

## REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 17, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, April 17, 1941, at 11:00 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 Minutes of the regular meeting of April 10, 1941, were read and upon motion of Councilman Wolf were adopted as read 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:

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 COLE STREET from a point 437 feet south of East 30th Street southerly 83 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 Cole Street.  
Said gas main described above shall have a covering of not less than  $2\frac{1}{2}$  feet.
- (2) A gas main in HAPPY HOLLOW LANE from a point 170 feet south of West 35th Street westerly 340 feet, the centerline of which gas main shall be 3 feet south of, and parallel to, the north property line of said Happy Hollow Lane.  
Said gas main described above shall have a covering of not less than  $2\frac{1}{2}$  feet.
- (3) A gas main in EAST SIDE DRIVE from East Live Oak Street southerly  $\frac{1}{2}$  block, the centerline of which gas main shall be 15 feet east of, and parallel to, the west property line of said East Side Drive.  
Said gas main described above shall have a covering of not less than  $2\frac{1}{2}$  feet.
- (4) A gas main in EAST SIDE DRIVE from East Live Oak Street to Leland Street, the centerline of which gas main shall be 18 feet west of, and parallel to, the east property line of said East Side Drive.  
Said gas main described above shall have a covering of not less than  $2\frac{1}{2}$  feet.
- (5) A gas main in LELAND STREET from South Congress Avenue to East Side Drive, the centerline of which gas main shall be  $17\frac{1}{2}$  feet south of, and parallel to, the north property line of said Leland 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.

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, R. H. Folmar is the Contractor for the erection of an addition to a building located at 201 Lavaca Street and desires a portion of the sidewalk and street space abutting Lots 1 through 6, Block 20, of the Original City of Austin, Travis County, Texas, during the erection of said addition to 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 R. H. Folmar, 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 centerline of Lavaca Street to a point 18 feet west of the east curb line; thence in a southerly direction and parallel with the centerline of Lavaca Street to a point opposite the south property line of the above described property; thence at an angle of approximately 45° to a point 14 feet south of the north curb line of West 2nd Street and along the extended west line of the above described property; thence in an easterly direction parallel with the centerline of West 2nd Street approximately 106 feet to a point; thence in a northerly direction and at right angles with the centerline of West 2nd Street to the south property line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said R. H. Folmar, hereinafter 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 four 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.

The Contractor will be permitted to erect a loading platform on the south side of the above described property extending in an easterly direction approximately 30 feet from the loading platform in the rear to the present building, providing steps at each end of this platform to accommodate pedestrian traffic. The purpose of this loading platform is to permit the occupant of the building to continue loading during the construction period of the new addition to the building.

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

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

(7) 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.

(8) 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.

(9) 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 October 1, 1941.

(10) 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.

(11) 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.

(12) 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.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of Two Thousand Dollars (\$2000.00), 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 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 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.

The following resolution was introduced by Councilman Wolf:

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

THAT the City Manager be, and he is hereby, authorized and directed to execute quitclaim deeds as follows:

(1) A deed for 1462 square feet of land, the same being an abandoned portion of an old street or roadway, to be conveyed to the Hillcrest Baptist Church of Austin, Texas, said land being described by metes and bounds as follows:

BEGINNING at an iron stake, the northeast corner of Lot 5, Christian and Fellman Addition;

THENCE following the easterly prolongation of the north line of said lot, S. 74° 05' E. 31.65 feet;

THENCE following a line that is 80 feet west of and parallel to the east line of Cameron Road or East Avenue S. 30° 47' W. 65.22 feet to an X mark cut in a concrete driveway;

THENCE following a line coincident with the easterly prolongation of the south line of said Lot 5, N. 74° 05' W. 14.77 feet to an X mark cut in a concrete driveway, which X mark is the southeast corner of said Lot 5, Block 6, Christian and Fellman Addition;

THENCE following the east line of said Lot, N. 15° 48' E. 63.0 feet to the point of beginning.

