

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 23, 1961
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro-tem Palmer presiding.

Roll call:

Present: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Absent: Mayor Miller

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 HAROLD ZINK, St. Mary's Cathedral Church.

MAYOR PRO-TEM PALMER stated the time had come to open bids on the 65,000 Square Feet Condenser for Holly Street Power Plant, and asked if there were any questions before the bids were opened. There being no questions, the following bids were opened:

BIDDER	Item I Condenser	Item II Spare Parts	Item III Lump Sum I & II	Esculation	Dwgs. Cal. Days	Dlv. Cal. Days
Maryland Ship- building & Dry Dock Co.	\$310,000	\$2,570	\$312,570	Firm	21	360
Allis Chalmers Mfg. Company	\$339,570	\$1,165	\$340,735	3% - Firm if shipment can be ac- cepted in 1 year.	45	360
A. M. Lockett Company	\$305,905	\$ 900	\$306,805	Firm if dlv. made prior to March 1, 1963; if not, adjust- ment not over 5%	30	410

BIDDER (cont.)	Item I Condenser	Item II Spare Parts	Item III Lump Sum I & II	Esculation	Dwgs. Cal. Days	Div. Cal. Days
Westinghouse Mfg. Co.	\$275,000	\$4,000	\$278,000	Firm	30	450 or as required.
Ingersol Rand Co.*	\$348,160	\$2,673	\$350,830	Firm	14	365
Alliger & Sears Co.	\$309,670	\$1,690	\$311,360	Firm	10	330
Foster Wheeler Co.	\$335,837	\$2,300	\$338,137	Firm	21	425

Each accompanied by a \$100,000 Bid bond.

* Ingersol-Rand submitted they had suggestions regarding changes in specifications. This was referred to the Consulting Engineers.

The bids were referred to the Consulting Engineers, Brown & Root, for evaluation and report back to the Council.

Later in the meeting, the City Manager read the following recommendation of Brown & Root, Inc.:

"February 23, 1961

"Mr. W. T. Williams, Jr.
City Manager
City of Austin
P. O. Box 1160
Austin 64, Texas

"Re. One - 65,000 Sq. Ft. Condenser For Holly Street Power Plant Unit No. 2 - Our Job E-722

"Dear Mr. Williams:

"Proposals for the 65,000 Sq. Ft. Condenser, Unit No. 2, for the Holly Street Power Plant were received by you and publicly opened at the Council Meeting February 23, 1961, as follows:

Maryland Ship Building & Drydock Co.	\$312,570.00
Allis Chalmers Mfg. Co.	\$340,735.00

A. M. Lockett Company	\$306,805.00
Westinghouse Electric Mfg. Co.	\$278,000.00
Ingersoll-Rand Co.	\$350,830.00
Alliger & Sears Co. on C. H. Wheeler Co.	\$311,360.00
Foster-Wheeler Corp.	\$338,137.00

"We have examined the proposals and they are all in order and conform to the intent and requirements of the specifications.

"Westinghouse Electric Mfg. Co., is the low bid and fulfills the specifications in every respect, and moreover proposes to furnish duplicates of the equipment now installed in Holly Street No. 1, which is performing very satisfactorily. Spare parts for Unit No. 1 and this new Unit No. 2 will be interchangeable.

"It is recommended that we use Item 3 in the amount of \$278,000.00, which includes spare parts, as the lowest and best bid for the City of Austin.

"We trust this meets with your approval.

"Yours very truly,

BROWN & ROOT, INC.

(Sgd) D. N. Higgins
Chief Power Engineer"

The City Manager stated this would be his recommendation, and pointed out that the Engineer's letter indicated there was no deviation or variation from the specification set forth, and that he recommended that the spare parts be purchased. Councilman White moved that the contract be awarded to the low bidder, WESTINGHOUSE MFG. CO., Item III, in the amount of \$278,000.00. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

MR. JAMES K. PRESNELL, representing MR. FORREST GATHRIGHT, stated there was an assessment of taxes against property which was in his name, and which was condemned by the State. He suggested making a written statement and filing it with the Council. The Council complied with his suggestion. Mr. Presnell later filed his written presentation, and the Council referred it to the City Attorney.

The City Manager distributed copies of the recommendation of Brown & Root, Inc., Consulting Engineers, on the purchase of the steam generator for the Holly Street Power Station, Unit No. 2. MR. JAMES H. BELL asked for the privilege of

studying the recommendation of Brown & Root and the tabulation before action was taken, and asked that the Council postpone this until 3:00 P.M. this afternoon. The Mayor Pro-tem asked the two to arrange a meeting, and the matter was postponed. Later in the meeting, at 3:00 P.M. the City Manager read the following letter from Mr. Bell:

"February 23, 1961

"Mr. W. T. Williams, Jr.
City of Austin
Post Office Box 1160
Austin 64, Texas

"RE: STEAM GENERATOR
HOLLY STREET POWER STATION
UNIT NO. 2
OUR JOB E-722
February 22, 1961; File: M-5-DNH

"Dear Mr. Williams:

"This refers to Brown & Root, Incorporated, letter dated February 22, 1961, similarly addressed as this letter and bearing the above references.

"Foster Wheeler Corporation is of the opinion that certain dollar figures in the mentioned letter and recommendations therein are subject to further clarification prior to the City of Austin placing a firm order for the Steam Generator in question, and Foster Wheeler Corporation requests herewith the privilege of conferring in the immediate future with you and your engineers, Brown & Root, Incorporated, to clarify said conclusions and recommendations.

