

Councilman Steck moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Council then recessed.

APPROVED: *J. W. McFadden*
M a y o r .

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, February 19, 1931.

The Council was called to order by the Mayor. Roll call showed the following members present: Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; absent, none.

The Minutes of the last meeting were read and Councilman Pannell moved the adoption of same as read. Motion was seconded by Councilman Mueller, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

This being the day set for the hearing of owners of abutting property and others interested with reference to street improvements to be constructed in certain units or districts of improvement as follows:

ALLEY IN BLOCK 4 between First and Second Streets from Colorado to Lavaca Streets, District P-65;

ALLEY IN BLOCK 3 between First and Second Streets from Lavaca to Guadalupe Streets, District P-66;

ALLEY IN BLOCK 21 between Second and Third Street from Lavaca to Guadalupe Streets, District P-67;

ALLEY IN BLOCK 22 between Second and Third Streets and Guadalupe and San Antonio Streets, District P-68;

ALLEY IN BLOCK 28 between Third and Fourth Streets and Colorado and Lavaca Streets, District P-70;

ALLEY IN BLOCK 27 between Third and Fourth and Lavaca and Guadalupe Streets, District No. P-71;

ALLEY IN BLOCK 52 between Fifth and Sixth and Guadalupe and San Antonio Streets, District No. P-72;

ALLEY IN BLOCK No. 109 between Ninth and Tenth and Colorado and Lavaca Streets, District No. P-73;

ALLEY IN BLOCK 81 between Seventh and Eighth and Lavaca and Guadalupe Streets, District No. P-74;

ALLEY IN BLOCK 96 between Eighth and Ninth and Brazos and San Jacinto Streets, District No. P-81;

the Mayor thereupon stated that all persons desiring to protest the levying of assessments against abutting property on any of the above mentioned alleys and within the limits above stated, or who desired to be heard with reference to the improvements proposed to be assessed against said property and the owners thereof,

the lien and liability thereof, the special benefits to the property and the owners thereof, or any other matters or things authorized by the provisions of Article XXIV of the Charter of the City of Austin to be urged and considered at this hearing, would now be heard from, and thereupon the following protest was heard:

Ralph Schneider, who also represented the Mary K. Schneider Estate, protested the paving of the alley in Block 3 between First and Second and Lavaca and Guadalupe Streets, the alley in Block 21 between Second and Third and Lavaca and Guadalupe Streets, and the alley in Block 22 between Second and Third and Guadalupe and San Antonio Streets for the reason that it is cheap rental property and would not be enhanced in value sufficiently to justify the cost of paving.

No other property owner or interested person appearing to be heard, Councilman Mueller moved that the above hearing be continued for one week. Motion was seconded by Councilman Pannell, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The following resolution was laid before the Council:

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

1. That every person employed by the City of Austin shall be a qualified voter in the City of Austin, except in cases where skilled and technical services may be required, and then only when same is not available in the City of Austin.
2. That all contractors engaged in public work of any character that is paid for out of city funds shall be required to employ only qualified voters in the City of Austin to the extent that such employment is available.
3. That all materials used in the construction of public works, that are paid for out of city funds, shall be purchased in the City of Austin when obtainable at prices no higher than such materials may be obtained elsewhere.
4. That every contractor shall file with the City Clerk a statement giving the name, address and voting precinct of every employe engaged on city contract work.
5. That Thirty-seven and one-half (37½) Cents per hour shall be the minimum wage paid for all common labor by contractors engaged in public work that is paid for out of city funds.
6. That all skilled labor employed on contract work that is paid for out of city funds shall be paid the wage prevailing in the City of Austin for that particular kind of work. Provided, that the provisions of Paragraphs 3, 4, and 5 shall not apply to pending contracts and in cases where bids for public work have already been accepted.

The above resolution was defeated by the following vote: Ayes, Councilmen Mueller and Pannell, 2; nays, Mayor McFadden, Councilmen Reed, and Steck, 3.

