

making the total amount of taxes, penalty and interest, \$336.80; and

WHEREAS, the City Council of the City of Austin deems it just and equitable to remit said penalty in the sum of \$11.55, and one-half of the interest in the sum of \$34.76; therefore

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

THAT the aforesaid penalty in the sum of \$11.55, and one-half of the interest, in the sum of \$34.76, are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$11.55, and one-half of the interest in the sum of \$34.76, off his rolls and to issue to the party entitled to receive same a receipt in full upon the payment of said taxes and one-half of the interest, as aforesaid.

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

Upon motion, seconded and carried, the meeting was recessed at 12:10 P. M., subject to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:

Harris McKeen
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, February 23, 1940.

The City Council convened in regular session, at the regular meeting place in the Council Room at the Municipal Building, on February 23, 1940, at 10:45 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, Councilman Alford. The regular meeting falling on a legal holiday, the same was held on Friday following.

The Minutes of the regular meeting of February 15, 1940, were read, and upon motion of Councilman Gillis, seconded by Councilman Bartholomew, the same were adopted as read by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Messrs. Hilliare Nitschke and D. C. Durbin submitted to the Council a petition signed by the owners of acreage property between the Upper and Lower Georgetown Roads, asking that Peck Avenue be extended south to the Blind Institute, in order that their property may be subdivided into lots facing east and west on said street. The matter was referred to the City Manager and the City Engineer for consideration and recommendation.

Judge D. J. Pickle submitted to the Council a petition signed by the owners of all the lots in Block "C", Monte Vista Addition, asking that the alley in said block be closed. The matter was referred to the City Manager and the City Engineer for consideration and recommendation.

The written application of M. T. Cross for a change in zoning of the property located in the 2600 block on West Seventh Street, described as Lots 4 and 5, Plat of Henry Colley Home Tract out of the Geo. W. Spear League, from Residence "A" to Commercial "C", was received. The matter was referred to the Board of Adjustment for consideration and recommendation.

Upon motion of Councilman Wolf, a taxicab driver's permit was granted to Lawrence Glover Sloan, 703 Neches Street, as recommended by the City Manager, by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

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

WHEREAS, J. R. Blackmore is the contractor for the erection of a building located at 715 West Fifth Street and desires a portion of the sidewalk space abutting Lot 1 and part of Lot 2, Block 49, of the Original City of Austin, Travis County, Texas, during the erection 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. R. Blackmore, the boundary of which is described as follows:

Sidewalk Working Space

Beginning at the northwest corner of the above described property; thence in a westerly direction and at right angles with the centerline of West Avenue to a point 4 feet east of the east curb line; thence in a southerly direction and at right angles with the centerline of West Avenue to a point 4 feet north of the north curb line of West Fifth Street; thence in an easterly direction and parallel with the centerline of West Fifth Street to a point opposite the east property line of the above described property; thence in a northerly direction to the southeast corner of same.

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

(1) That the Contractor shall construct a guard rail within the boundary line along the west and south lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(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 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.

(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 immediately after the necessity for their existence on said sidewalk 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 July 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 projects, 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 Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

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 installation of gasoline equipment located on docks now erected on property owned by the City of Austin and the University of Texas and occupied by W. W. Bennett, lessee, being a portion of the property lying west of the retaining wall and north of the Tom Miller Dam, and also a portion of the property lying east of said retaining wall, being within the City limits of the City of Austin, Travis County, Texas, and hereby authorizes the said W. W. Bennett to install, maintain and operate this marine fueling station, 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 marine fueling station 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 W. W. Bennett has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations of)
(Building Inspector)

" Austin, Texas
February 23, 1940

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

The undersigned has considered the application of W. W. Bennett, lessee of a piece of property owned by the University of Texas and located north of the Tom Miller Dam, who also has been granted permission by the City Council of the City of Austin to erect certain docks and piers which are situated on City-owned property and extending out into Lake Austin and abutting the University of Texas property, for permission to erect and install gasoline pumps and tanks as a marine fueling station to service motor boats on the Lake on the docks now located on this property.

I recommend that W. W. Bennett, lessee of the above described property, be granted permission to install these pumps and tanks and to operate a public marine service station on said property, subject to the following conditions:

(1) That the installation of all pumps and tanks meet the requirements of the National Board of Fire Underwriters regulations for Marine Oil Terminals used exclusively as gasoline fuel stations for small crafts and must bear the National Board of Fire Underwriters label.

(2) That signs marked "No Smoking" shall be prominently displayed near any gasoline equipment at all times. That at least one National Board of Fire Underwriters approved type of fire extinguisher

shall be provided.

