

Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Upon motion, seconded and carried, the meeting was recessed at 12:30 P. M., subject to call of the Mayor.

Approved

*Tom Miller*  
Mayor

Attest:

*Harris M. Keller*  
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, January 16, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Room at the Municipal Building, on Thursday, January 16, 1941, with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, Councilman Alford.

The Minutes of the regular meetings of January 2 and January 9, 1941, were read, and upon motion of Councilman Gillis, were adopted as read by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Mr. C. A. McAden came before the Council and asked that some action be taken on the petition submitted several months ago, asking that the sanitary sewer lines be extended to the Lower Georgetown Road. The matter was referred to C. G. Levander, Superintendent of the Sewer Division, for investigation and report.

The written proposal of Maxwell and Cox, Auditors-Accountants, to audit the records of the City of Austin for the year 1941, for a consideration of \$1500, was received. Councilman Bartholomew moved that the said proposal of Maxwell and Cox be accepted. 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 following ordinance was introduced by Councilman Wolf:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING THE ERECTION, CONSTRUCTION, LOCATION, MAINTENANCE AND REMOVAL OF SIGNS IN THE CITY OF AUSTIN, PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE, REPEALING ALL ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN APRIL 30, 1931, AND RECORDED IN ORDINANCE BOOK "I", PAGES 544-550, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, SO THAT THE PROVISIONS OF SECTION 10 OF SAID ORDINANCE, AFFECTING THE ERECTION OF "SKY SIGNS," SHALL PROVIDE CERTAIN EXCEPTIONS AS TO CLEARANCES FOR SIGNS ON ONE-STORY BUILDINGS SITUATED TEN FEET FROM THE RIGHT OF WAY LINE; 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 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 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 declared the ordinance finally passed.

The following resolution was introduced by Councilman Wolf:

WHEREAS, the United States of America, by and with the consent and acquiescence of the City of Austin, entered a condemnation suit in the District Court of the United States for the Western District of Texas, Austin Division, being civil action No. 69, for the condemnation and taking of 21.68 acres, more or less, of land situated in Travis County, Texas, being the same tract of land acquired by the City of Austin from W. L. Stark, et al., and conveyed by the City of Austin to United States of America for the establishment of a Federal fish cultural station; and

WHEREAS, it is now proper and necessary that the City of Austin enter into a stipulation with the United States of America as to the damages to be incurred by virtue of such condemnation; therefore,

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

THAT the Acting City Manager be and he is hereby authorized and directed in behalf of the City of Austin to enter into a stipulation as to the damages incurred by virtue of the taking of that certain 21.68 acres, more or less, of land situated in Travis County, Texas, and to agree that the damages to said land by virtue of said taking is the sum of Fifty Dollars (\$50.00), this stipulation to cover all of the 21.68 acres, more or less, of land to be used by the Department of Interior of the United States of America, said land being more particularly described as follows:

Twenty-one and sixty-eight hundredths (21.68) acres of land out of Outlots 69 and 70, in Division "0" 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, and 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 "0", of said Government Outlots and at the southwest corner of Lot 1, Block 1, of Magnolia Addition, according to a map or plat of said 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. 1287.45 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 Outlot 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°28' 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.

Upon motion of Councilman Wolf, 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 REGULATING THE PLACING AND MAINTAINING OF HEDGES, SHRUBS, WALLS, FENCES AND OTHER SIMILAR OBSTRUCTIONS TO VISION ON CORNER LOTS; PROVIDING FOR THE REMOVAL, TRIMMING OR PRUNING OF TREES, SHRUBS, AND OTHER PLANTS LOCATED ON CITY PROPERTY; PROHIBITING THE ERECTION AND MAINTENANCE OF ANY WALL, CURB, FENCE, OR OTHER ARTIFICIAL STRUCTURE ON ANY CITY PROPERTY WITHOUT EXPRESS CONSENT OF THE CITY OF AUSTIN; MAKING IT THE DUTY OF THE CHIEF OF POLICE TO SERVE WRITTEN NOTICE ON OWNERS OR OCCUPANTS OF PROPERTY WHERE VIOLATIONS OF THIS ORDINANCE EXIST; PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AUTHORIZING THE CHIEF OF POLICE TO REMOVE OR ALTER SUMMARILY STRUCTURES OR PLANTS ON CITY PROPERTY; MAKING THIS ORDINANCE CUMULATIVE OF ALL OTHER ORDINANCES, BUT REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVING CLAUSE; 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 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 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 declared the ordinance finally passed.