The Mayor laid before the Council the following resolution:

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

THAT the sum of Ten Thousand (\$10,000.00) Dollars be and the same is hereby transferred from the Water and Light Fund to the General Fund; said amount being partial payment of loans made to the Water and Light Fund by the General Fund.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

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

That the sum of Seventeen Thousand, Two Hundred and Fifty Dollars (\$17,250.00) be and the same is hereby transferred from the Sanitary Sewer Bond Fund to the Street Improvement Bond Fund; said amount being full settlement of loans from the Street Improvements Bond Fund to the Sanitary Sewer Bond Fund.

The foregoing resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council application of Austin Goodyear Company for permission to change the curb so as to give a wider entrance into their service station at First Street and Congress Avenue; also a report of the City Engineer upon same. Councilman Mueller moved that the request be denied as it is not in conformity with city regulations governing such matters. Motion was seconded by Councilman Reed, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

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 purchase from W. S. Benson, for a cash consideration of Five Thousand Two Hundred and Fifty (\$5,250.00) Dollars, and upon showing of good and merchantable title in said owner at the time of conveyance, and free from all liens and incumbrances, as determined by the City Attorney, and after accurate survey thereof, if deemed necessary by the City Manager, and upon delivery to the City of the owner's general warranty deed, the following described tract of land, to-wit:

9.273 acres of land, a portion of Outlot No. 24, Division "A", City of Austin, Travis County, Texas; beginning at an iron stake in the east line of Perdenales Street, from which stake the S. W. corner of Outlot No. 24 bears S. 22°53' W. 40 feet; thence with the east line of Perdenales Street N. 22°53' E. 590.2 feet to an iron stake; thence with an old fence line S. 68°39' E. 650.2 feet to an iron stake at fence corner; thence with an old fence line S. 22°54' W. 652.3 feet an iron stake; thence N. 63°10' W. 651.2 feet to the place of the beginning.

BE IT FURTHER RESOLVED:

That the sum of Five Thousand Two Hundred and Fifty (\$5250.00) Dollars be and the same is hereby appropriated out of the Parks and Playgrounds Bond Fund for the purpose mentioned above, and that a warrant in said amount issue therefor, payable to W. S. Benson and to be delivered to said party after approval of title to said land by the City Attorney and delivery by said party of his general warranty deed to said land.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, the Park Board of the City of Austin has recommended the purchase of Lots 1, 2, and 3, Block 4, Subdivision of Outlot 43, Division "D", City of Austin, from T. D. Jeffery, Robert Alexander, and Van M. Smith, Agent for Mrs. D. Daugherty, for the sum of \$1,200.00, said property to be used in the boulevard on Shoal Creek; and

WHEREAS, the City Council has decided that it is necessary to make this purchase; now, therefore,

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

That the sum of \$1,200.00 be appropriated out of the Parks and Playgrounds Bond Fund for the purpose of purchasing the above mentioned property, and be paid to the above mentioned parties when title is approved by the City Attorney and upon their presentation to the City Manager of a warranty deed showing good title in said property.

The foregoing resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, the Park Board has recommended the purchase of shrubs to be planted in West Austin Playgrounds, the cost of which shall not exceed \$600.00; and

WHEREAS, the City Council has decided that such purchase is necessary; now, therefore,

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

That the City Manager be instructed to purchase shrubs for West Austin Playgrounds, the cost of which shall not exceed \$600.00, and that the sum of \$600.00 be appropriated out of the Parks and Playgrounds Bond Fund for such purpose.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, J. V. Siegmund has presented to the City Council a request for a permit to construct a rock curb on the regular curb line on Windsor Road east adjacent to Lot 45, Enfield "D" of Austin, Texas; and

WHEREAS, the specifications adopted by the City of Austin, Texas, August 20th, 1914, require that a special permit shall be granted by the City Council whenever any other kind of curb is granted other than a concrete curb; and

WHEREAS, the City Engineer has recommended that rock curb be permitted adjacent to J. V. Siegmund's property, subject to said rock curb being constructed in accordance with the plan and specifications hereto attached, and further subject to the construction of a concrete gutter 2 feet wide by J. V. Siegmund adjacent to said curb; therefore,

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

That J. V. Siegmund be granted a permit to construct a rock curb provided same is constructed in accordance with the plan and specifications hereto attached as shown on a plan marked 2-C-383, and also subject to J. V. Siegmund's constructing a concrete gutter 2 feet wide adjacent to said rock curb, all of same to be constructed in accordance with lines and grades to be furnished by the City Engineering Department .