(2) A deed for 406 square feet of land, the same being an abandoned portion of an old street or roadway, to be conveyed to Harry D. Pruett, said land being described by metes and bounds as follows:

BEGINNING at an X mark cut in a concrete driveway, the northeast corner of Lot 4, Block 6, Christian and Fellman Addition;

THENCE following the easterly prolongation of the north line of said Lot 4, S. 74° 05' E. 14.77 feet to another X mark cut in a concrete driveway;

THENCE following a line that is 80 feet west of and parallel to the east line of Cameron Road or East Avenue S. 30° 47' W. 56.86 feet to an iron stake, and from which iron stake another iron stake at the southeast corner of said Lot 4 bears S. 30° 47' W. 8.36 feet;

THENCE following the east line of Lot 4 as shown upon the map or plat of Christian and Fellman Addition, N. 15° 48' E. 54.96 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.

Councilman Bartholomew moved that the following applications for private boat licenses be granted, subject to the approval of same by the Lake Austin Navigation Board:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Mcpright, Ben R., M.D. - 609 Norwood Building	Chris Craft, Inboard, 1939 Model, 4-passenger
Ferry, Jas. B., Sr. - 1200 West 6th Street	Home-made, Scow, New, 1-passenger
Rudnick, Paul - 503 W. 29 <sup>1</sup> / <sub>2</sub> Street	Home-made, Kayak, 2-passenger
Schulle, W. C. - 2803 Bridle Path	Built, Outboard, 5-passenger
Wright, Gentry - 4520 Burnet Road	Century, Outboard, 1940 Model, Evinrude, 6-passenger

The motion prevailed 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 commercial boat licenses be granted, subject to the approval of the Lake Austin Navigation Board:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Frade, R. R. - 707 Upson Street	Home-made, Skiff, New, 6-passenger
Frade, R. R. - 707 Upson Street	Home-made, Flat-bottom Fish Boat, 2-years, 4-passenger
Frade, R. R. - 707 Upson Street	Home-made, Skiff, New, 4-passenger
Frade, R. R. - 707 Upson Street	Home-made, Skiff, New, 3-passenger
Frade, R. R. - 707 Upson Street	Home-made, Skiff, New, 3-passenger

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 W. L. Wilson, 301 Chicon Street, for a Taxicab License be granted, in accordance with the recommendation of the 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 Ernest J. Kunkel, 315 West 6th Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the 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 Frank Julius Griffin, 523 East Live Oak Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the 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 Melvin Vernon Little, 703 West James Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the 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 resolution was introduced by Councilman Gillis:

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 northwest corner of the intersection of West 9th Street and Colorado Street, which property is owned by the Austin Daily Tribune Building and is designated as a portion of Lot 6, Block 109, of the Original City of Austin, Travis County, Texas, and hereby authorizes the said Austin Daily Tribune Building, acting by and through Joe A. Lawrence, Building Manager, 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 Austin Daily Tribune Building has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations Attached)

"Austin, Texas  
April 17, 1941

Mr. Guiton Morgan  
City Manager  
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of the Austin Daily Tribune Building, acting by and through Joe A. Lawrence, Building Manager, for permission to construct, maintain and operate a drive-in gasoline filling station upon a portion of Lot 6, Block 109, of the Original City of Austin, Travis County, Texas, which property is situated at the northwest corner of the intersection of West 9th Street and Colorado Street, 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.

The said Austin Daily Tribune Building, acting by and through Joe A. Lawrence, Building Manager, has informed the City of Austin that there will not be any automobile washing or greasing done in connection with the operation of this filling station and therefore will not be any waste oils or water as a result of the operation of said station and has requested that the customary sand and grease trap for filling stations be not required in this case.

