

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

November 22, 1961
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by FATHER PETER DAVITT, C.S.P., St. Austins Catholic Church.

The Mayor and Council greeted and welcomed MR. CAMPBELL, Journalism Student, University of Texas; MRS. BRADLEY FOWLER and MRS. DAN HILLIARD, Representatives from the Junior League.

Councilman White moved that the Minutes of the Meeting of November 9th, 1961, be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (A) 0.60 ACRES OF LAND, LOCALLY KNOWN AS 2001-2007 JUSTIN LANE, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; (B) 2.22 ACRES OF LAND, LOCALLY KNOWN AS 6613-6803 BURNET LANE, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; AND (C) 3.82 ACRES OF LAND, LOCALLY KNOWN AS 6805-6847 BURNET LANE AND 2009-2209 JUSTIN LANE, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 8 AND 9, DIXIE TERRACE, LOCALLY KNOWN AS 8333-8341 BURNET ROAD AND 2307-2315 DORIS DRIVE, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Shanks moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman Shanks moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman Shanks moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

MAYOR PALMER announced that at 9:30, a proclamation was signed declaring SATURDAY as AUSTIN MAROON DAY, and the City wishes the Maroons well in their game with RAY HIGH SCHOOL, Corpus Christi.

The City Manager submitted the following:

"CITY OF AUSTIN BIDS FOR CHEMICALS - FILTER PLANTS

	Sodium Hexametaphosphate, per City Specifications	Alternate by truck:
Quantity	60,000# car	60,000#
McKesson Robbins	\$7,311.00	\$7,716.00
Mineral Products Div. Food Mach. Co.	7,320.60	No Bid
Nalco	7,320.00	7,740.00
Olin Chemical Company	7,321.00	7,746.00
Dixie Chemical Company	7,464.00	No Bid
Thompson-Hayward Chem. Co.	7,320.00	No Bid
Maintenance Engineering Company	7,152.00	No Bid
Dearborn Chemical Co.	7,158.00	No Bid
Low bid May 25, 1961 Dixie Chem. Co. (Rail)	7,464.00	

"Sodium Hexametaphosphate is used in treatment of water at Filter Plant. This is approximately a six months supply. Last Order placed in May 1961. This product was formerly produced under the patented trade name of "CALGON" and could be bid only by license. The patent expired in September of this year - hence more competition and better price. Bids were sent to all in this area who could bid. Only firm not bidding was R. M. Hughes, Austin, who stated he would not be competitive in quantities that large.

"RECOMMENDATION: Recommend contract be awarded Maintenance Engineering Company for one 60,000 lb. car load by rail as lowest and best bid at a total price of \$7,152.00.

"W. T. Williams, Jr. City Manager"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 16, 1961 for a 60,000 pound carload of Sodium Hexametaphosphate, per City specifications, which amount is approximately a six months supply; and,

WHEREAS, the bid of Maintenance Engineering Company in the sum of \$7,152.00 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Maintenance Engineering Company in the sum of \$7,152.00 be and the same is hereby accepted and W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Maintenance Engineering Company.

The motion, seconded by Councilman Perry, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH AUSTIN DEVELOPMENT COMPANY, LTD.; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH AUSTEX DEVELOPMENT CO., LTD. AND NASH PHILLIPS-COPUS; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves the property situated on the west side of Goodrich Avenue as a private gasoline plant consisting of a (1) 1,000 gallon tank and (1) electric gasoline pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by K. S. Wendler Construction Company, and is Lot 3, of the Mary B. Harper Addition, of the City of Austin, Travis County, Texas, and hereby authorizes the said K. S. Wendler Construction Company to operate a private gasoline plant consisting of a (1) 1,000 gallon tank and (1) electric gasoline pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant 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 K. S. Wendler Construction Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
November 21, 1961

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of K. S. Wendler Construction Company, by their agent, Horace S. Wallace, Jr., for permission to operate a private gasoline plant consisting of a (1) 1,000 gallon underground tank and

(1) electric gasoline pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the west side of Goodrich Avenue, which property is designated as Lot 3, of the Mary B. Harper Addition in the City of Austin, Travis County, Texas, and locally known as 2130 Goodrich Avenue.