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council 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 East Fifteenth Street beginning at a point 18 feet south of and 42 feet east of the intersection of the west line of East Avenue and the center line of said East Fifteenth Street;

Thence in a westerly direction 18 feet south of and parallel to the center line of said East Fifteenth Street, a distance of approximately one block to the east line of Sabine Street.

Said gas main described above shall have a cover of not less than 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 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 wherever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of back-filling 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 franchises granted to said company by the City of Austin.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

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 lease, in the name of the City of Austin, to W. F. Gunn, the certain hereinafter described premises, with the privilege of sub-leasing all or part of same, upon approval by the City of Austin, for the period of ten years, beginning February 20, 1931, to-wit:

FIRST TRACT: A portion of Outlot 13, Division "A" of the Government Outlots adjoining the City of Austin, Travis County, Texas, and also being a portion of a 9.23 acre tract in said Outlot 13 which was conveyed to the City of Austin according to Travis County Deed Records, Volume 448, Pages 285 and 286, beginning at an iron pipe stake on the west line of said Outlot 13, the same being the northwest corner of a tract of land which was conveyed to Marion Buckhannon by Louise Cypher and husband, according to a Deed in Travis County Deed Records, Volume 295, Pages 319 and 320, and from which point of beginning an iron pipe stake at the Southwest corner of said Buckhannon tract as now staked off, bears S. 22°34' W. 138.4 feet, said southwest corner also being the southwest corner of said Outlot 13, and also being the intersection of the north line of East Fifth Street and the east line of Pleasant Valley Road; thence N. 22°34' E. 78.84 feet following the west line of said Outlot 13 and the west line of a 9.23 acre tract of land which was conveyed to the City of Austin according to Travis County Deed Records, Volume 448, Pages 285 and 286, to point; thence N. 73°14' E. 392.0 feet to point; thence N. 22°41' E. 158.5 feet to point; thence S. 67°19' E. 273.95 feet following a line parallel to the north line of said Outlot 13 to point; thence S. 21°54' W. 621.49 feet following a line parallel to the east line of said Outlot 13 to point on the south line of said Outlot, and the south line of said City of Austin tract mentioned above and from which point the S. E. corner of a 0.457 acre tract of land, same being the second Tract herein leased, bears S. 67°43' East 60 feet; thence N. 67°34' W. 485.24 feet following south line of said Outlot 13 and said south line of City of Austin tract to the southeast corner of said Buckhannon tract as mentioned above; thence N. 22°34' E. 138.4 feet following the east line of said Buckhannon tract and the most easterly west line of said City of Austin tract to an iron pipe stake at the northeast corner of the Buckhannon tract; and thence N. 67°34' W. 100 feet following the north line of said Buckhannon tract and the most southerly north line of said City of Austin tract to the place of beginning, containing 6.03 acres of land.

SECOND TRACT: A portion of Outlot 13, Division "A" of the Government Outlots adjoining the City of Austin, Travis County, Texas, beginning at a point on the north line of East Fifth Street, the same being the southeast corner of said Outlot 13, and also the Southeast corner of a tract of land which was conveyed to the City of Austin according to Travis County Deed Records, Volume 448, Pages 285 and 286, and from which point of beginning the intersection of the north line of East Fifth Street and the

east line of Pleasant Valley Road and also the southwest corner of a tract of land which was conveyed to Marion Buckhannon by Louise Cypher and husband, according to Travis County Deed Records, Volume 295, Pages 319 and 320, bears N. 67° 34' W. 645.24 feet, from which point of beginning the S. E. corner of the First Tract hereinabove described bears N. 67° 34' W. 60 feet; thence N. 21° 54' E. 681.75 feet following the east line of said Outlot 13 and the east line of said City of Austin tract to the northeast corner of said Outlot 13; thence N. 67° 19' W. 333.95 feet following the north line of said Outlot and north line of said City of Austin tract to point; thence S. 22° 41' W. 20 feet to point; thence S. 67° 19' E. 313.95 feet following line parallel to the north line of said Outlot 13 to point; thence S. 21° 54' W. 661.55 feet to point on the north line of East Fifth Street and south line of said City of Austin tract and of said Outlot 13; and thence S. 67° 34' E. 20 feet to the place of the beginning, containing 0.457 acre of land.