A petition by the residents of Glenoak Addition between the Webberville Road and Rosewood Avenue, asking for a bridge across Boggy Creek at East Eleventh Street; for a street light there; and for improvement of the streets, was received. The matter was referred to the Engineering Department for attention.

Councilman Wolf moved that the application of Ben L. Hessler, 1400 Willow Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the Acting City Manager. The motion prevailed by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Councilman Wolf moved that the application of Patton's, Inc., 116 East Seventh Street, for a Taxicab License be granted, in accordance with the recommendation of the Acting City Manager. The motion prevailed 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 APPROVING AND ADOPTING THE CITY ENGINEER'S WRITTEN STATEMENT AND REPORT OF THE ESTIMATES OF THE TOTAL COST OF IMPROVEMENTS, COST PER FRONT FOOT PROPOSED TO BE ASSESSED AGAINST THE ABUTTING PROPERTY AND THE TRUE OWNERS THEREOF; ESTIMATED RATES OF COST OF VARIOUS INCIDENTALS AND APPURTENANCES TO BE CONSTRUCTED IN CONNECTION WITH SAID IMPROVEMENTS FOR THE IMPROVEMENT OF COLORADO STREET, WEST NINTH STREET AND WEST TENTH STREET IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS DEFINED, AND STATEMENT OF PERSONS, FIRMS, CORPORATIONS OR ESTATES PURPORTING TO OWN PROPERTY ON SAID STREETS, NUMBER OF FRONT FEET OWNED BY EACH, DESCRIPTION OF THEIR PROPERTY AND OTHER MATTERS RELATING THERETO; DETERMINING AND FIXING THE PORTION OF SAID COST TO BE PAID BY SAID ABUTTING PROPERTY AND THE TRUE OWNERS THEREOF AND BY THE CITY OF AUSTIN, AND DETERMINING THE NECESSITY OF LEVYING AN ASSESSMENT AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF FOR SAID PORTION OF SAID COST; ORDERING AND SETTING A HEARING FOR ELEVEN O'CLOCK A. M. ON FEBRUARY 13TH, 1941, IN THE COUNCIL CHAMBER OF THE CITY OF AUSTIN IN THE MUNICIPAL BUILDING FOR THE REAL AND TRUE OWNERS OF SAID ABUTTING PROPERTY AND ALL OTHERS INTERESTED IN SAID PROPERTY OR IN SAID PROCEEDINGS CONCERNING SAID ASSESSMENTS; DIRECTING THE ACTING CITY MANAGER TO GIVE NOTICE OF SUCH HEARING AS REQUIRED BY THE CHARTER OF SAID CITY AND DIRECTING THE ACTING CITY MANAGER TO PREPARE AND FILE A NOTICE IN THE NAME OF SAID CITY AMONG THE MORTGAGE RECORDS OF TRAVIS COUNTY, TEXAS, OF THE INTENTION TO LEVY SAID ASSESSMENTS; 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 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 then read the second time and laid over.

The following resolution was introduced by Councilman Bartholomew:

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 ROOSEVELT AVENUE from a point 102 feet north of North Loop Boulevard northerly 100 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 Roosevelt Avenue.  
Said gas main described above shall have a covering of not less than  $2\frac{1}{2}$  feet.
- (2) A gas main in CASWELL AVENUE from East 51st Street southerly 216 feet, the centerline of which gas main shall be 15 feet west of, and parallel to, the east property line of said Caswell Avenue.  
Said gas main described above shall have a covering of not less than  $2\frac{1}{2}$  feet.
- (3) A gas main in POQUONOCK ROAD from Windsor Road westerly 175 feet, the centerline of which gas main shall be 25 feet north of, and parallel to, the south property line of said Poquonock Road.  
Said gas main described above shall have a covering of not less than  $2\frac{1}{2}$  feet.
- (4) A gas main in SOUTH SECOND STREET from West Monroe Street southerly 265 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 South Second Street.  
Said gas main described above shall have a covering of not less than  $2\frac{1}{2}$  feet.
- (5) A gas main in WEST MONROE STREET across South Second Street intersection, the centerline of which gas main shall be  $7\frac{1}{2}$  feet south of, and parallel to, the north property line of said West Monroe Street.  
Said gas main described above shall have a covering of not less than  $2\frac{1}{2}$  feet.