"This property is located in a "C" Commercial District and I recommend that this permit be granted subject to the following conditions:

"(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.

"(3) That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,
s/ Dick T. Jordan
Building Inspector"

The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, under date of September 29, 1960, the City Council of the City of Austin passed and adopted Ordinance No. 600929-H, vacating 9,453 square feet of West 22nd Street in the City of Austin, Travis County, Texas, and in such Ordinance retained an easement for public utilities and drainage purposes; said street being out of and a part of Shoal Creek Boulevard Lots, a subdivision of record in Book 3 at page 218 of the Plat Records of Travis County, Texas; and

WHEREAS, the owners of the above described property have requested the City Council of the City of Austin to release all of the north portion of the public utility and drainage easement retained in said Ordinance, save and except a strip of land ten (10.00) feet in width adjacent and parallel to the centerline of said West 22nd Street as vacated; and all of the south portion of the public utility and drainage easement retained in said Ordinance, save and except a strip of land fifteen (15.00) feet in width adjacent and parallel to the centerline of said West 22nd Street as vacated; and,

WHEREAS, the City Council has determined that said portions of said easement, in, upon and across the above described property, is not now needed and will not be required in the future; Now, Therefore,

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

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release of the following described easement for public utility and drainage purposes, to-wit:

Two (2) tracts of land hereinafter described as Tract 1 and Tract 2 out of and a part of that certain street in the City of Austin, Travis County, Texas known as West 22nd Street, said street being out of and a part of Shoal Creek Boulevard Lots, a subdivision of record in Book 3 at page 218 of the Plat Records of Travis County, Texas, each of the said two (2) tracts of land being out of that portion of West 22nd Street vacated by City Ordinance No. 600929-H dated September 29, 1960 and being more particularly described as follows:

NO. 1 BEING all of the north portion of the public utility and drainage easement retained by said City Ordinance No. 600929-H save and except a strip of land ten (10.00) feet in width adjacent and parallel to the centerline of said West 22nd Street as vacated.

NO. 2 BEING all of the south portion of the public utility and drainage easement retained by said City Ordinance No. 600929-H save and except a strip of land fifteen (15.00) feet in width adjacent and parallel to the centerline of said West 22nd Street as vacated.

The motion, seconded by Councilman Perry, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

Councilman Perry moved that the Council accept the withdrawal of the following zoning application at the request of the applicant:

R. GRAHAM WILSON	3410 West Avenue	From "A" Residence
		To "BB" Residence

The motion, seconded by Councilman Shanks, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The City Manager made a report on a request of MR. JOHN COATS, to have BRIDLE PATH from Scenic Drive easterly to the alley vacated, stating at the time the request was made, it was thought it would not be appropriate to vacate the street. The street is now on the list of projects to be paved. The property owners have petitioned the City to pave the portion of the street which was involved in the vacation request, and the matter of abandoning the street has never been disposed of. The Planning Commission and all of the Departments concerned

had recommended against closing the street. Councilman White moved that the request to vacate Bridle Path be denied. The motion seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer asked that the petitioner be notified that the Council had found it necessary to retain the street. Later in the meeting the City Attorney reported there were some improvements in the right-of-way of Bridle Path, and discussed the letter he was writing to the property owner regarding the removal of the encroachments only necessary to complete the paving, and that the property owner was not obtaining a permit to reconstruct any improvements in the right-of-way. The Mayor stated this expression was agreeable to the Council.