Said lease shall be made in consideration that said Gunn shall promptly construct and maintain on the premises leased, at his own expense, stockyards for the purpose and privilege of handling livestock for sale or otherwise, and adequate hold-over pens to take care of butcher's stock, said stockyards, buildings and pens to be constructed and conducted in accordance with the requirements and approval of the City; and further, that said Gunn shall pay to the City 25 percent of all gross rentals charged for said premises, in event same be sub-leased by him, and 25 percent of all yardage charges made by him, based upon the yardage rules and charges governing and prevailing at union stockyards generally, said percentage of rentals and fees to be paid by him to the City whether collected by him or not, but if he should desire to make other charges, such charges must be agreed to by the City, and in event of the failure of such agreement, such matter shall be submitted to arbitration; and such lease shall further provide that said Gunn shall have the privilege of removing all improvements which he may have placed upon said premises, upon the termination of said lease from any cause, but with the option of the City to have such improvements appraised at said time and pay for the value fixed thereon by such appraisal; and such lease shall further provide that the City shall have the right of easement over and across the premises leased for the purpose of the construction and maintenance of storm sewers and sanitary sewers and other public utilities; and such lease shall further provide that if any proceedings is instituted in court to have the effect of rendering said lease invalid, said Gunn shall defend such proceeding at his own cost, and that he will not claim damages against the City in event said lease be adjudged invalid by the Courts; and

BE IT FURTHER RESOLVED:

That all the proceeds that may be derived from said lease by the City shall be used for the maintenance and operation of the municipal abattoir.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council for its second reading the following ordinance:

ORDINANCE OF THE CITY OF
AUSTIN, TEXAS, ORDERING
THE IMPROVEMENT OF EAST
SECOND STREET AND SUNDRY
OTHER STREETS, IN THE CITY
OF AUSTIN, AND DECLARING
AN EMERGENCY.

The above ordinance was read the second time and Councilman Mueller moved a suspension of the rule and the placing of the ordinance on its third reading. Motion was seconded by Councilman Pannell, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The foregoing ordinance was read the third time and Councilman Mueller moved that same be finally passed. Motion was seconded by Councilman Pannell, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following resolution:

RESOLUTION OF THE CITY OF AUSTIN
APPROVING SPECIFICATIONS FOR THE
IMPROVEMENT OF EAST SECOND STREET
AND SUNDRY OTHER STREETS, IN THE
CITY OF AUSTIN, AND INSTRUCTING
THE CITY MANAGER TO ADVERTISE FOR
BIDS FOR SAID WORK.

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

That whereas by an ordinance heretofore passed by the City Council of the City of Austin, all that portion of East Second Street and sundry other streets defined and designated in said ordinance as Districts Nos. 109 to 154 inclusive, were ordered improved; and

WHEREAS, by the terms of said ordinance specifications were ordered to be made by the Consulting Engineer for the improvement of said streets, as provided by said ordinance; and

WHEREAS, said specifications have been prepared and are now submitted to the City Council for approval and adoption; now, therefore,

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

That the specifications so presented to the City Council by the Consulting Engineer and prepared by him for the improvement of said portion of East Second Street and sundry other streets defined and designated in said ordinance as Districts Nos. 109 to 154, inclusive, having been carefully considered by the City Council, be and the same are hereby approved and adopted as the specifications for the improvement of said portion of said streets. Further,

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

That the City Manager be and is hereby instructed, upon the passage of this resolution, to at once advertise for bids for the construction of such improvements provided by such specifications, such advertisement to be published in the Austin American Statesman, a newspaper of general circulation in the City of Austin, not less than one insertion, which shall be not less than five days before the date fixed for receiving bids.