"It is the intention of Foster Wheeler Corporation to obtain, in conference with City of Austin representatives and representatives of Brown & Root, Incorporated, certain technical data and evaluation procedure used in the bid evaluation with the intention that all parties concerned will be assured funds of the City of Austin will be expended to the greatest ultimate advantage.

"As this letter is intended to be brief, certain points Foster Wheeler Corporation feel subject to further inspection will be, if so requested, submitted verbally herewith.

"Very truly yours,

(Sgd) James H. Bell
Dallas District Manager
Foster Wheeler Corporation"

MR. DON HIGGINS, Chief Power Engineer, Brown & Root, Inc., agreed to stay over and go over the matter more fully with MR. BELL, Dallas District Manager, FOSTER WHEELER CORPORATION. MR. BELL, stated there was no criticism whatever to any part involved in these recommendations, but the Council had given the Company time to study them, and the engineers, so freely, had been working on them from that time

until now, but they just did not quite have time to cover all the questions. He asked that a few more hours be given to study. MR. HIGGINS stated he would be glad to help Mr. Bell and Foster Wheeler Corporation, and would stay over until tomorrow. The Mayor Pro-tem stated the additional time would be extended. Later in the meeting, Mr. Higgins stated that he and Mr. Bell had gone over the questions and clarification of certain points, and he believed they had all been reconciled. Mr. Bell stated that was correct, and the questions he had asked had been answered to satisfaction, and he had no contention or objection to the recommendation of Brown and Root's recommendation presented this morning. The City Manager read the following recommendation of the Consulting Engineers regarding the purchase of the steam generator, bids on which were opened last week, February 16th:

"February 22, 1961
File: M-5-DNH

"Mr. W. T. Williams, Jr.
City of Austin
P. O. Box 1160
Austin 64, Texas

STEAM GENERATOR
HOLLY STREET POWER STATION
UNIT NO. 2
OUR JOB E-722

"Dear Mr. Williams:

"Proposals for the steam generator for Unit No. 2 of Holly Street Power Station were received by you and publicly opened at the council meeting, February 16, 1961 as follows:

Babcock & Wilcox Company
Combustion Engineering, Inc.
Foster Wheeler Corporation

"Base bid prices submitted were as follows:

Babcock & Wilcox	\$ 2,122,672
Combustion Engineering	\$ 1,805,376
Foster Wheeler	\$ 1,754,375
Foster Wheeler (alternate)	\$ 1,810,500

"The bids have been examined by us and evaluated for the material, equipment and performance noted in Item I of the proposals, based on Section B-8 of the specifications issued by the City of Austin.

"The evaluated prices for the two lowest bidders are as follows:

Combustion Engineering (referred to Foster Wheeler base)	\$1,906,604
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Combustion Engineering (referred to Foster Wheeler alternate)	\$ 1,859,172
Foster Wheeler	\$ 2,114,221
Foster Wheeler (alternate)	\$ 2,073,185

"The evaluated costs for Babcock & Wilcox are not shown for the following reasons:

1. The higher initial investment and relatively higher costs chargeable for interest and amortization.
2. The use of the gas recirculating fan would require revision of the heater bay arrangement presently employed at additional job cost.
3. Operational costs for relatively lower efficiency and gas recirculation fan motor drive.

"In comparing the proposals of Combustion Engineering and Foster Wheeler, the following items have been considered. Several other items involving boiler trim, etc., have not been included. No charges for additional engineering are added.

1. Interest and amortization of additional capital investment.
2. Additional operating power requirements for forced draft fans.
3. Additional operational power requirements for boiler feed pumps and larger feed pump motor drives.
4. Additional piping materials.
5. Boiler efficiencies.
6. Certain control and instrument items.

"Based on the above evaluated costs, it is recommended that the steam generator be purchased from Combustion Engineering, Inc.

"We have also reviewed at some length the deductions offered. It is recommended that due consideration be given to Items IV, "Labor to Erect," and Item V, "Supporting Steel." It is considered that substantial savings in total investment could be realized in providing these from other sources. Recommendations concerning Items VI, VII, and VIII can be submitted after a more detailed study.

"If we can be of any further service in this matter, please feel free to contact us.

"Very truly yours,

BROWN & ROOT, INC.

(Sgd) D. N. Higgins
Chief Power Engineer"

The City Manager recommended that the base bid of COMBUSTION ENGINEERING, INC., be accepted for Item III, with the option to take the deductions, Items V, VI, VII, and VIII. Mayor Pro-tem Palmer pointed out the decision on the deductions for Items V, VI, VII and VIII, could be deferred until further study was made. Councilman Bechtol moved the Council accept the recommendation of the City Manager, and of MR. D. N. HIGGINS, Chief Power Engineer of BROWN & ROOT, INC., and award the Contract to COMBUSTION ENGINEERING, INC., for Item III (Boiler and Spare Parts,) in the lump sum amount of \$1,814,385.00, with the right reserved to the City to deduct Items V, VI, VII, and VIII as may be to the best interests of the City. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

MR. RUSSEL ROWLAND, Chairman of the Recreation Committee of the South Austin Civic Club, submitted a petition of several hundred signatures asking that the City acquire land, purchase equipment, construct facilities, and take such other and further steps as are required to the end that a district park may be established in South Austin in the near future. Mr. Rowland stated this request was made not only by the Civic Club, but by other civic organizations south of the river, and all of the PTA groups. MR. CHESTER BROOKS, South Austin Lions Club, MRS. BUFORD STEWART, and others spoke asking for consideration of this request. MRS. McAFEE stated her PTA had been trying to get, in addition to a district park, a Recreation Center like the Austin Athletic Club, and the Center could go on this park, and she hoped the Recreation center could be constructed, and then a swimming pool later. The City Manager outlined the plans of the City on a long range basis, and explained the financing through bonds. At present, he stated there was \$200,000 for recreation for the next five year period; and to have provided for the issuance of more would have meant an increase in the interest and sinking fund tax rate. He said it had been hoped to have certain funds available from the sale of Hancock tract. He stated there were definite plans for the purchase of property of a district park in South Austin, and the development of such a park would come at a later date; but it was hoped to buy the land as early as possible. He explained that should the law suit be lost, those funds would not be available, and he was hoping that should a proper site be located, that the owner would make an arrangement to contract to sell the property. The City Manager pointed out the normal procedure in selecting a tract of land. Mayor Pro-tem Palmer suggested that the group select a committee of three to work closely with the Recreation Board. He said the Council was trying to get a park for this part of the City as it realized the park was badly needed.