MAYOR PALMER read a letter from CHIEF DICKERSON stating Friday, November 24, 1:00 P.M. the Austin Fire Department would conduct an acceptance test on four fire engines and one ladder truck, at the Firemen's tower, and inviting the Council to attend. The Mayor stated this was the finest and latest in fire fighting equipment, and the Council was real proud of them. Councilman Armstrong made a report on the purchase of this specially sized equipment by joining with the state in purchases on volume, whereby a concession was made for the volume. He pointed out the savings on the chassis that were passed on by the Ford people and equipment people to the City. The Council set 2:00 P.M. Friday November 24, to attend this fire demonstration.

The Council discussed whether or not a "key to the city" should be given to dignitaries visiting Austin. It was the general opinion of the Council that the City should not go into this program.

MR. TOM DUNLOP, on behalf of the Texas Safety Association, invited the members of the Council, officials of the City, and the public in general to attend the Traffic Safety Conference, L.C.R.A. Auditorium, on November 29th, 7:00 P.M. The Mayor stated he and the Council would make every effort to join in with the group.

Councilman Shanks stated MR. MAC HULL read a letter to him stating the Council had granted him permission to use the property used last year for the sale of Christmas trees again this year. This was granted on August 31st. The Mayor asked that Mr. Hull be requested to operate the lot quietly, to turn off the lights at 10:00 P.M. and to keep the premises clean, as there had been many complaints from the neighbors.

COUNCILMAN ARMSTRONG suggested that the Police Department defer purchasing its automobiles until later, as he believed quite a savings could be realized by waiting.

The City Manager stated on April 13th, 1961, the Council approved a plan for the 40 Acres Club for off-street parking subject to the rearrangement of the parking to provide better means of ingress and egress. He submitted the revised plans, which he said he was recommending to the Council for approval. The Director of Public Works explained the off-street parking pattern as submitted by the Architects. Councilman Shanks moved that the plans for 30 spaces as submitted and recommended by the City Manager be approved. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
 Noes: None
 Not in Council Room when the roll was called: Councilman Perry

The City Manager called attention to the filing of the Status of Water and Sanitary Sewer Contract Projects as of November 1, 1961. The Mayor suggested having some afternoon meetings to go into the details of these reports.

Pursuant to published notice thereof the following zoning applications were publicly heard:

BALCONES BUILDING COR-	1923 & 2201 No. Lamar Blvd.	From "BB" Residence
PORATION, By Dan Priest	Additional Area	To "O" Office
	1921 No. Lamar Boulevard	RECOMMENDED by the Planning Commission

No opposition appeared. Councilman Perry moved that the change to "O" Office be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
 Noes: None

The Mayor announced that the change had been granted to "O" Office and the City Attorney was instructed to draw the necessary ordinance to cover.

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MRS. ELIZABETH McINTYRE	2701-05 Oldham Street	From "A" Residence
By Betty Lane	802-04 Wahrenberger	1st Height & Area
		To "B" Residence 2nd Height & Area
		RECOMMENDED by the Planning Commission

No opposition appeared. Councilman Armstrong moved that the change to "B" Residence 2nd Height and Area be granted. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
 Noes: None

The Mayor announced that the change had been granted to "B" Residence 2nd

Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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WARREN E. HAWKINS, By Nelson Puett & Associates	100-112 Post Road Dr. 3720-3726 So. Congress	From "A" Residence To "C" Commercial RECOMMENDED by the Planning Commission
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No opposition appeared. Councilman White moved that the change to "C" Commercial be granted. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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CITY PLANNING COMMISSION	707-711 West 38th Street	From "A" Residence To "O" Office RECOMMENDED by the Planning Commission
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No opposition appeared. Councilman Perry moved that the change to "O" Office be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "O" Office and the City Attorney was instructed to draw the necessary ordinance to cover.