During filling operations smoking should also be prohibited aboard vessels being fueled. During fueling a sharp watch should be kept for leaks.

The motor of the vessel being fueled should be shut down before and during fueling. No vessel having open light or fires should be permitted to come along side or close to the gasoline station during fueling operations.

Respectfully submitted,

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

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

The following resolution was introduced by Councilman Gillis, 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 as a filling station site the property situated at the northeast intersection of San Jacinto Street and East 16th Street, which property is owned by Stuart Watt, acting by and through H. F. Kuehne, Architect, and is a part of Outlot 56, Division "E", of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and hereby authorizes the said Stuart Watt, acting by and through H. F. Kuehne, Architect, to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Stuart Watt has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

{ Recommendations }
{ attached }

" Austin, Texas
February 23, 1940

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of Stuart Watt, acting by and through H. F. Kuehne, Architect, for permission to construct, maintain and operate a drive-in gasoline filling station upon property located at the northeast corner of San Jacinto Street and East 16th Street, which property is owned by the said Stuart Watt and is a part of Outlot 56, Division "E", of the Government Outlots adjoining the original City of Austin, Travis County, Texas, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be located is designated as "C" Commercial Use District as shown upon the Zoning maps of the City of Austin.

Storm water drainage facilities exist adjacent to the above described property.

We recommend that Stuart Watt, acting by and through H. F. Kuehne, Architect, be granted permission to construct, maintain and operate said drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the following conditions:

(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the City Engineering Department as to the future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

(2) That all construction of the filling station improvements shall be in accord with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accord with the Ordinance prohibiting the disposal of commercial water or oils upon the City streets.

(3) That the grades of the station shall be such that no waste oils or water or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be constructed

in accordance with our standard plan 2-H-146 and shall be conducted by a pipe connection from said sand trap to the nearest storm sewer at the expense of the applicant. Before commencement of any construction the applicant shall apply to the City Engineer for an estimate of the cost of that portion of the storm sewer which will have to be built within any City street or alley and shall deposit in escrow a sum equal to said estimate with the City Finance Director.

(4) That all filling station improvements, pumps, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan hereto attached, which plan bears the City Engineer's file Number 2-H-686.

(5) The expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-686 and shall be of the premoulded type.

(6) That before use of said station, the owner shall apply to the Building Inspector for final inspection when he considers that he has complied with all the requirements of the City.

Respectfully submitted,

(Signed) J. E. Motheral
City Engineer

J. C. Bokert
Building Inspector. "

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

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

WHEREAS, the property hereinafter described appears to the City Council to have been assessed at a valuation greater than it should have been assessed by reason of its location; and the City Council deems it just, equitable and expedient to reduce the valuation of said property; therefore

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

THAT the assessments on 6.365 acres of the Daniel J. Gilbert Survey, Plat 142, in the City of Austin, Travis County, Texas, in the name of the William Walsh Estate, an easement over which property is being acquired by the City of Austin for overflow rights in connection with the reconstruction of the Austin Dam on the Colorado River, be reduced and assessed as follows:

For the years 1929 to 1938, both inclusive, the assessed valuation shall be \$100.00 per acre instead of \$200.00 per acre;

and the City Tax Assessor and Collector is hereby authorized and directed to change on his rolls the assessed valuation of the above described property, in accordance with the terms of this resolution; and

BE IT FURTHER RESOLVED:

THAT the City Council of the City of Austin deems it just and equitable to remit all interest and penalty on the taxes due on the above described property for the years 1929 to 1938, both inclusive, the penalty amounting to the sum of \$7.05 and the interest amounting to the sum of \$45.81; therefore, said penalty and interest are hereby remitted, and the Tax Assessor and Collector of the City of Austin is authorized and directed to charge said penalty in the sum of \$7.05 and said interest in the sum of \$45.81 off his rolls and to issue to the party entitled to receive same a receipt in full on the payment of the taxes for said years amounting to the sum of \$140.92.

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

The following resolution was introduced by Councilman Bartholomew, 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 ELTON LANE from a point 269 feet south of Windsor Road northerly 75 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east property line of said Elton Lane.

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

(2) A gas main in VISTA LANE from a point 334 feet south of Griswold Lane southerly 60 feet, the centerline of which gas main shall be 7½ feet west of and parallel to the east property line of said Vista Lane.

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

(3) A gas main in DUVAL STREET from a point 70 feet south of East 48th Street northerly 41 feet, the centerline of which gas main shall be 20 feet east of and parallel to the west property line of said Duval Street.