MR. KEN ZIMMERMAN, Boating Trades Association of Texas, requested the use of the town lake on April 8 and 9 and or 15 and 16th of this year and of each successive year at approximately the same time. He asked for alternate date should there be inclement weather. The group wanted to display along the banks of the river new model boats, and to give rides or a cruise around the lake, giving the public an opportunity to see the city and the lake. Councilman Bechtol stated there was another request for the use of the lake, and it was going to be necessary to adopt a policy from here on out, as it costs money for men to police

the lake and for men to clean it. He suggested making a charge for the use of the area, and pointed out that due to the contract for sand and gravel, there could be only three of these races a year for the next ten years. Should such a charge be adopted, he said there would be applied against the charge any permanent improvements that were put in. MR. KARL SCHMIDT, President of the B.T.A.T. was present and answered questions. He made inquiry concerning the proposed charge. Councilman Bechtol stated that a charge equal to the scale of the charges for the use of the Coliseum might be appropriate. Mayor Pro-tem Palmer thanked the group, stating something could be worked out, and that the Council would let them know.

COUNCILMAN PERRY submitted the request of the AUSTIN GOLF ASSOCIATION that it be allowed free green fees for the Tournament they will have for the benefit of the Texas Rehabilitation Center at Gonzales. The Council discussed this request, and Councilman Bechtol stated the Council had agreed that it would no longer relinquish the green fees on these eight or nine tournaments. Finally after more discussion, and reference to the Minutes setting the policy and fees, Councilman Bechtol moved that the AUSTIN GOLF ASSOCIATION be informed that the request is contrary to the adopted policy of the Council, and that they must be charged the green fees of \$1.00. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, White, Mayor Pro-tem Palmer
Noes: Councilman Perry
Absent: Mayor Miller

The Council continued the hearing on the Paving Assessment against MRS. KATIE TIEMAN (Unit No. 106f) property on East 4th Street. The Assistant City Attorney reviewed the assessment of \$344.67 on the property located at 1622 East 4th Street, and stated that MR. TED WENDLANDT, a realtor and an appraisor, had been asked to testify whether or not in his opinion that the paving of the street in this neighborhood would enhance the value of the property to the extent of \$344.67. MR. TED WENDLANDT qualified himself to testify, and stated he definitely thought the cost of paving would enhance the value of this property to at least the amount of paving, and that if the lot were sold, it could be sold for that much more, and that there would be no question but what the paving would increase the loan value to the extent of the cost. MRS. ROBERT STAVINOHAN stated the lot was so high, she did not think paving would enhance the value at all, but the main thing she came down for was the \$85.00 penalty, and asked if there were any way this could be excused. Mayor Pro-tem Palmer explained again the assessment program. Councilman Bechtol stated the \$85.00 was not a penalty, but the actual cost for making the assessment. After more discussion, Councilman White moved that the hearing be closed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES: DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Bluebonnet Lane)

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 Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

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 Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-tem announced that the ordinance had been finally passed.

Councilman White moved that the Minutes of the meeting of February 16, 1961, be approved. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

MR. BYRON NELSON, member; and MR. LESLIE CHAPMAN, Commodore, Highland Lakes Boat Club, and others, were present in the Council's decision on permitting them to use the town lake for an outboard motor boat race on May 21st, and for a warm-up on May 20th. Mayor Pro-tem Palmer stated it would be necessary for the Club to meet all requirements on public liability. One of the group suggested working with the Boating Trades Association and trying to make the dates coincide and get around the three-times a year provision. Mr. Byron stated the club wanted to have a program printed, and asked if it would be permissible to solicit funds for this purpose. It was stated he would need to go before the Solicitation Board. Finally, after much discussion, Councilman Bechtol moved the Council grant the HIGHLAND LAKES BOAT CLUB permission to have the boat races on the sand beach reserve east of the Interregional Bridge, on May 21, 1961, subject to the same rate as charged by the Coliseum, under the direction of the Recreation Department. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Mayor Pro-tem Palmer explained that the move-in and move out would be one-third on Saturday, and the day of the races would be \$200.00.

Councilman Bechtol suggested that a check be made with MR. HOWARD and that a letter be written to the Boating Trades Association stating that this other Club had been planning these races and suggested working out something with the Association; and if that could not be worked out, that the Council would be glad to hear them again.