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JACK MASON, et al By Andrew H. Viscardi	1421-1503 (1507-1511) Old Austin-Del Valle Rd. & 1400-1450 State Highway 71	From "A" Residence To "C" Commercial NOT Recommended by the Planning Commission RECOMMENDED "GR" General Retail
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No opposition appeared. Councilman Shanks moved that the change to "GR" General Retail be granted as recommended by the Plan Commission. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

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ARTURO RAMIREZ

501 East 14th Street
1307-11 Neches Street

From "B" Residence 2nd
Height & Area
To "C-1" Commercial 2nd
Height and Area
NOT Recommended by the
Planning Commission
RECOMMENDED "C"
Commercial

No opposition appeared. Councilman White moved that the change to "C" Commercial be granted as recommended by the Plan Commission. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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TEXAS & NEW ORLEANS
RAILROAD COMPANY
By Fred J. Ribar

Rear of 4201-05 Inter-
regional Highway

From "A" Residence 5th
Height & Area
To "C" Commercial 5th
Height & Area
NOT Recommended by the
Planning Commission

No opposition appeared. Mrs. Fred Ribar appeared in behalf of the zoning request, and stated cars coming down the Interregional did not see their motel until it was too late to turn into their place. Mr. Hodge from the Railroad Company was present in the interest of the change. Councilman Shanks moved that the change to "C" Commercial 5th Height and Area be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "C" Commercial 5th Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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H. D. MOTSENBOCKER
By Cy Miller

1302-04 East 52nd Street

From "A" Residence
To "B" Residence
NOT Recommended by the
Planning Commission
RECOMMENDED "BB"
Residence

No opposition appeared. Mr. Miller wanted the "B" classification as applied for, but not recommended by the Planning Commission. It was pointed out two other applications had been either denied or withdrawn and resubmitted for "BB" Residence 1st Height and Area. The Director of Planning said the Commission did not feel it was in a position to grant these lots, which would create a greater density than those denied in the same area. It was pointed out that a street set aside for apartments should have 60' right-of-way and 40' paving, and this street is only 50' width and 30' paving. Councilman Perry moved to grant the zoning as "BB" Residence 1st Height and Area as recommended. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "BB" Residence and the City Attorney was instructed to draw the necessary ordinance to cover.

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MRS. A. R. WOODALL, Owner 717-719 Montopolis Drive
FLOYD L. JOHNSON,
Purchaser

From "A" Residence
To "C" Commercial
NOT Recommended by the
Planning Commission
RECOMMENDED "GR"
General Retail

No opposition appeared. Councilman White moved that the change to "GR" General Retail be granted. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

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C. E. MOYER 5102 Caswell Avenue

From "A" Residence
To "B" Residence
NOT Recommended by the
Planning Commission

Councilman Perry moved that the applicant be given permission to withdraw the zoning request, if he so desires. The motion, seconded by Councilman White,

carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

T. HARDIE BOWMAN & ROBERT H. BOWMAN	1409-1411 Cotton Street	From "A" Residence To "B" Residence 1st Height & Area NOT Recommended by the Planning Commission
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MR. ROBERT SNEED represented the applicant, and amended the request to be "B" Residence 1st Height and Area instead of 2nd Height and Area, and this would permit the erection of seven apartments rather than nine. The property now has four hutments. He stated the Planning Commission had denied this request (1) The property is located within the area proposed for Urban Renewal, the Kealing project; and (2) It would be spot zoning. He pointed out the haphazard zoning of the area, and filed pictures of the property. He said his clients were trying to do for this property what Urban Renewal would do for the entire area. He showed the Architects plans for the apartment house, and pointed out there were nine off-street parking spaces. He stated there was a need for this type of development. The units would probably rent for \$40.00. Opposition was expressed by MR. CALHOUN, 1408 Cotton, and Principal of Kealing Junior High School, stating the neighbors wanted to keep this area for home living, and did not want the zoning dropped to "B"; and if one "B" were granted, the whole area could be changed to "B", which was not the plan as set up under Urban Renewal. The Director of Planning explained the status of the property under the Urban Renewal project. The Mayor stated the Council would go look at the property.

