

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, February 2, 1940.

The City Council convened in regular session, at the regular meeting place in the Council Room at the Municipal Building, on February 2, 1940, at 10:55 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, none. By unanimous consent, the meeting was held on Friday, instead of Thursday, the regular meeting day.

The Minutes of the special meeting of January 18 and the regular meeting of January 25 were read, and, upon motion of Councilman Alford, were adopted as read by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Lieut. and Mrs. C. D. Fator appeared before the Council and submitted their request in writing for contractual permit for the co-equal right to use the landing areas of the Robert Mueller Municipal Airport for the operation of aircraft to be used by the Austin Air College. The matter was taken under advisement and was referred to the City Manager, the City Engineer, and the City Attorney for consideration and report.

The Lightsey Cab Company and other taxicab operators appeared before the Council to protest the passage of the following captioned ordinance, which was passed to the second reading at the last regular meeting, on the grounds that it would be very detrimental to their business not to allow them to stand on the sidewalks at bus terminals for the purpose of soliciting business:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING THE OPERATION OF TAXICABS AND TAXICAB DRIVERS IN THE CITY OF AUSTIN UNDER THE DIRECTOR OF PUBLIC SAFETY; PRESCRIBING LICENSE FEES FOR TAXICABS AND DRIVERS THEREOF; LICENSING AND REGULATING TAXICAB TERMINAL OPERATORS; PRESCRIBING PENALTIES FOR VIOLATION OF THE ORDINANCE; PROVIDING A SAVING CLAUSE; REPEALING CONFLICTING ORDINANCES, EXCEPTING CERTAIN JITNEY ORDINANCES; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL DECEMBER 15, 1938, AND IS RECORDED IN BOOK "K", PAGES 440-452, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY RE-WRITING SECTION 17 OF SAID ORDINANCE WHICH REGULATES THE SOLICITATION OF PASSENGERS AT RAILROAD DEPOTS SO AS TO INCLUDE BUS TERMINALS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

Mr. Walter Greig, Attorney for the Greyhound and Bowen Bus Lines, and Mr. X. L. Grantham, Manager of the Greyhound Bus Terminal, plead for the passage of the ordinance on the grounds that the standing of taxicab drivers on the sidewalks in front of their terminals created a nuisance.

Following the discussion, upon motion of Councilman Wolf, the foregoing matter was laid on the table.

Mr. Lee R. Barton appeared before the Council and requested the enactment of the proposed ordinance regulating the sale of poultry and eggs. He was advised that the matter would be given reconsideration.

The following ordinance was introduced by Councilman Wolf:

AN ORDINANCE REGULATING THE OPERATION OF PRIVATE AND COMMERCIAL BOATS ON LAKE AUSTIN; DEFINING CERTAIN WORDS AND PHRASES; CREATING THE LAKE AUSTIN NAVIGATION BOARD FOR THE INSPECTION AND EXAMINATION OF BOATS AND COMMERCIAL OPERATORS; CLASSIFYING MOTOR BOATS; REQUIRING LICENSES FOR THE OPERATION OF COMMERCIAL AND PRIVATE BOATS; REQUIRING THE PAYMENT OF LICENSE FEES FOR COMMERCIAL CRAFTS; REQUIRING LICENSES FOR OPERATORS OF COMMERCIAL CRAFT; PROVIDING FOR THE REVOCATION OF LICENSES; PROVIDING FOR THE DESIGNATION OF COMMERCIAL DOCKS AND LANDINGS; REQUIRING IDENTIFICATION OF ALL BOATS; PRESCRIBING NAVIGATION RULES; PRESCRIBING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE, PROVIDING A SAVING CLAUSE, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Wolf moved that the rules be suspended and the ordinance be passed to its second reading. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The ordinance was read the second time and Councilman Wolf moved that the rules be further suspended and the ordinance be passed to its third reading. The motion prevailed by the following vote: Ayes,

Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

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

The Mayor announced that the ordinance had been finally passed.

Upon motion of Mayor Miller, the City Manager was instructed to secure prices on a boat for use on Lake Austin by the Police Department, same to be a combination boat for fire and police, with a view to purchasing one boat now and perhaps another one later on.