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 as a filling station site the property located at the northwest corner of East 12th Street on Leona Street which property fronts 99.50 feet on East 12th Street and 100.00 feet on Leona Street and being known as a portion of Block 2 of C. R. John's Subdivision of Outlot 36, Division B of the Government Outlots in the City of Austin, Travis County, Texas, and hereby authorizes the said Calhoun-Smith Distributing Company 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 being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. 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 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 Calhoun-Smith Distributing Company has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"February 23, 1961

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

"Dear Sir:

"We, the undersigned, have considered the application of Calhoun-Smith Distributing Company for permission to construct, maintain, and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the property located at the northwest corner of East 12th Street on Leona Street, which property fronts 99.50 feet on East 12th Street and 100.00 feet on Leona Street and being known as a portion of Block 2 of C. R. John's Subdivision of Outlot 36, Division B of the Government Outlots in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by the Calhoun-Smith Distributing Company. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as "C-1" Commercial Use District upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street, and furthermore, shall not create a nuisance to others in the neighborhood. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owner. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that Calhoun-Smith Distributing Company be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith 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 Department of Public

Works for entrances and driveways; building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used, and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street, or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc., and that all construction of the filling station improvements shall be in accordance with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) 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.

"(5) That all filling station improvements, pump islands, 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 Department of Public Works file number 2 - H - 1835.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2 - H - 1835 and shall be of the pre-moulded type.

"(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection, and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted,
s/ S. Reuben Rountree, Jr.
Director of Public Works
s/ Dick T. Jordan
Building Official "

The motion, seconded by Councilman Perry, carried by the following vote:
Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

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 South Congress Ave. as a private gasoline plant consisting of a 1,000 gallon underground tank and electric 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 Call's Sales and Service, and is a part of Merle Goodnight Tract of the City of Austin, Travis County, Texas, and hereby authorizes the said V. D. Call to operate a private gasoline plant consisting of a 1,000 gallon tank and electric 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 V. D. Call has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
February 21, 1961

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

"Dear Sir:

"I, the undersigned, have considered the application of Call's Sales and Service for permission to operate a private gasoline plant consisting of a 1,000 gallon underground tank and electric 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 South Congress Ave. which property is designated as being a part of Merle Goodnight Tract in the City of Austin, Travis County, Texas, and locally known as 4900 South Congress Ave.

"This property is located in "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 Official

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

Mayor Pro-tem Palmer brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 33.00 ACRES OF LAND, MORE OR LESS, SAME BEING ALL OF NORTHWEST HILLS SECTION 4 AND 0.29 OF ONE ACRE OF UNPLATTED LAND OUT OF AND A PART OF THE T. J. CHAMBERS 8 LEAGUE GRANT IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Northwest Hills, Sec. 4)

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The Mayor Pro-tem announced the ordinance had been finally passed.

Mayor Pro-tem Palmer brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 0.41 OF ONE ACRE OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF ISAAC DECKER LEAGUE IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Sherwood Oaks, Sec. 4)

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Mayor Pro-tem announced the ordinance had been finally passed.

Councilman White moved the Council set March 1, 1961, as the date for its next Regular meeting instead of March 2nd, Texas Independence Day. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Council set the application for a rate increase for taxicab companies for hearing at 10:30, March 9, 1961.

The City Manager submitted the request of MR. I. W. (Stormy) DAVIS, Chairman of the Travis County Chapter, American Red Cross, that the lease made on February 23, 1950, on Jessie Street be extended. The City Manager explained the status of the lease, as having been made before between the Trustees and the City, and that some of those trustees are deceased, and others are no longer serving. He stated the lease covered 6670 square feet of land on Jessie Street west of Lamar, the Red Cross had moved in a structure and refurnished it to occupy it as headquarters. He said the lease provided that the Trustees would use the lease and would operate the facility without cost to the City, and no rental was provided. He said unless there was some sort of an extension of the lease, which probably could not be extended because it had terminated, it would be necessary to get a new Board to serve. Discussion of the location was held, and it was noted that the property might be developed shortly. Councilman White moved that the City Manager be authorized to enter into a lease agreement with the Trustees of the Red Cross for a five year period. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The City Manager submitted a problem involving work being done in connection with a resubdivision down by the sand beach reserve, by Mr. Brient. He reviewed the matter in detail. The problem was the developer did not want to submit to any plumbing inspections, and says he does not need any building permits or house moving permits, in view of the fact he had made the trade with the City. The Building Inspector stated the plumbing inspection was necessary for health reasons; and if the vents were not correct, there could be a dangerous situation. After much discussion, the Mayor Pro-tem stated that this should be enforced; and if Mr. Brient had any complaints, he could come up before the Council.

The City Manager submitted plans for channelizing West 12th Street at Lavaca, Guadalupe, Nueces and Rio Grande to provide left turn lights, and the channelization would cut in the esplanades. Councilman Bechtol stated that the Council had agreed that the channelization would not need to be brought up before the Council for approval. Councilman White moved that this channelization be approved. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller
Present but not voting: Councilman Perry

Councilman Bechtol moved that the City Manager be instructed that he need no longer bring the channeling projects of the Traffic Engineer before the Council for approval. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, Mayor Pro-tem Palmer
Noes: Councilman White
Absent: Mayor Miller

The City Manager stated that the Traffic Department had made a study of possible needs for additional parking meters, and the study indicated a need of 770 meters. He stated there was a contract with a supplier for future delivery and that he had not been instructed when to deliver some of them. The report set out that there were about 280 meters that should be installed in areas listed in the report and shown on the map. Councilman Bechtol suggested that the order be for 300. Councilman Bechtol moved that the Traffic Engineer be authorized to proceed with the installation of additional parking meters as set forth in his report, and that the City Manager order the delivery of the 300 meters purchased, or the balance of the meters held by Mr. Sharp. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires the widening and improving of a North-South thoroughfare known as South First Street in order to provide for the free and safe flow of North-South traffic between West Oltorf Street and West St. Elmo Road in the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the widening and improving of South First Street; and,

WHEREAS, the City of Austin has negotiated with the owners of said tract of land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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 file or cause to be filed against the owners and lienholders, a suit in eminent domain to acquire title for said purposes to the following described tract of land:

834 square feet of land, same being out of and a part of that certain portion of Lot 12 of Live Oak Grove, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Live Oak Grove of record in Book "Z" at page 615 of the Deed Records of Travis County, Texas, which certain portion of Lot 12 was conveyed to H. G. West Company by warranty deed dated November 22, 1956, of record in Volume 1756 at page 233 of the Deed Records of Travis County, Texas, said 834 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake at the point of intersection of the south line of the said H. G. West Company tract of land with the proposed east line of South First Street, same being a line forty (40.00) feet east of and parallel to the proposed centerline of South First Street as established by the Department of Public Works of the City of Austin, and from which point of beginning an iron stake at the southeast corner of the said H. G. West Company tract of land bears South $61^{\circ} 15'$ East 107.56 feet, and also from which point of beginning an iron stake at the point of intersection of the proposed centerline of South First Street with the base line of Herndon Lane as established by the Department of Public Works of the City of Austin bears South $29^{\circ} 10'$ West 90.25 feet and North $60^{\circ} 23'$ West 40.00 feet;

THENCE with the south line of the said H. G. West Company tract of land North $61^{\circ} 15'$ West 17.32 feet to an iron stake at the southwest corner of the said H. G. West Company tract of land same being a point in the present east line of South First Street;

THENCE with the west line of the said H. G. West Company tract of land same being the present east line of South First Street North $30^{\circ} 38'$ East 50.01 feet to an iron stake at the northwest corner of the said H. G. West Company tract of land;

THENCE with the north line of the said H. G. West Company tract of land South $61^{\circ} 15'$ East 16.04 feet to an iron stake in the proposed east line of South First Street;

THENCE with the proposed east line of South First Street South $29^{\circ} 10'$ West 49.98 feet to the point of beginning.

Two (2) tracts of land, the tract of land hereinafter described as No. 1 containing 762 square feet of land, same being out of and a part of that certain portion of Lot 12 of Live Oak Grove, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Live Oak Grove of record in Book Z at page 615 of the Deed Records of Travis County, Texas, which was conveyed to H. G. West by the following two (2) deeds:

- (1) Guardian's deed dated March 7, 1958, of record in Volume 1964 at page 255 of the Deed Records of Travis County, Texas;
- (2) Warranty deed dated March 7, 1958, of record in Volume 1964 at page 258 of the Deed Records of Travis County, Texas;

the tract of land hereinafter described as No. 2 containing 1875 square feet of land, same being out of and a part of that certain portion of the aforementioned Lot 12 of Live Oak Grove which was conveyed to H. G. West by warranty deed dated April 3, 1957, of record in Volume 1796 at page 549 of the Deed Records of Travis County, Texas, each of the said two (2) tracts of land being more particularly described by metes and bounds as follows:

NO. 1. BEGINNING at an iron stake in the south line of the said H. G. West tract of land as described by Deed of record in Volume 1964 at page 255 and deed of record in Volume 1964 at page 258 of the Deed Records of Travis County, Texas, said iron stake being also in the proposed east line of South First Street, same being a line forty (40.00) feet east of and parallel to the proposed centerline of South First Street as established by the Department of Public Works of the City of Austin, and from which point of beginning an iron stake at the point of intersection of the proposed centerline of South First Street with the base line of Herndon Lane as established by the Department of Public Works of the City of Austin bears South 29° 10' West 140.23 feet, and North 60° 23' West 40.00 feet;

THENCE with the south line of the said H. G. West tract of land as described by deed of record in Volume 1964 at page 255 and deed of record in Volume 1964 at page 258 of the Deed Records of Travis County, Texas, North 61° 15' West 16.04 feet to an iron stake in the present east line of South First Street;

THENCE with the present east line of South First Street, same being the west line of the said H. G. West tract of land as described by deed of record in Volume 1964 at page 255 and deed of record in Volume 1964 at page 258 of the Deed Records of Travis County, Texas, North 30° 56' East 49.96 feet to an iron stake at the northwest corner of the said H. G. West tract of land;

THENCE with the north line of the said H. G. West tract of land as described by deed of record in Volume 1964 at page 255 and deed of record in Volume 1964 at page 258 of the Deed Records of Travis County, Texas, South 61° 16' East 14.50 feet to an iron stake in the proposed east line of South First Street;

THENCE with the proposed east line of South First Street South 29° 10' West 49.93 feet to the point of beginning.

NO. 2, BEGINNING at an iron stake in the most southerly north line of the said H. G. West tract of land as described by deed of record in Volume 1796 at page 549 of the Deed Records of Travis County, Texas, said iron stake being also in the proposed east line of South First Street, and from which point of beginning an iron stake at an interior ell corner of the said H. G. West tract of land bears South $61^{\circ} 15'$ East 107.56 feet;

THENCE with the proposed east line of South First Street, South $29^{\circ} 10'$ West 90.25 feet to an iron stake and from which iron stake another iron stake at the point of intersection of the proposed centerline of South First Street with the base line of Herndon Lane as established by the Department of Public Works of the City of Austin bears North $60^{\circ} 23'$ West 40.00 feet;

THENCE continuing with the proposed east line of South First Street South $30^{\circ} 03'$ West 10.14 feet to an iron stake in the south line as fenced of the said H. G. West tract of land as described by deed of record in Volume 1796 at page 549 of the Deed Records of Travis County, Texas;

THENCE with the south line as fenced of the said H. G. West tract of land as described by Deed of record in Volume 1796 at page 549 of the Deed Records of Travis County, Texas, North $59^{\circ} 50'$ West 20.00 feet to a point in the present east line of South First Street;

THENCE with the present east line of South First Street; same being the west line of the said H. G. West tract of land as described by deed of record in Volume 1796 at page 549 of the Deed Records of Travis County, Texas, North $30^{\circ} 48'$ East 99.90 feet to an iron stake in the most southerly north line of the said H. G. West tract of land;

THENCE with the most southerly north line of the said H. G. West tract of land as described by deed of record in Volume 1796 at page 549 of the Deed Records of Travis County, Texas, South $61^{\circ} 15'$ East 17.32 feet to the point of beginning.

