above described improvement by the State Highway Department, the City Council of the City of Austin hereby

agrees to do, or provide for the proper execution of, the following:

1. The City will satisfactorily make all necessary adjustments and/or replacements of all city water, electric, and sewer lines.

2. The City will make all arrangements with the owners of all telephone and gas lines for any replacements or adjustments necessary to conform to the improvements proposed by this project.

3. The City will maintain the pavement and appurtenances together with all shrubs and planting installed.

4. The City will remove and dispose of the wire mesh guard fence and posts existing adjacent to the south end of the Colorado River Bridge.

5. After completion of the project, the City agrees to install and maintain all traffic line markers, traffic control lights, and street lights necessary for the proper control, convenience, and protection of vehicular and pedestrian traffic.

6. After completion of the project, and after the proposed creosote-treated timber post for guard rail have seasoned sufficiently, the City agrees to paint all exposed surfaces of the timber post, and to maintain same in a slightly condition.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Upon motion duly made and seconded the meeting was recessed, subject to call of the Mayor.

Approved:

Tom Miller
M a y o r .

Attest:

Hallie McEllar
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, May 14, 1936.

The meeting was called to order at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen G. F. Alford, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman G. M. Bartholomew, 1.

The Minutes of the regular meetings of April 9 and April 16 were read and upon motion of Councilman Wolf were adopted as read by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf introduced the following resolution:

WHEREAS, G. K. Eifler is owner of Lot 7, Block C, Outlot 20, Division "D", of the Government Outlots adjoining the original City of Austin, Travis County, Texas, which property abuts the east side of Guadalupe Street and the south side of West 20th Street, and being situated at the southeast corner of the intersection of said streets; and

WHEREAS, Harry Akin, lessee of the above described property, has made application to the City Council of the City of Austin for permission to set the curb back from the