

County, Texas; thence westerly along the said north line thirty-four (34) feet to corner in said line; thence southerly, parallel with the west line of Westlin or West Lynn Street one hundred and seventy (170) feet to corner; thence easterly parallel with the north line of said E. J. Hofheins tract thirty-four (34) feet to corner in the west line of Westlin or West Lynn Street; thence northerly along the said west line one hundred and seventy (170) feet to the place of beginning.

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

There being no further business, Councilman Gillis moved to recess subject to call of the Mayor. The motion was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Pro tem Wolf, 4; nays, none; Mayor Miller absent, 1.

Attest:

Harriet McKeen  
City Clerk

Approved Harrell B. Wolf  
Mayor Pro tem.

#### REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, January 4, 1934.

The Council was called to order by the Mayor. Roll call showed the following members present: Councilmen Alford, Bartholomew, Mayor Miller, and Councilman Wolf, 4; absent, Councilman Gillis, 1.

The Minutes of the regular meeting of December 21st, the special and regular meetings, December 22nd and December 23rd were read and Councilman Bartholomew moved the adoption of same as read. The motion was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Gillis absent, 1.

The application of V. E. Smith, 507 West 35th Street, for license to operate as a taxicab a Plymouth Sedan, 1931 Model, Factory No. U226301, State Highway License No. 515-157, was read. Councilman Alford moved that the provision of the Taxicab Ordinance that applications remain on file five days prior to being acted upon be waived and the license be granted. The motion was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Gillis absent, 1.

The Mayor introduced the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

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

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in SAN PEDRO STREET from Poplar Street north 140 feet, the centerline of which gas main shall be 9 feet west of and parallel to the east line of said San Pedro Street. Said gas main described above shall have a cover of not less than 2½ feet.

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

The Mayor introduced the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

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

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

A gas main in SPEEDWAY, beginning at the dead end of an existing gas main, which dead end is 9 feet east of and 176 feet north of the intersection of the north line of 44th Street and the centerline of Speedway; thence in a northerly direction 9 feet east of and parallel to the centerline of Speedway a distance of approximately 40 feet.

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

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

The Mayor introduced the following resolution:

WHEREAS, J. R. Blackmore is the Contractor for the alteration of a building located at 401 Congress Avenue and desires a portion of the sidewalk and street space abutting Lots 1 and the south one-half of Lot 2, Block 42, of the Original City of Austin, 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 J.R.Blackmore, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at a point in the south line of Lot 1, Block 42, of the Original City, distant 40 feet east of the east line of Congress Avenue; thence in a southerly direction and at right angles to the centerline of East 4th Street a distance of 22 feet; thence in an easterly direction and parallel with the centerline of East 4th Street a distance of 60 feet; thence in a northerly direction and at right angles to the centerline of East 4th Street a distance to the north line of East 4th Street; thence in a westerly direction along the north line of East 4th Street to the place of the beginning.

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

(1) That the Contractor shall maintain an unobstructed walkway on the sidewalk through the above described working space, such walkway to be separated from the spaces used during the work by a guard rail at least 4 feet high and substantially braced and anchored. That the Contractor shall construct a guard rail at least 4 feet high and substantially braced and anchored around any portion of the working space in the street when such street space is used by the Contractor in any manner other than for the storage of a temporary work office.

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

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

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

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

(6) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other

obstructions shall be removed not later than February 15, 1934.

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

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

(9) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand (\$5000.00) Dollars, 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.

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

The Mayor introduced the following resolution:

WHEREAS, The Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore,

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

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its pole lines in the following streets:

(1) A telephone pole line in WALLER STREET from East 11th Street to Juniper Street, the centerline of which pole line shall be 35 feet west of and parallel to the east line of said Waller Street.

(2) A telephone pole line in SABINE STREET ALLEY from East 6th Street to East 7th Street, the centerline of which pole line shall be 2 feet west of and parallel to the east line of said Sabine Street Alley.

(3) A telephone pole line in GUADALUPE STREET ALLEY from East 42nd Street to East 43rd Street, the centerline of which pole line shall be one foot east of and parallel to the west line of said Guadalupe Street Alley.

THAT the work and construction of said pole lines, including the excavation of the streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager.

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

There being no further business, Councilman Wolf moved to recess subject to call of the Mayor. The motion was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Gillis absent, 1.

Approved: Tom Miller  
Mayor

Attest:

Walter McKeel  
City Clerk