The following resolution was introduced by Councilman Alford, who moved its adoption:

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

THAT the City Council of the City of Austin hereby approves the erection of commercial docks and boat slips on the property leased by Jack Reed on the shore of Lake Austin, known as 93 feet out of the McGinnis & Walsh tract of land within the City of Austin, Travis County, Texas, and lying immediately north of the University property, and hereby authorizes the said Jack Reed, lessee, to construct, maintain and operate these docks and boat slips, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the erection of these docks after full compliance with all the provisions of this resolution. 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 the proper police and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Jack Reed has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations
(of Building In-
(spector attached)

" Austin, Texas
February 2, 1940

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

The undersigned has reviewed and considered the application of Jack Reed, lessee of 93 feet out of the McGinnis & Walsh tract of land within the City of Austin, Travis County, Texas, abutting on Lake Austin and lying immediately north of the University property, for permission to construct and maintain commercial landing docks and boat slips projecting out into the lake.

I recommend that Jack Reed be granted permission to construct and maintain said commercial landing docks and boat slips, subject to the following conditions:

- (1) That nothing but creosoted piles and galvanized iron bolts be used in the construction of these docks.
- (2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares or merchandise, and no living quarters of any character shall be erected on these docks.
- (3) That said docks be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

Respectfully submitted,

(Signed) J. C. Eckert
Building Inspector. "

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Wolf, who moved its adoption:

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

THAT the City Council of the City of Austin hereby approves the erection of docks and boat slips on property owned by the Austin Yacht Club abutting on Lake Austin and recorded in the Travis County

Deed Records as Lots 33 and 34 of the Lake Shore Addition, and hereby authorizes the said Austin Yacht Club to construct, maintain and operate boat slips and docks on said property, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the erection of these docks and boat slips after full compliance with all the provisions of this resolution. 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 the proper police and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Austin Yacht Club has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations of)
(Building Inspector)
(attached)

"Austin, Texas
February 2, 1940

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

The undersigned has reviewed and considered the application of the Austin Yacht Club, owner of a piece of property abutting on Lake Austin and recorded in the Travis County Deed Records as Lots 33 and 34 of the Lake Shore Addition, for permission to construct and maintain boat slips and docks projecting out into the lake.

Owing to the fact that these boat slips are built in a cove surrounded by shallow water and a neck of land projecting out into the lake and the docks being entirely within this cove, the strict enforcement of the ordinances governing construction on the lake would be impracticable and for this reason I recommend that the Austin Yacht Club be granted permission to build said boat slips and to extend their boat slips and loading dock approximately 116 feet out into the lake, same being entirely within the cove mentioned above.

- (1) That nothing but creosoted piles and galvanized iron bolts be used in the construction of these docks.
- (2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares or merchandise, and no living quarters of any character shall be erected on these docks.
- (3) That said docks be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

Respectfully submitted,

(Signed) J. C. Eckert
Building Inspector. "

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Wolf, who moved its adoption:

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

THAT the City Council of the City of Austin hereby approves the erection of a dock and breakwater extending along the shore approximately 120 feet and projecting into the water approximately 6 feet, on property owned by C. M. Robinson described in Travis County Deed records as Abstract No. 627, Survey No. 38, of the Isaac Perkins Survey located about 8½ miles above the Tom Miller Dam, and hereby authorizes the said C. M. Robinson to construct, maintain and operate this dock, subject to the same's being constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the erection of this dock after full compliance with all the provisions of this resolution. 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 the proper police and fire regulations; and the right of revocation is retained if,

after hearing, it is found by the City Council that the said C. M. Robinson has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations)
(of Building In-)
(spector attached)

"Austin, Texas
February 2, 1940

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

The undersigned has reviewed and considered the application of C. M. Robinson, the owner of a piece of property abutting on Lake Austin, as recorded in Travis County Deed Records as Abstract No. 627, Survey No. 35, of the Isaac Perkins Survey, located about $5\frac{1}{2}$ miles above Tom Miller Dam, for permission to construct and maintain a dock and breakwater extending along the shore of the lake for a distance of approximately 120 feet and projecting into the water approximately 6 feet.