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires the widening and improving of a North-South thoroughfare known as South First Street in order to provide for the free and safe flow of North-South traffic between West Oltorf Street and West St. Elmo Road in the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the widening and improving of South First Street; and,

WHEREAS, the City of Austin has negotiated with the owners of said tract of land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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 file or cause to be filed against the owners and lienholders, a suit in eminent domain to acquire title for said purposes to the following described tract of land;

2295 square feet of land, same being out of and a part of that certain tract of land out of the Isaac Decker League in the City of Austin, Travis County, Texas, which was conveyed to Philip Joseph and Ernest Joseph by warranty deed dated October 16, 1952, of record in Volume 1319 at page 350 of the Deed Records of Travis County, Texas, said 2295 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake at the point of intersection of the north line of the said Joseph tract of land, same being the south line of Oak Crest Avenue, with the proposed west line of South First Street, same being a line forty (40.00) feet west of and parallel to the proposed centerline of South First Street as established by the Department of Public Works of the City of Austin;

THENCE with the north line of the said Joseph tract of land, same being the south line of Oak Crest Avenue South $60^{\circ} 18'$ East 12.10 feet to the northeast corner of the said Joseph tract of land, same being a point in the present west line of South First Street;

THENCE with the east line of the said Joseph tract of land, same being the present west line of South First Street South $30^{\circ} 08'$ West at 4.34 feet pass a fence corner in all a distance of 202.33 feet to the southeast corner as fenced of the said Joseph tract of land;

THENCE with the south line as fenced of the said Joseph tract of land North $59^{\circ} 44'$ West 10.60 feet to an iron stake in the proposed west line of South First Street;

THENCE with the proposed west line of South First Street North $29^{\circ} 42'$ East at 197.63 feet pass an east-west fence in all a distance of 202.23 feet to the point of beginning.

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires the widening and improving of a North-South thoroughfare known

as South First Street in order to provide for the free and safe flow of North-South traffic between West Oltorf Street and West St. Elmo Road in the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the widening and improving of South First Street; and,

WHEREAS, the City of Austin has negotiated with the owners of said tract of land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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 file or cause to be filed against the owners and lienholders, a suit in eminent domain to acquire title for said purposes to the following described tract of land:

2757 square feet of land, same being out of and a part of Lot 8, Block B of Placidena, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Placidena of record in Book 4 at page 244 of the Plat Records of Travis County, Texas, which Lot 8 was conveyed to Jack H. Key by warranty deed dated November 21, 1952, of record in Volume 1297 at page 414 of the Deed Records of Travis County, Texas, said 2757 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake at the point of intersection of the south line of the said Jack H. Key tract of land, same being the north line of Radam Lane, with the proposed east line of South First Street, same being a line forty (40.00 feet east of and parallel to the proposed centerline of South First Street as established by the Department of Public Works of the City of Austin, and from which point of beginning an iron stake at the southeast corner of Lot 7, Block B of the said Placidena bears South $59^{\circ} 56'$ East 77.00 feet;

THENCE with the south line of the said Jack H. Key tract of land, same being the north line of Radam Lane North $59^{\circ} 56'$ West 23.00 feet to a point in the present east line of South First Street, same being the southwest corner of the said Lot 8, Block B, of Placidena;

THENCE with the present east line of South First Street, same being the west line of the said Lot 8, Block B of Placidena North $29^{\circ} 53'$ East 120.00 feet to the northwest corner of the said Lot 8;

THENCE with the west line of the said Lot 8 South $59^{\circ} 56'$ East 22.94 feet to an iron stake in the proposed east line of South First Street;

THENCE with the proposed east line of South First Street South $29^{\circ} 51'$ West 120.00 feet to the point of beginning.

The motion, seconded by Councilman Perry, carried by the following vote:
Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires the widening and improving of a North-South thoroughfare known as South First Street in order to provide for the free and safe flow of North-South traffic between West Oltorf Street and West St. Elmo Road in the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the widening and improving of South First Street; and,

WHEREAS, the City of Austin has negotiated with the owners of said tract of land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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 file or cause to be filed against the owners and lienholders, a suit in eminent domain to acquire title for said purposes to the following described tract of land:

1693 square feet of land, same being out of and a part of Lots 1 and 2, Block A of Oak Ridge Heights Section 1, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Oak Ridge Heights Section 1 of record in Book 4 at page 212 of the Plat Records of Travis County, Texas, which Lots 1 and 2 were conveyed to F. E. Watterson et ux, Kayte D. Watterson by warranty deed dated May 13, 1954, of record in Volume 1451 at page 340 of the Deed Records of Travis County, Texas, said 1693 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake in the curving south line of the said Watterson tract of land, same being the south line of the said Lot 1, same being the north line of Cumberland Road, said curve having an intersection angle of $9^{\circ} 11'$, a radius of 320.00 feet, and a tangent distance of 25.70 feet, said iron stake being also in the proposed west line of South First Street, same being a line forty (40.00) feet west of and parallel to the proposed centerline of South First Street as established by the Department of Public Works of the City of Austin;