JOE JOSEPH By Lindy L. Boyd	1621 West 6th Street 507-511 Campbell Street	From "B" Residence 2nd Height & Area To "O" Office 2nd Height and Area NOT Recommended by the Planning Commission
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Mrs. Boyd represented the applicant stating she operated a nursery here, and it was at her request, not Mr. Joseph's, that the change of zoning be granted, so that she can operate the nursery without having to live on the premises. She stated this was an ideal location for a nursery, and there was certainly a need. She read letters from the State Department of Public Welfare, Home of the Holy Infancy, from several of her customers, all letters commending the operation of the nursery, and pointing the need. Opposition was expressed by MR. HOMER S. JOHNSON, not for the nursery, but for the spot zone, stating a change of zoning would grant her permission to have an unlimited number of children in her nursery, and the neighbors wanted to protect their investments in their homes. The Director of Planning discussed this area as to its present development and the changes that might occur when the Missouri-Pacific Boulevard goes in, stating some very detailed planning will be necessary. The Mayor stated the Council would make a personal inspection of the area.

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by instrument dated September 13, 1918 of record in Volume 305 at page 92 of the Deed Records of Travis County, Texas, a sanitary sewer easement was granted, same being out of and a part of Brinwood Section 2, a proposed subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas; and

WHEREAS, the owners of said premises have requested the City Council of the City of Austin to release all of the said sanitary sewer easement which lies between the South line and North line of Brinwood Section 2; and,

WHEREAS, the City Council has determined that said portion of said easement, in, upon and across the above described property is not now needed and will not be required in the future; Now, Therefore,

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

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release of the following described easement for sanitary sewer purposes, to-wit:

Being all of that certain strip of land which lies between the south line of Brinwood Section 2, a proposed subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, and the north line of the said Brinwood Section 2, said strip of land is to be released from the sanitary sewer easement provided for by instrument dated September 13, 1918 of record in Volume 305 at page 92 of the Deed Records of Travis County, Texas.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Council recessed at 12:45.

RECESSED MEETING

3:00 P.M.

The Council resumed its business at 3:00 P.M.

The Assistant City Manager submitted a report on the operation of the four Cemeteries, Oakwood Cemetery, Oakwood Annex, Evergreen Cemetery, and Memorial Park, and submitted three recommendations:

1. That the disinterments to any private cemetery be discontinued.
2. To raise the charge on Sundays and the nine City recognized holidays from \$35.00 to \$70.00
3. To raise the charge for interment from \$35.00 to \$45.00.

MR. JIM WILSON, read a letter from MR. ALBERT L. LANGE, manager, Capital Memorial

Gardens, suggesting certain hours of working days for grave opening and closing, and prices; and for prices for funerals held on Sundays and legal holidays. He read letters from RESTLAND OF DALLAS; SUNSET MEMORIAL PARK, Taylor, FOREST PARK CEMETERY, Houston, stating generally that funerals were not held on Sundays in those cities; but if there were special requests, extra charges were made. COUNCILMAN WHITE had to leave the Council meeting at this time. The Council had a detailed discussion on the recommendations and the costs of the operation of the Cemeteries. Councilman Shanks moved that the charge for interments be raised from \$35.00 to \$50.00; that the charge for interments on SUNDAYS be raised from \$35.00 to \$75.00; that the City discontinue interments by city forces in privately operated cemeteries; and that the selling price of cemetery lots be raised an estimated 10% rounded off to the nearest highest \$5.00, the lot selling price to become effective immediately, and the other charges to become effective January 1, 1962. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, Mayor Palmer
 Noes: None
 Absent: Councilman White