I recommend that C. M. Robinson be granted permission to construct and maintain said dock and breakwater, subject to the following conditions:

- (1) That nothing but creosoted piles and galvanized iron bolts be used in the construction of this dock.
- (2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares or merchandise, and no living quarters of any character shall be erected on this dock.

Respectfully submitted,

(Signed) J. C. Eckert
Building Inspector.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Wolf, who moved its adoption:

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

THAT the City Council of the City of Austin hereby approves the erection of docks, breakwaters and boathouses on property owned by Emmett Shelton described as a piece of property abutting on Lake Austin and Bee Creek, recorded in the Travis County Deed Records as a part of the Stroter tract and located on the north shore of Bee Creek and Lake Austin, and hereby authorizes the said Emmett Shelton to construct, maintain and operate these docks, breakwaters and boathouses subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the erection of these docks and boathouses after full compliance with all the provisions of this resolution. 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 the proper police and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Emmett Shelton has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations)
(of Building In-)
(spector attached)

"Austin, Texas
February 2, 1940

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

The undersigned has reviewed and considered the application of Emmett Shelton, the owner of a piece of property abutting on Lake Austin and Bee Creek, recorded in the Travis County Deed Records as being a part of the Stroter tract and located on the north shore of Bee Creek and Lake Austin, for permission to construct and maintain docks, breakwaters and boathouses at this point.

I recommend that Emmett Shelton be granted permission to construct and maintain said docks, breakwaters and boathouses at this point, subject to the following conditions:

- (1) That nothing but creosoted piles and galvanized iron bolts be used in the construction of these docks, with the further provision that the piling extend above the walk level of a sufficient height to splice the supporting roof structure of the boat houses, and also that the roof be so constructed as to divide the structure into three parts.
- (2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares or merchandise, and no living quarters of any character shall be erected on these docks.
- (3) That said docks be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

Respectfully submitted,

(Signed) J. C. Eckert
Building Inspector. "

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Upon motion of Councilman Alford, a taxicab driver's permit was granted to Jack Stephen Kennerly, 51 East Avenue, by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Upon motion of Councilman Alford, a taxicab driver's permit was granted to John Gonzales, 608 East 12th Street, by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Gillis, who moved its adoption:

WHEREAS, Guiton Morgan, City Manager, in general charge of Public Works Administration projects, and G. S. Moore, in direct charge of Docket TEXAS-1552-F, being the project for the construction of a 150-ton incinerator, have reported that the contract for the construction of the incinerator has been completed by the Yarbrough Construction Company, General Contractor, in accordance with the plans, specifications, and change orders, and in compliance with rules and regulations of the Administration of Public Works and in an acceptable manner to the PWA Inspector, and have recommended to the City Council the acceptance of the contract; and

WHEREAS, the City Council passed a resolution June 29, 1939, accepting the incinerator on the condition that \$200 be retained in trust until a cast iron gate on the ash bin had been delivered and installed; and

WHEREAS, such gate has been delivered and installed; and

WHEREAS, the said \$200 was paid the Yarbrough Construction Company following the installation of said gate; and

WHEREAS, a subsequent trust fund of \$1,337.48 was set up pending the repairs and reconstruction of crane equipment; and

WHEREAS, said equipment has been repaired and reconstructed and faulty condition corrected; and

WHEREAS, the Electrical Service Company did repair work on the crane equipment for the Yarbrough Construction Company, in the amount of \$307.48; and

WHEREAS, the City Council has inspected said contract and the works thereunder and is of the opinion that the same should be finally accepted; now, therefore,

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

THAT said contract and the works thereunder is hereby accepted and the City Manager is hereby authorized and directed to release to the Yarbrough Construction Company funds now in trust, provided that the sum of \$307.48 be retained permanently, this sum being the amount paid the Electrical Service Company for repairs to incinerator equipment, which bills were chargeable to the Yarbrough Construction Company and were not paid by this company, and that he be further authorized and directed to release the contractors from any further liability in connection with said work as provided in the specifications and to authorize cancellation of the bond guaranteeing the successful completion of the contract.