THENCE with the proposed west line of South First Street North $30^{\circ} 03'$ East at 102.69 feet passing an iron stake in all a distance of 169.32 feet to an iron stake in the north line of the said Watterson tract of land, same being the north line of the said Lot 2;

THENCE with the north line of the said Watterson tract of land, same being the north line of the said Lot 2, South $59^{\circ} 57'$ East 10.00 feet to the northeast corner of the said Lot 2, same being a point in the present west line of South First Street;

THENCE with the east line of the Watterson tract of land, same being the present west line of South First Street South $30^{\circ} 03'$ West 169.19 feet to the southeast corner of the said Watterson tract of land, same being a point in the aforementioned curving north line of Cumberland Road;

THENCE with the aforementioned curving north line of Cumberland Road, same being the south line of the said Lot 1, to the left an arc distance of 10.01 feet the sub-chord of which arc bears North $60^{\circ} 49'$ West 10.00 feet to the point of beginning.

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer

Noes: None

Absent: Mayor Miller

The Council recessed until 3:00 P.M.

RECESSED MEETING

3:00 P.M.

At 3:00 P.M. the Council resumed its business.

The City Manager stated he had a communication from Mr. Sheffield, Director of Recreation, enclosing a proposal from MR. and MRS. RUSSELL H. FISH that they will construct a path along Shoal Creek from the north end of the grassed area of Pease Park to the south bridge at Shoal Creek Boulevard and Lamar Boulevard, the path replacing a similar path constructed along this same area in the early 30's but which since that time has been virtually destroyed by the changing of Shoal Creek Boulevard to Lamar; and by rerouting the course of Shoal Creek, and by the laying of sanitary sewers, storm sewers, and water lines along the route. He said they proposed to grade the path to a width of approximately six feet, and top it with crushed stone or some other suitable material where necessary. The proposal was that the City would estimate the approximate cost, and the money would be placed in a separate escrow account by Mr. and Mrs. Fish from which costs and charges would be paid. Selection of the contractors and materials and supervision of construction will be done by Mr. and Mrs. Fish with the approval of some predesignated representative of the City.. The City would be responsible for the maintenance and upkeep. The trail will be a "Hike and Bike Trail". The City Manager stated the Parks and Recreation Board recommended the acceptance of the gift, and the Director of Recreation also recommended that the offer be accepted. Mayor Pro-tem Palmer suggested that this be worked out with the Director of Public Works, and then the Council could determine better. He stated he would dislike for Mr. and Mrs. Fish to invest several thousand dollars and the path be washed out. The Director of Public Works stated he would check the high-water line and see what all would be involved. Mayor Pro-tem Palmer asked that Mr. and Mrs. Fish be thanked for the offer and told that the Public Works Department would work with them and determine the feasibility of it.

The City Manager submitted a report from the Recreation Director from a group representing the Austin Junior Baseball Organization regarding the needs for additional playing fields, and asked if the City could consider their transferring their operations from Lenoir Field to the Butler No. 1 softball field. He stated they wanted to know, if this were possible, if the City would assist them in enlarging the Butler softball field so it would accomodate older boys playing baseball. The City Manager stated that Mr. Sheffield does not recommend that transfer now, but he would possibly like to study the idea further to see what would be involved. He said that Mr. Sheffield did suggest that possibly the American Legion might use Disch Field on nights when the Senators were playing elsewhere. Mayor Pro-tem Palmer said his recommendation was that it be studied further. The City Manager said that Mr. Sheffield did not recommend it at all this season, and that he may want to look into it at a future season. Councilman Bechtol said it was his opinion that the matter be left up to the Recreation Department.

The City Manager stated that the Director of Public Works had plans for Pleasant Valley Road, the roadway from the south end of the Dam down to Riverside Drive. The Director of Public Works displayed a map showing the area inside the city limits, and the percentage outside. He said he was ready to advertise for bids, and described the 40' roadway. It was his suggestion that the Council authorize the letting of a contract, and letting the County reimburse the City. After discussion, Councilman Bechtol moved that the City Manager be authorized to advertise for bids and to construct that portion of Pleasant Valley Road from the Low Water Dam south to Riverside Drive subject to participation by the County. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Mayor Pro-tem Palmer asked that this be expedited as fast as possible.

The Director of Public Works read a bid of O. H. CUMMINGS ELECTRIC COMPANY for cleaning all of the lights and reflectors at the Disch Field Ball Park, and for installing 62 new lamps and for furnishing and installing a complete set of lamps as required during the season at a price of \$1,347. He estimated the amount to fix the fence, seats, bleachers, and to repair the metal roof as needed would be \$2,300, totalling \$3,647. To do the work on the field that was not done by the Schools--repairing the turf and pitcher's mound would cost about \$206. There would be a total of \$3853, \$206 of which would be charged to the school board. Councilman White moved that the Council authorize the repair work, and bill the School Board for its part. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Councilman Bechtol made the statement that the City's activities in connection with maintenance of this ball park should be restricted to mowing.

Further discussion was held on the operations of the Austin Ball Club at Disch Field, covering proper liability, a protest of a rodeo being held in the ball park; on the amount of maintenance costs last year, and on proper insurance being carried on the properties. Councilman Bechtol stated to Mr. Allan Russell that all the Council had agreed to was predicated on his paying the utility bills, and he stated they would be paid on the 15th of next month.