The City Attorney discussed a situation that pertained to the opening of East 12th Street through to the east side loop, if it ever is to be extended in accordance with the Austin Development Plan. The Bethany Christian Church had begun a construction prior to the approval of the Development Plan. It now wants to put brick veneer on the building. The City Attorney explained possible land purchases and exchanges whereas the Church could relocate its building to some adjoining lots. He listed the cost of relocating these buildings to be around \$6,500-\$7,500. He pointed out on a map two triangles of land the City owned in the area and explained how these properties could be involved in the transactions. After discussing the City Attorney's recommendation thoroughly, Councilman Perry moved that the Council approve the recommendation of the Legal Department on this matter. (12th and Webberville Road) The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Perry, Shanks, Mayor Palmer
 Noes: None
 Absent: Councilmen Armstrong, White

The City Manager announced that the Hospital Board had reset the meeting with DR. CARL J. TRIPOLI from November 24th until the next Board meeting.

The Council received notice from the City Manager that the following zoning applications had been referred to the Plan Commission and set for public hearing before the Council for January 4, 1962:

BILL FARMER By M.L. Mansfield	5610 Jim Hogg	From "A" Residence To "B" Residence
MRS. R. E. CARRINGTON By Allwyn G. Gannaway	407-409 East 12th Street 1106-1110 Neches Street	From "B" Residence 2nd Height & Area To "C" Commercial 3rd Height & Area

D & M BUILDERS By Logan Melton	1100-1106 East 32nd Street 3201-3203 East Avenue	From "A" Residence 5th Height & Area To "B" Residence 5th Height & Area
W. H. BULLARD	2808-2816 White Rock Dr. 6101-6129 Bullard Drive	From Interim "A" Residence To "B" Residence
BULLARD COMPANY By W. H. Bullard	3807-3811 Kennelwood Road	From "A" Residence To "B" Residence
JACK ANDREWARTHA By Phill Mockford	1911 David Street	From "A" Residence To "BB" Residence
ALFONSO H. LOPEZ	2500 Hidalgo Street 621-623 Pedernales St.	From "D" Industrial 3rd Height & Area To "C-1" Commercial 3rd Height & Area
ROBERT T. McALLISTER By Hugh D. Sullivan	1900-1902 Tillotson Ave. 1121-1123 Chicon Street	From "C" Commercial To "C-1" Commercial
CHARLES T. BROWN	96 East Avenue 709-713 Driskill Street	From "A" Residence To "C-2" Commercial
P. E. WORSHAM	1120 East 52nd Street	From "B" Residence To "O" Office
THOMAS BLACK, Trustee By Arthur G. Stell	300-306 East 15th Street 1501-1509 San Jacinto St.	From "C-1" Commercial 2nd Height & Area To "C-2" Commercial 2nd Height & Area
JAMES E. EICHELBERGER	2106-2108 Oldham Street 707-711 Manor Road	From "BB" Residence 2nd Height & Area To "B" Residence 2nd Height & Area
R. G. LEMMONS By Ed M. Horne	5209-5215 Joe Sayers Ave.	From "A" Residence 1st Height & Area To "B" Residence 2nd Height & Area
MRS. LALLAGE J. EGLESTON	1149E-1151E Nichols Ave.	From "A" Residence To "B" Residence
GRAY M. BLANDY By Charles Granger	500-502 Bellevue Place 3001-3007 Duval Street 501-03 Rathervue Place	From "A" Residence 1st Height & Area To "B" Residence 2nd Height & Area

P. E. WORSHAM	6000-6006 Interregional Highway 6007-6011 Brooks Street	From "C" Commercial 6th Height & Area To "C-1" Commercial 6th Height & Area
PHILLIP & ERNEST JOSEPH By Robert J. Potts	601-605 Peacock (Oakcrest) 3016-3022 South 1st Street	From "A" Residence To "C-1" Commercial

There being no further business, the Council adjourned at 4:45 P.M.,
subject to the call of the Mayor.

APPROVED

Lester E. Palmer
Mayor

ATTEST:

Elsie Wooley
City Clerk