{Report of
{Supervising
{Engineer
{Attached }

"Austin, Texas
February 1, 1940

Docket Texas-1852-F
Incinerator
Austin, Texas

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

The contractor, Yarbrough Construction Company, on Docket Texas 1852-F, Incinerator, has recently corrected the faulty controller condition on the crane, and observation of the performance of the crane, since this correction was made, indicates that the crane now conforms to the plans and specifications, and I recommend that the fund now held in trust on this project be released to Yarbrough Construction Company, provided that \$307.48 be retained permanently to defray payments made by the City from this fund to the Electrical Service Company for services rendered in the repair of equipment on the crane which was damaged because of the faulty controller originally installed.

Attached hereto is a resolution finally accepting this project, five copies of which I will transmit to the FWA Resident Engineer Inspector following passage of the same.

Respectfully submitted,

(Signed) G. S. Moore
Supervising Engineer. "

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Bartholomew, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made Will O'Connell, Contractor for the general construction for the Austin-Travis County Sanatorium under FWA Docket No. Tex-2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing city-county hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium and has accepted the work of Will O'Connell as being complete and satisfactory; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AND THE COMMISSIONERS' COURT OF THE COUNTY OF TRAVIS;

THAT the contract be declared complete and that it be accepted in so far as the work of Will O'Connell, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Alford, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made Fox-Schmidt, Contractor, for heating for the Austin-Travis County Sanatorium under FWA Docket No. Tex-2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium and has accepted the work of Fox-Schmidt as being complete and satisfactory; therefore

BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS;

THAT the contract be declared complete and that it be accepted in so far as the work of Fox-Schmidt,

Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Alford, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made W. K. Jennings, Contractor for the Electrical installation for the Austin-Travis County Sanatorium under FWA Docket No. Tex-2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium and has accepted the work of W. K. Jennings as being complete and satisfactory; therefore

BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS:

THAT the contract be declared complete and that it be accepted in so far as the work of W.K.Jennings, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Alford, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made Bickley School & Church Furniture Company, Contractor for the furnishing and installation of general furniture for the Austin-Travis County Sanatorium under FWA Docket No. Tex-2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium, and has accepted the work of Bickley School & Church Furniture Company as being complete and satisfactory; therefore

BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS:

THAT the contract be declared complete and that it be accepted in so far as the work of Bickley School & Church Furniture Company, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Alford, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made B. F. Lanier & Sons, Contractor for the Plumbing for the Austin-Travis County Sanatorium under FWA Docket No. Tex-2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County

Sanatorium, and has accepted the work of B. F. Lanier & Sons, as being complete and satisfactory; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS:

THAT the contract be declared complete and that it be accepted in so far as the work of B.F.Lanier and Sons, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Alford, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made Jack Thorpe, Contractor for the furnishing and installation of Venetian Blinds for the Austin-Travis County Sanatorium under FWA Docket No. Tex 2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium, and has accepted the work of Jack Thorpe as being complete and satisfactory; therefore

BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS:

THAT the contract be declared complete and that it be accepted in so far as the work of Jack Thorpe, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, none.

The following resolution was introduced by Councilman Bartholomew, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made Tratex Corporation, Contractor for the furnishing and installation of Kitchen Equipment and Linens for the Austin-Travis County Sanatorium under FWA Docket No. Tex-2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium and has accepted the work of Tratex Corporation as being complete and satisfactory; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS:

THAT the contract be declared complete and that it be accepted in so far as the work of Tratex Corporation, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Wolf, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made Von Boeckmann-Jones Company, Contractor, for the furnishing and installation of office furniture for the Austin-Travis County Sanatorium under FWA Docket No. Tex-2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium, and has accepted the work of Von Boeckmann-Jones Company as being complete and satisfactory; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS;