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

(4) A gas main in ROMA STREET from West Milton Street northerly 207 feet, the centerline of which gas main shall be 6½ feet west of and parallel to the east property line of said Roma Street.

Said gas main described above shall have a covering 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.

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

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 sum of \$1250 be, and the same is hereby, appropriated out of the General Fund, not otherwise appropriated, for the purpose of supplementing the Police Budget in order to take care of the expenses incident to the work of the Safety Council.

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

The following ordinance was introduced by Councilman Wolf:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ESTABLISHING PARKING METER ZONES IN THE CITY OF AUSTIN AND PROVIDING FOR THE REGULATION OF TRAFFIC THEREBY, WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN AUGUST 19, 1937, AND IS RECORDED IN BOOK "K", PAGES 251-256, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY REENACTING SECTION 2 OF SAID ORDINANCE SO AS TO INCLUDE ADDITIONAL PARKING METER ZONES, AND BY REENACTING SUB-PARAGRAPH 2 OF SECTION 2 (a) OF SAID ORDINANCE SO AS TO PROVIDE ADDITIONAL AREAS IN WHICH PARKING IS LIMITED TO TWO HOURS, REPEALING ALL ORDINANCES AND 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 Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

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 was seconded by Councilman Gillis, and the same prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and

Councilman Wolf; nays, none; Councilman Alford absent.

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

The Mayor announced that the ordinance had been duly passed.

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

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED, "AN ORDINANCE PRESCRIBING REGULATIONS FOR THE ERECTION OR STRUCTURAL ALTERATION OF PIERS, DOCKS, WHARVES, FLOATS, ISLANDS, OR OTHER STRUCTURES, IN TOM MILLER LAKE, AS DEFINED IN THIS ORDINANCE, OR ALONG THE SHORES OF SAID LAKE, BELOW A CONTOUR ELEVATION OF 504.9 FEET ABOVE MEAN SEA LEVEL; PRESCRIBING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN NOVEMBER 2, 1939, AND IS RECORDED IN BOOK "K", PAGES 572-573, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, SO AS TO LIMIT THE LENGTH OF PIERS, DOCKS, WHARVES, FLOATS, ISLANDS, PILING OR OTHER STRUCTURES, AND PERMITTING THE SALE OF MARINE SUPPLIES AND TACKLE ALONG THE SHORES OF LAKE AUSTIN, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

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

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

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

The Mayor announced that the ordinance had been finally passed.

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 maintenance of an 8'x18' floating boat house on property owned by E. B. Calvin abutting on Lake Austin and recorded in the Travis County Deed Records, and hereby authorizes the said E. B. Calvin to maintain said floating boat house on said property subject to the same's being maintained 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 maintenance of said floating boat house 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 E. B. Calvin has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations)
(Building Inspector)

" Austin, Texas
February 23, 1940

Mr. Guiton Morgan
City Manager
Austin, Texas

Dear Sir:

The undersigned has reviewed and considered the plans and photograph accompanying the application of E. B. Calvin, owner of a piece of property abutting on Lake Austin and recorded in the Travis County Deed Records, and known as the E. B. Calvin ranch, for permission to move his 8'x18' floating boat house from Roy Inks Lake and to anchor same on Lake Austin on the above described property.

I recommend that the said E. B. Calvin be granted permission to maintain said floating boat house on his property, subject to the following conditions:

1. That said floating boat house be securely anchored to iron pipes set in each corner to permit its raising and lowering with the water's level, and also to be tied by heavy cable to trees located inland on this property.
2. That no business, such as restaurant, dance hall, concession stand, or other enterprise for the sale of goods, wares, or merchandise, except marine supplies and tackle, and no living quarters of any character, shall be maintained in this boat house.
3. That said floating boat house be equipped with proper lights which show all around the horizon for night use, and be equipped with flags or other warnings for day-light use.

Respectfully submitted,

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

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

A letter from the Austin Branch of the American Association of University Women, commending the Council for its action in appointing Dr. Elizabeth Gentry as visiting physician to the needy, was received and ordered filed.

Upon motion of Mayor Miller, the City Attorney was instructed to prepare resolutions commemorating the passing of P. W. Fowell, ex-Councilman, and W. J. Morris, ex-Police Chief, by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

The report of Maxwell and Cox, Auditors-Accountants, on an audit of the City's books for the year 1939 was received and ordered filed.

Upon motion, seconded and carried, the meeting was recessed at 11:30 A. M., subject to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:

Hallie McKeen
City Clerk