We recommend that the Austin Daily Tribune Building, acting by and through Joe A. Lawrence, Building Manager, be granted permission to construct, maintain and operate a drive-in gasoline filling station at the above location, but that the customary sand and grease trap for filling stations be not required in this case, unless the Austin Daily Tribune Building, acting by and through Joe A. Lawrence, Building Manager, or its assigns, creates waste oil and drainage waters as a result of operating this filling station, in which case all customary drainage provisions as required by the City shall be installed as directed by the City Engineer of the City of Austin.

Our recommendations for this filling station are made further 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.

That the owner of the building now located on the proposed filling station site, as shown on the plan hereto attached, marked 2-C-915, and made a part hereof, be required to comply with the Building Code and Fire Zone regulations of the City of Austin, which require all exterior walls to be constructed of not less than 2 inches of masonry, within six months from the date of this resolution, or at an earlier date upon notice from the Building Inspector of the City of Austin, that this building is being cited to establish a precedent for similar construction in Fire Zone No. 1, or for filling stations.

(3) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area, and that all of said oils and water shall be concentrated into a combined grease and sand trap, which 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 as hereinabove provided. 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-C-915.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-C-915 and shall be of the pre-moulded 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,

/s/ J. E. Motheral  
City Engineer

/s/ J. C. Eckert  
Building Inspector. "

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.

The following resolution was introduced by Councilman Bartholomew:

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

THAT the Mayor and City Manager be, and they are hereby, authorized and directed, for and in behalf of the City of Austin, to enter into and execute a contract and lease with the Lower Colorado River Authority by way of supplement to that certain contract heretofore entered into by and between the City of Austin and the Lower Colorado River Authority for the construction, reconstruction, maintenance and operation of the Austin Dam, reservoir, and power house, which supplementary lease and agreement authorized by this resolution shall be for a certain tract of land consisting of 3.86 acres, the terms and conditions of said lease and contract and the description of said land to be substantially as shown by the copy of such proposed lease and contract marked "Exhibit A", attached to this resolution and made a part hereof for all purposes.

("EXHIBIT A")

WHEREAS, the City of Austin and the Lower Colorado River Authority entered into a contract dated the 5th of February, 1938, relating to reconstruction and rehabilitation of the Austin Dam and appurtenant works; and

WHEREAS, under the provisions of CLAUSE THREE of said contract it is provided that the City will grant to the Authority such further easements and rights over such other lands of the City not particularly described in said contract as may be necessary or desirable for carrying on the construction, reconstruction, maintenance and operation of said Dam and Reservoir and Power House; and

WHEREAS, the Authority has requested the City to grant to it the right to use 3.86 acres of land, more or less, described more particularly hereinbelow, which land is necessary or desirable to be used by the Authority in the reconstruction or rehabilitation of the Austin Dam and appurtenant works, and the City of Austin is willing to make such grant;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

THAT, as a supplement to the Lease and Agreement dated as of the 5th day of February, 1938, between the City of Austin and the Lower Colorado River Authority, the parties to such Lease and Agreement hereby supplement the same as follows:

I.

The City has demised and leased, and hereby demises and leases, to the Authority, and the Authority hereby takes and hires from the City the following property, to-wit:

3.86 acres of land, more or less:

BEGINNING at the southeast corner of the 1.07-acre tract of land obtained in a contract between the City of Austin and the Lower Colorado River Authority, dated March 23, 1940; said point of beginning being in the east line of the City of Austin tract, and S. 3°30' W. a distance of approximately 391.19 feet from a concrete monument in the west line of Dam Boulevard;

THENCE S. 3°30' W. 312.27 feet to a stake for the southeast corner of this tract; said stake being N. 3°30' E. 142.36 feet from a concrete monument on the southeast corner of the City of Austin tract;

THENCE N. 88°01' W. a distance of approximately 467.1 feet to a point on the east bank of the Colorado River;

THENCE northerly with the east bank of the Colorado River, to the south line of the aforesaid 1.07-acre tract;

THENCE with the south line of said 1.07-acre tract S. 82°51' E. approximately 465 feet to the point of beginning.