- (6) A gas main in ROBINSON AVENUE from a point 305 feet south of Concordia Avenue southerly 109 feet, the centerline of which gas main shall be  $13\frac{1}{2}$  feet west of, and parallel to, the east property line of said Robinson Avenue.

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

- (7) A gas main in EAST 49TH STREET from a point 698 feet west of Caswell Avenue westerly 30 feet, the centerline of which gas main shall be  $5\frac{1}{2}$  feet south of, and parallel to, the north property line of said East 49th Street.

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

- (8) A gas main in EAST 21ST STREET from Oldham Street westerly 116 feet, the centerline of which gas main shall be 18 feet south of, and parallel to, the north property line of said East 21st Street.

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

- (9) A gas main in EAST 47TH STREET from a point 28 feet west of Evans Avenue easterly 209 feet, the centerline of which gas main shall be 21 feet south of, and parallel to, the north property line of said East 47th 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 motion of Councilman Bartholomew, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

Councilman Bartholomew moved that the following applications for licenses to operate private boats on Lake Austin be approved, subject to approval of same by the Lake Austin Navigation Board:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Cook, Herbert - 908 West 26th Street	Home-made, Outboard, 1940 Model, "Evenuder", Evenrude, 6-passenger
Keeton, George W.-612 West Elizabeth Street	Home-made, Outboard, 1939 Model, Flat-bottom, 4-passenger
Nichols, Marshall-2201 $\frac{1}{2}$ Dam Boulevard (below Dam)	Home-made, Outboard, Row, Flat-bottom, 1937 Model, Johnson, 3-passenger

The motion prevailed 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:

WHEREAS, the curb and sidewalk specifications of the City of Austin which have been previously adopted by the City Council of the City of Austin require that all curbs and sidewalks be constructed of concrete unless a special permit has been secured from the City Council of the City of Austin to construct curbs, sidewalks and ramps of other materials; and

WHEREAS, W. R. Fristoo, acting by and through Frank R. Rundell, owner of portions of Lots 2 and 3, Block 27, Pemberton Heights, which property is situated on the south side of Preston Avenue at a location east of Harris Boulevard, within the City of Austin, Travis County, Texas, and being locally known as 1419 Preston Avenue, has made application to the City Council of the City of Austin for permission to construct a flagstone walk from the curb line to the property line adjacent to the above described location; and

WHEREAS, said request has been reviewed and considered by the City Council of the City of Austin; therefore,

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

THAT W. R. Fristoo, acting by and through Frank R. Rundell, owner of portions of Lots 2 and 3, Block 27, of Pemberton Heights, which property is situated on the south side of Preston Avenue at a location east of Harris Boulevard, within the City of Austin, Travis County, Texas, being locally known as 1419 Preston Avenue, is hereby granted permission to construct a flagstone walk from the property line to the curb line at the above described location, and said walk is to be constructed under the supervision and direction 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, and further subject to the following conditions:

That the stone shall be laid in a smooth and workmanlike manner and shall conform to the sidewalk grades and curb grades as given by the Engineering Department of the City of Austin in order that same will not create a hazard to pedestrians.

That the stone shall be placed upon a 4" concrete base and that all work within the City streets shall be done by a bonded sidewalk contractor and in accordance with the instructions and directions of the City Engineer of the City of Austin.