That this resolution shall take effect and be in full force and effect from and after its passage.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Mayor laid before the Council the following ordinance:

ORDINANCE MAKING APPROPRIATIONS
TO PAY THE CITY OF AUSTIN'S PART
OF THE COST OF STREET IMPROVEMENTS
TO BE CONSTRUCTED BY SOUTHWEST
BITULITHIC COMPANY UPON PORTIONS
OF EAST AVENUE AND A PORTION OF
WEST TWENTY-FOURTH STREET IN THE
CITY OF AUSTIN, TEXAS.

The above ordinance was read the first time and laid over.

The Mayor laid before the Council the following ordinance:

ORDINANCE MAKING APPROPRIATIONS
TO PAY THE CITY OF AUSTIN'S PART
OF THE COST OF STREET IMPROVEMENTS
TO BE CONSTRUCTED BY SOUTHWEST
BITULITHIC COMPANY UPON A PORTION
OF BRAZOS STREET AND PORTIONS OF
SUNDRY OTHER STREETS AND HIGHWAYS
IN THE CITY OF AUSTIN, TEXAS.

The foregoing ordinance was read the first time and laid over.

The Mayor laid before the Council the following:

"Austin, Texas, February 19, 1931.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

I have inspected the plan submitted by the Bell Ice Cream Company accompanying their request for commercial driveways over the sidewalk areas on Guadalupe and Tenth Streets adjacent to Lots 1 and 2, Original City Block 126.

I recommend that a permit be granted for the use of the commercial driveways over sidewalk area near the northeast corner of Tenth and Guadalupe Streets subject to the following conditions:

(1) That the driveways shall be constructed in accordance with the red crayon marks shown on the attached plan marked 2-G-157.

(2) That all of the adjacent sidewalk, curb, ramp and gutter area shall be constructed of concrete in accordance with said plan 2-G-157, which plan shall be considered a part of this resolution.

(3) That all commercial water resulting from the operation of the station such as melting ice and other clear water which is a by-product of the operation of the creamery shall be concentrated upon the property of the applicant into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-48, or our standard plan 2-H-146, and shall be connected by a pipe connection from said sand trap to the nearest city storm sewer at the expense of the applicant.

(4) No commercial water shall ever pass over the city sidewalk area.

Respectfully submitted,

(Sgd) Orin E. Metcalfe,
City Engineer."

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

That permission shall be granted, subject to the foregoing conditions and the present and future rules and regulations and ordinances of the City of Austin, Texas, applying to or regulating drive-in stations, 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 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 Bell Ice Cream Company has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The application of T. C. Steiner to construct a gasoline filling station at the southeast corner of Leland Street and South Congress Avenue was read and referred to the Safety Committee for a report.

The Mayor laid before the Council the following:

"Austin, Texas, February 19, 1931.

Mr. Adam R. Johnson,
City Manager,
Austin, Texas.

Dear Sir:

We, the members of the Safety Committee of the City of Austin, have considered the application of the M. Schneider Estate, owners of the property situated at the northwest corner of Second and Guadalupe Streets, for a combined wholesale and retail gasoline station which they propose to lease to the Para-Tex Petroleum Corporation.