TO HAVE AND TO HOLD the demised premises, with their appurtenances, for a term of years commencing at 12 o'clock Noon as of the 5th day of February, 1938, and ending at 12 o'clock Noon thirty (30) years from the date of completion referred to in Article III of the Lease and Agreement dated as of February 5, 1938, between the City of Austin and the Lower Colorado River Authority, referred to hereinabove, unless sooner terminated as provided in said Lease and Agreement.

It is understood and agreed by the parties hereto that the rental which is provided for in Article VI of the Lease and Agreement dated as of the 5th day of February, 1938, shall and does include and cover rental for the use of the 3.86 acres of land described hereinabove.

It is further agreed and understood that the Authority intends to place a warehouse upon a portion of the 3.86 acres of land described hereinabove, and it is agreed by the parties that the same shall be included within the terms of Article V of the above mentioned Lease and Agreement dated as of the 5th day of February, 1938, and said 3.86 acres and any improvements erected thereon by the Authority shall be subject to all of the provisions, terms and conditions set out in said Lease and Agreement dated as of the 5th day of February, 1938, the same as if the leasing of the said 3.86 acres were embodied in said Lease and Agreement and provision were made therein for the construction and erection of a warehouse thereon, and the cost of said warehouse shall be depreciated at the rate fixed for the power house.

It is further agreed and understood that the Authority will provide means of ingress and egress to the tract of land owned by the City lying immediately south of and adjoining the 3.86-acre tract demised and leased by this contract and agreement; and that when, as and if the City acquires by lease, condemnation or otherwise, from the University of Texas a triangular tract of land abutting upon Dam Boulevard and lying immediately east of the tracts hereinabove referred to, the Authority will landscape, park, beautify and maintain as a park, open to the public, said triangular tract and all of the land belonging to the City of Austin lying north of the base line of the Austin Dam and bounded on the north by the University of Texas property and lying between Dam Boulevard and Colorado River or Lake Austin; and the Authority agrees to construct necessary roadways in, upon and across said triangular tract when, as and if so acquired by the City, by way of furnishing the necessary ingress and egress to the City tract south of the 3.86-acre tract referred to above.

Said Lease and Agreement dated as of the 5th day of February, 1938, is in no manner altered or amended hereby, but the same is in all things ratified and reaffirmed, with this supplement thereto.

IN TESTIMONY WHEREOF, the City has executed these presents by its Mayor and City Manager, attested with the City seal by the City Clerk, and the Authority has executed the same by its General Manager and has caused its seal to be affixed and attested by its Secretary, all as of the 5th day of February, 1938.

CITY OF AUSTIN

Attest:

\_\_\_\_\_  
Mayor, City of Austin

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
City Manager, City of Austin

Attest:

\_\_\_\_\_  
Secretary

LOWER COLORADO RIVER AUTHORITY

By \_\_\_\_\_ General Manager

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.

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:

Harris M. Keller  
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, April 24, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, April 24, 1941, at 10:20 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.

The Minutes of the regular meeting of April 17, 1941, were read, and upon motion of Councilman Gillis, were adopted as read by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Gillis:

WHEREAS, Hugh D. Reich is the Contractor for the erection of a building located at 401 East Second Street and desires a portion of the sidewalk space abutting Lots 8 and 9, Block 9, 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 Hugh D. Reich, the boundary of which is described as follows:

Sidewalk Working Space

BEGINNING at the northeast corner of the above described property; thence in a northerly direction and at right angles with the centerline of East 2nd Street to a point 4 feet south of the south boundary line; thence in a westerly direction and parallel with the centerline of East 2nd Street to a point 4 feet east of the east curb line of Trinity Street; thence in a southerly direction and parallel with the centerline of Trinity Street to the alley; thence in an easterly direction and at right angles with the centerline of Trinity Street to the southwest corner of the above described property.

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