THAT the contract be declared complete and that it be accepted in so far as the work of Von Boeckmann-Jones Company, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Gillis, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made Reed Music Company, Contractor, for the furnishing and installation of Refrigeration Equipment for the Austin-Travis County Sanatorium under FWA Docket No. Tex-2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium, and has accepted the work of Reed Music Company as being complete and satisfactory; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS;

THAT the contract be declared complete and that it be accepted in so far as the work of Reed Music Company, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Gillis, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made Hospital Equipment Corporation, Contractor for the furnishing and installation of Hospital Equipment for the Austin-Travis County Sanatorium under FWA Docket No. Tex 2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium, and has accepted the work of Hospital Equipment Corporation as being complete and satisfactory; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS;

THAT the contract be declared complete and that it be accepted in so far as the work of Hospital Equipment Corporation, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Gillis, who moved its adoption:

WHEREAS, in accordance with the requirements of the Federal Emergency Administration of Public Works, and the provisions of the City Charter of the City of Austin, Texas, and of the State Statutes, an award was made Gilbert X-Ray Company, Contractor for the furnishing and installation of X-Ray Equipment for the Austin-Travis County Sanatorium under FWA Docket No. Tex 2070-F, Sanatorium, and a contract was duly executed and approved by the Public Works Administration; and

WHEREAS, the Board of Trustees has been duly appointed in accordance with the State Statutes governing City-County Hospital; and

WHEREAS, this board is charged with the administration of affairs of the Austin-Travis County Sanatorium, and has accepted the work of Gilbert X-Ray Company as being complete and satisfactory; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AND THE COMMISSIONERS COURT FOR THE COUNTY OF TRAVIS:

THAT the contract be declared complete and that it be accepted in so far as the work of Gilbert X-Ray Company, Contractor, is concerned; and

THAT it is recommended that payment of the balance due on this contract be made.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Bartholomew, who moved its adoption:

WHEREAS, J. F. Johnson is the Contractor for the erection of a building located at 2900 Guadalupe Street, and desires a portion of the sidewalk space abutting Lot 1, Block 1, of L. Brown Addition, a subdivision within the City of Austin, Travis County, 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 J. F. Johnson, the boundary of which is described as follows:

Sidewalk Working Space

Beginning at the northeast corner of the above described property; thence in an easterly direction and at right angles with the centerline of Guadalupe Street to the west curb line of Guadalupe Street; thence in a southerly direction and parallel with the centerline of Guadalupe Street to a point corresponding with the south line of the above described property; thence at approximately 45° to the intersection of the north curb line of West 29th Street and parallel with the east line of the above described property; thence in a westerly direction 90 feet to a point; thence in a northerly direction to the south property line of the above described property

2. THAT the above privileges and allotment of space are granted to the said J. F. Johnson, herein-after termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct a 4-foot walkway within the outer boundaries of the above described working space, such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and without wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the City officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially support same to prevent sagging under load.

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part

of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

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

(6) That provisions 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 water.

(7) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red light during all periods of darkness and provide lighting system for all tunnels.

(8) 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 walks, barricades, materials, equipment, and other obstructions shall be removed not later than May 1, 1940.

(9) 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.

(10) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant, reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(11) That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building project, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(12) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims 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.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Alford, who moved its adoption:

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 WATHEN AVENUE from McCallum Drive westerly 161 feet, the centerline of which gas main shall be $8\frac{1}{2}$ feet south of and parallel to the north property line of said Wathen Avenue.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

- (2) A gas main in EAST $38\frac{1}{2}$ STREET from a point 369 feet east of Red River Street easterly 75 feet, the centerline of which gas main shall be 17 feet south of and parallel to the north property line of said East $38\frac{1}{2}$ Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ 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.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Gillis, who moved its adoption:

WHEREAS, Jamie Odom is the contractor for the demolition of a building located at 1005-7 Congress Avenue and desires a portion of the sidewalk and street space abutting the middle 45 feet of Lot 2, Block 123, of the Original City of Austin, Travis County, Texas, during the demolition 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 Jamie Odom, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the northwest corner of the above described property; thence in a westerly direction and at right angles with the center-line of Congress Avenue to a point 14 feet west of the east curb line; thence in a southerly direction and parallel with the center-line of Congress Avenue 45 feet to a point; thence in an easterly direction and at right angles with Congress Avenue to the west property line of the above described property