We, the Safety Committee, recommend that said permit be granted, 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 installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building plans to be approved by the City Building Inspector.
- (2) That gasoline pumps and other equipment used in connection with the operation of a gasoline filling station shall be so located that cars receiving service therefrom will not in any way obstruct the sidewalk, street or alleyway. That the pumps shall be at least ten (10) feet inside the property line. That the length of all water hose shall be such that any water leaking from same can not reach the City sidewalk area and that the length of all gasoline hose shall be such that a car desiring service can not be served while any portion of said car is on the city sidewalk area.
- (3) That electric lights only shall be used for lighting purposes, and all electric wiring shall be done in compliance with regulations governing the wiring of gasoline filling stations, and shall be approved by the City Electrical Department.
- (4) That "NO SMOKING" signs shall be displayed at all times and no person shall be permitted to smoke or have any open flame on premises where gasoline is sold or stored.
- (5) That there shall be kept in an accessible place at all times a chemical fire extinguisher for emergency purposes.
- (6) That the grades of the station shall be such that no waste oils or water or any floor washing 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 city 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. The applicant is hereby put upon notice that the nearest city storm sewer is at the northeast corner of Second and San Antonio Streets.
- (7) That all the adjacent ramps, gutters, and curbs adjacent to the proposed filling station shall be constructed of concrete before the station is used, and that the driveways and layouts of said station shall be in accordance with plan 2-G-156.
- (8) That the applicant shall construct all ramps, gutters, walks and curbs in accordance with plan No. 2-G-156, which plan is hereby made a part of this resolution.
- (9) That all gasoline pumps, tanks, equipment and piping connected thereto shall be inspected and approved by the City Plumbing Inspector, and the mechanic employed by the applicant to install the gasoline equipment shall apply to the Plumbing Inspector for a special permit and shall give Plumbing Inspector sufficient notice when ready for inspection.
- (10) That the applicant or the mechanic employed by the applicant to make the installation shall apply to the Inspector of Weights and Measures for inspection after the installation has been approved by the Plumbing Inspector.
- (11) That before using said station the owner shall apply to the City Engineer for final inspection when he considers that he has complied with all of the requirements of the City.

CITY SAFETY COMMITTEE

J.E. Woody, Fire Chief;

R.F. Rockwood, Fire
Marshal;Orin E. Metcalfe,
City Engineer;Tom Neal, Traffic
Police Captain;L. A. Palmer, City
Plumbing Inspector!

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

That permission shall be granted subject to the foregoing conditions and the present and future rules and regulations and ordinances of the City of Austin, Texas, applying to or regulating drive-in stations or gasoline filling stations, 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 proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council

that M. Schneider Estate has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The above resolution was adopted by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

H. R. F. Helland, Consulting Engineer, submitted a tabulation of bids received on February 18th for the construction of various bridges and storm sewers. After a consideration of same, Councilman Mueller moved that the following bids be accepted as the lowest and best bids:

Bid of J. F. Johnson on Contract No. 27, being bridge on Fifth Street and Waller Creek, in the amount of \$22,595.00;

✓ Bid of J. F. Johnson on Contract No. 33, being spillway in Bouldin Creek Channel, in the amount of \$2,862.50;

Bid of J. R. Blackmore on Contract No. 35, being bridge on Monroe Street and Blum Creek, in the amount of \$4,307.00;

Bid of J. R. Blackmore on Contract No. 36, being bridge on Thirty-fourth Street and Waller Creek, in the amount of \$3,898.75;

Bid of J. R. Blackmore on Contract No. 37, being bridge on Thirtieth Street and Waller Creek, in the amount of \$5,401.75;

Bid of J. R. Blackmore on Contract No. 38, being bridge on Twenty-sixth Street and Waller Creek, in the amount of \$3,781.50;

Bid of Klein Bros. Co. on Contract No. 34, being storm sewer on Barton Springs Road, in the amount of \$10,942.96;

Bid of Klein Bros. Co. on Contract No. 39, being storm sewer on East Sixth Street, in the amount of \$12,472.00;

Bid of Klein Bros. Co. on Contract No. 40, being storm sewer in the vicinity of East Third Street, in the amount of \$33,640.50;

Bid of Klein Bros. Co. on Contract No. 41, being storm sewer in the vicinity of West Lynn Street, in the amount of \$7,549.50;

contracts with said Klein Bros. Co. for above storm sewer construction to be awarded on the basis of using monolithic concrete pipe; and that the City Manager be authorized to enter into contracts with each of said firms at the prices stated above. Motion was seconded by Councilman Steck, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

Councilman Mueller moved that the Council recess, subject to call of the Mayor. Motion was seconded by Councilman Steck, and same prevailed by the following vote: Ayes, Mayor McFadden, Councilmen Mueller, Pannell, Reed, and Steck, 5; nays, none.

The Council then recessed.

APPROVED:

J. H. McFadden
M a y o r .