Upon motion of Councilman Bartholomew, 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:

WHEREAS, Brocksteins, Inc., is the contractor for the alteration of a building located at 706 Congress Avenue and desires a portion of the sidewalk space abutting the north one-half of Lot 2, Block 83, of the Original City of Austin, Travis County, Texas, during the alteration 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 Brocksteins, Inc., 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 Congress Avenue 4 feet to a point; thence in a southerly direction and parallel with the centerline of Congress Avenue approximately 22 feet to a point; thence in a westerly direction and at right angles with the centerline of Congress Avenue to the southeast corner of the above described property.

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

(1) That the Contractor shall erect within the above described working space a solid fence built of not less than 1 inch material and at least 3 feet in height (or extending from the sidewalk to the underside of the present awning) substantially braced and anchored and to maintain same in good condition at all times while the work is in progress. The Contractor will be permitted to put a door in the barricade that will either open in or slide parallel to the barricade, and at all times that material is being delivered or taken away from the building, a watchman shall be

provided to warn pedestrians of approaching danger. The Contractor will also be permitted to use one parking meter space immediately in front of the entrance in the barricade for the delivery or removal of materials during construction work.

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

(4) 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.

(5) 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.

(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 February 15, 1941.

(7) 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.

(8) 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.

(9) 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.

(10) That the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1000.00), 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 or abuse of the privileges granted the Contractor by the City of Austin, and shall guarantee the replacement of all sidewalks, pavement, and 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 motion of Councilman Gillis, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none; Councilman Alford absent.

A tentative ordinance amending the Zoning Ordinance by adding a new section designated as Section 5-A, entitled "B-2" Airport District, was received; and the same was referred to the Board of Adjustment for study, with the request that said Board act on the matter as soon as possible.

Upon motion of Councilman Gillis, the City Attorney was instructed to investigate alleged violations of the Building Code Ordinance relative to the erection of buildings without a building

permit, especially the houses that are being built adjacent to Rosewood Park; and to file suit on such violations, if deemed necessary.

The City Attorney was further instructed to consider the matter of regulating the granting of building permits where buildings are to be erected in, or adjacent to, a sluice, by requiring that the property owner first take care of the drainage before a building permit is issued to him.

Upon motion of Mayor Miller, the request of certain citizens for a traffic light at the intersection of 23rd Street and San Jacinto Boulevard was referred to the Traffic Division for recommendation.

The written request of Swann-Schulle Furniture Company that a two-hour parking limit be established on the north side of East Fourth Street from Congress Avenue to Brazos Street, was received. In this connection, the written recommendations of the Police Department were also submitted. The matter was referred to the City Attorney to have the necessary ordinance drawn granting the request.

The Mayor announced that there would be a meeting of the City Council with the Livestock Committee heretofore appointed, and all interested citizens at 3:00 P. M., Friday, January 17th, for the purpose of discussing proposed improvements for the stockyards at the Abattoir as a means of promoting a better livestock market for the City of Austin.

Upon motion, seconded and carried, the meeting was recessed at 11:45 A. M., subject to call of the Mayor.

Approved: Tom Miller  
Mayor

Attest:

Hallie M. Keller  
City Clerk

**SPECIAL MEETING OF THE CITY COUNCIL:**

Austin, Texas, January 17, 1941.

The City Council met in special session Friday, January 17, 1941, at 3:00 P. M., in the Council Room at the Municipal Building, with Mayor Tom Miller presiding. Roll call showed the following members present: Councilman Gillis and Mayor Miller; absent, Councilmen Alford, Bartholomew, and Wolf.

There were present, also, T. H. Davis, Walter Bremond, and N. R. L. Wroe of the Livestock Committee heretofore appointed; and several members of the Chamber of Commerce Livestock Committee.

The Mayor stated that the meeting was called for the purpose of discussing the proposed improvements for the stockyards at the Abattoir as a means of promoting a better livestock market for the City of Austin; and whether the City should erect the improvements and operate the stockyards, or lease same to private capital.

T. H. Davis reported that, at a recent meeting of his committee with Acting City Manager Garrison and City Attorney O'Quinn, it was decided to recommend to the City Council that the City terminate the present lease with W. F. Gunn upon its expiration February 20, 1941, and either buy lessee's improvements or have him move them off; and that the City then construct new improvements and advertise for bids to be operated on a yard basis, or hire a superintendent to run the yards.