2. THAT the above privileges and allotment of space are granted to the said Jamie Odom, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall erect and maintain continuously in good condition during the use of said space hereby allotted Jamie Odom a substantial walkway at least 4 feet wide in the clear on the inside and at least 8 feet high, the same to be covered solidly on the street side with boards to a height of 4 feet above pavement and on the building side to be covered solidly with boards to a height of 8 feet. The top of the walkway shall be covered solidly with boards at least 2 inches thick, which shall be supported at intervals sufficiently close to prevent sagging of the roofing boards. The roof of said walkway shall be covered with a roofing material which will prevent leaking of the roof and provide a dry walkway at all times. No wood strips or obstructions of any kind shall be permitted along the pavement within the walkway and at any time in the opinion of the City officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially support same to prevent sagging under load.

(2) That the Contractor is permitted to construct in his working space a substantial gate, which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part

of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

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

(6) That provisions 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 water.

(7) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(8) 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 March 1, 1940.

(9) 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.

(10) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant, reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(11) That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the demolition work of said building project, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(12) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims 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.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Wolf, who moved its adoption:

WHEREAS, the Congress Taxi, acting by and through Floree Haire, sub-lessee from Alfred Ellison, of a portion of Lot 9, Block 68, of the Original City of Austin, which property is situated on the south side of East Seventh Street at a location west of San Jacinto Street, has made application to the City Council of the City of Austin for permission to construct a commercial driveway across the south sidewalk area of said East Seventh Street adjacent to the above described property as shown upon the plan hereto attached, marked 2-C-845, 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 the Congress Taxi, acting by and through Floree Haire, sub-lessee from Alfred Ellison, of a portion of Lot 9, Block 68, of the Original City of Austin, which property is situated on the south side of East Seventh Street at a location west of San Jacinto Street, is hereby permitted to construct a commercial driveway across the south sidewalk area of said East Seventh Street adjacent to the above described property as shown upon the plan hereto attached, subject to the construction of concrete

ramps, curbs, driveways, sidewalks and expansion joints, as shown upon the plan marked 2-C-845, 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.

Upon roll call, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following report of the Arbitrators in the matter of overflow easement to the Walsh property abutting Lake Austin was received:

" Austin, Texas
February 1, 1940

The Honorable Mayor and City Council and
The Walsh Estate
Austin, Texas

Gentlemen:

We, the Board selected to appraise the value of the Walsh property near the Tom Miller Dam, beg to report that after careful study from every angle we find the value of the overflow portion to be of a value of \$250 per acre. We have arrived at our conclusion after going over the ground with Messrs. Walsh and Mr. J. Thomas Kelley, Engineer.

Respectfully submitted,

(Sgd) John B. Pearson

" K. R. Meyer

" L. A. Robbins. "

Mayor Miller moved that the foregoing report be approved, and that the City Attorney be instructed to prepare the necessary easement accordingly, including therein any additional property that may be necessary. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

A written communication from the Board of the Austin-Travis County Sanatorium, recommending the appointment of Dr. Chas. D. Peavy as a member of said Board, was received.

Mayor Miller then nominated the said Dr. Chas. D. Peavy as a member of said Board of the Austin-Travis County Sanatorium, subject to the approval of the County Commissioners Court. The nomination was seconded by Councilman Gillis, and the same was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Mr. Kurt R. Meyer was appointed to represent the City in the matter of arbitration of H. C. Bohls overflow rights to Lake Austin.

The following resolution was introduced by Councilman Wolf, who moved its adoption:

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

THAT the City Manager, Guiton Morgan, is authorized to purchase from W. L. Stark and wife, Maude E. Stark, Virginia W. Crockett, Mrs. Mary Martin Pierce, and Mrs. Juanita Martin Moreira, a feme sole, the following described lots, tracts or parcels of land, lying and being in the City of Austin, in Travis County, Texas, and more particularly described as follows:

TRACT 1. Twenty-one and 68/100 (21.68) acres of land out of Outlots 69 and 70, in Division "O" of the Government Tracts adjoining the City of Austin, in said Travis County, Texas, according to the Map or Plat of said Government Outlots on file in the General Land Office of Texas, in which said 21.68 acres are a portion of that certain lot, tract or parcel of land conveyed to John S. Martin, E. A. Giraud and W. L. Stark by J. P. Schneider by deed recorded in Vol. 257, at page 473, of the Deed Records of Travis County, Texas, described by metes and bounds as follows:

BEGINNING at an iron stake in the east line of Waller Street, which iron stake is at the northwest corner of Outlot 70, Division "O" of said Government Outlots and at the southwest corner of Lot 1, Block 1, of Magnolia Addition of record in Book 4, at pages 92 and 93 of the Plat Records of Travis County, Texas;

Thence following the north line of Outlots 70 and 69, said Division "O", and the south line of said Magnolia Addition, S. 67°10' E. 1257.45 feet to an iron stake in the west line of Comal Street, which iron stake is at the northeast corner of said Outlot 69 and the southeast corner of Lot 5, Block 2, of said Magnolia Addition;

Thence following the west line of Comal Street and the east line of Outlots 69, S. 22°51' W. 786.8 feet to an iron stake;
 Thence N. 67°09' W. 166 feet to an iron stake;
 Thence N. 62°42' W. 631.5 feet to an iron stake;
 Thence N. 58°25' W. 203.5 feet to an iron stake;
 Thence N. 45°10' W. 314.97 feet to an iron stake in the east line of Waller Street and in the west line of Outlot 70, said Division "O";
 Thence following the east line of Waller Street and the west line of said Outlot 70, N. 22°56' E. 588.49 feet to the point of beginning.

TRACT 2. Three and 80/100 (3.80) acres of land consisting of the East half (E½) of Lot No. 5, and all of Lots 6, 7, and 8, in Outlot Fifty-eight (58) in Division "O", in the City of Austin, according to a map or plat of the subdivision by the Austin Real Estate Investment Company of Outlots Nos. 35, 36, 47, 48, 58, 59, and 67, said Division "O", on file in Book 1, at page 38 of the Plat Records of Travis County, Texas.

TRACT 3. Fourteen and 82/100 (14.82) acres of land comprising all of Outlot Sixty-eight (68) in Division "O" of the Government Outlots adjoining the Original City of Austin, in Travis County, Texas, according to the Map or Plat of said Government Outlots on file in the General Land Office of the State of Texas, and described by metes and bounds as follows, to-wit:

BEGINNING at an iron stake set for the Northwest corner of said Outlot 68 herein described, which iron stake also marks the Southwest corner of Lot 7 of said subdivision referred to in Tract No. 2 described above;

Thence following the north line of Outlot 68, the same being the south line of Lots 7 and 8 referred to in Tract 2 described above, S. 67°10' E., at 620.18 feet pass an iron stake at the southeast corner of said Lot 8, in all a distance of 660.18 feet to an iron stake at the northeast corner of Outlot 68 herein described;

Thence following the east line of said Outlot, S. 23°16' W. 983.8 feet to an iron stake at the southeast corner of said Outlot 68;

Thence following the south line of said Outlot, N. 67°05' W. 653.2 feet to the southwest corner of said Outlot, which iron stake is in the east line of Comal Street;

Thence following the east line of Comal Street and the West line of said Outlot 68, N. 22°51' E. 982.5 feet to the point of beginning;

said land to be purchased subject to the approval of the title by the City Attorney.

BE IT FURTHER RESOLVED:

That the sum of Eleven Thousand, Eighty-two and 48/100 Dollars (\$11082.48) is hereby appropriated out of the General Fund for the purpose of paying for said tracts of land hereinabove described, and that a warrant issue therefor.

Upon roll call, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Upon motion, seconded and carried, the meeting was recessed at 12:15 P. M., subject to call of the Mayor.

Approved: Tom Miller
 Mayor

Attest:

Lillian McKeen
 City Clerk.