MR. ALLEN RUSSELL, Manager, Austin Ball Club, asked about a decision on his request to have the Water Follies. Mr. Russell said this would be scheduled sometime around June 1st. Councilman Perry moved that he be granted permission to have the Water Follies. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Director of Public Works brought up for further discussion the request from the Driskill Laundry for a gasoline plant, stating the only place that it could be placed would be in the sidewalk area, and the only place the pump could go in the sidewalk area and not interfere with the utilities would be on the rear 50' of the lot on the sidewalk area. The City Manager stated he would recommend against this, and he suggested that they might lease some vacant property across the street for the gasoline plant.

The Director of Public Works submitted a request of Mr. Hudspeth for paving a parking lot on Brazos between 7th and 8th Streets, stating he wanted to come in with asphalt from the property line, which would be 10' on Eighth Street, 7' on Seventh Street, and 5' on Brazos, and he stated this would be in violation of the ordinance.

The Council had before it a list of election officials for review. Councilman White moved that the names be left on the list for the coming election. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller
Not in Council Room when vote was taken: Councilman Bechtol

Letter from Mrs. Jenks on West 35th Street was referred to the Chief of Police.

Councilman Bechtol moved that the City Manager be authorized to increase the Chief of Police salary to \$10,800. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Councilman White moved the Council approve the request of MR. ALLAN RUSSELL to hang a banner at 7th and Congress, from April 3rd until April 18th. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

COUNCILMAN BECHTOL stated he had been told by several of the service station operators that they were waiting on the City Fire Marshall's Office to provide them with signs they were supposed to display in compliance with the ordinance prohibiting the sale of gasoline in glass jugs. The City Manager said it was his understanding the people who were present the day the ordinance was considered said they would be happy to provide their own signs. Mayor Pro-tem Palmer mentioned the major oil companies said they would provide those signs. The City Manager said he would get the Fire Marshall to check and see if the major companies would provide them. Councilman Bechtol asked that the City Manager check with Mr. Heaton and see that the City is not furnishing the signs.

COUNCILMAN BECHTOL discussed the arrangement made with MR. CECIL RUBY on the sand beach reserve where he wanted permission to take up to 90,000 yards of gravel. MR. RUBY had taken about 55,000 yards and found now he will need no more. Councilman Bechtol said Mr. Ruby was to pay 10¢ a yard, and asked if the engineers had gone back in and cross-sectioned the area and billed Mr. Ruby. The City Manager explained the mutual agreement to wait and decide on the amount taken, and the loads were being counted. Councilman Bechtol said in addition, Mr. Ruby had agreed to level the area, reseed it with bermuda seed, and move the hump down on the south side of the Stroborg pit. The City Manager said he was to level the flat area but not the hump; and under the arrangement, if he did take the hump, he would level that too. MAYOR PRO-TEM PALMER said it was his recollection that Mr. Ruby had said the hump would be hard to get down, but he was to level it. MR. BECHTOL reported he had another request from one who would like to have 20,000 yards, and he had told this person that arrangements had been made with Mr. Ruby and it would be up to him. He pointed out the advantages if this other contract for 20,000 yds. could be made. He mentioned filling the Stroborg pit, and inquired if that would be a tremendous job pushing the hump off to where it would come down to the water level, and have less of a slope under the water. He said his own idea would be to have a shelf. Councilman Bechtol asked the Council to give the Director of Public Works, the City Manager, and himself permission to work this out; and if it were all right, to let this other contractor have the 20,000 yards. Mayor Pro-tem Palmer said he would be in favor of saving enough dirt for the River Road. The City Manager stated there was another possible need for dirt, as the Electric Department needed some fill around the new Power Plant site. Councilman White moved that Councilman Bechtol, Mr. Williams, and Mr. Rountree be permitted to work out a solution for that pile of dirt and clear up the arrangements with Mr. Ruby and proceed with the other contract. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

Mr. Williams announced he would be in New York next week; and in case Mr. Rountree and Councilman Bechtol had worked this out before he returned, he authorized Mr. Rountree to proceed with it.

Councilman Bechtol asked if the City Manager would have the Legal Department check the agreement with TRAVIS MATERIALS as to the definite time they have for moving from the north side of the lake. He said he understood they made some agreement with a private owner and there would be some work down in there; and that our agreement was that he was to have a certain length of time to sell the store piles and leave the area in a levelled condition when he moved out. Councilman Bechtol said he wanted to try to correlate the whole thing. He pointed out all of the materials on the north side did not belong to the City because TRAVIS MATERIALS had agreed to give it to the land owner. The City Manager said he would refer that to the Director of Public Works.

Mayor Pro-tem Palmer noted a letter received from Colonel Pearson regarding meter deposits.

MAYOR PRO-TEM PALMER made a report on a conversation he had with MR. CARL G. TAYLOR, Missouri-Pacific Railroad Company, and Mr. Taylor told him that Mr. Gordon is now coming to the office, and that he had inquired about the status of the Missouri-Pacific Boulevard, and Mr. Gordon is trying to get an answer out of their Legal Department in St. Louis. Mr. Taylor will again remind Mr. Gordon of this telephone call in which Mayor Pro-tem Palmer had explained that many of the citizens were becoming anxious about the progress made on the boulevard and that the City was trying to move out as rapidly as it could. Mr. Taylor had agreed to discuss this with Mr. Gordon the next day. The City Manager stated with Mr. Gordon back in the office, the project would possibly move out faster.

MAYOR PRO-TEM PALMER stated in connection with the City Manager's trip to New York, he wanted to commend Mr. Williams and his associates for the detailed and large amount of work they did in an effort to get the "little a" rating. He stated if any one was able to accomplish this, MR. WILLIAMS, MR. HUFFMAN, MR. W. A. JACKSON, and MR. HUGUENIN would. Mayor Pro-tem Palmer again commended the City Manager and the others for the routine work of getting all of the information together.

The Council received notice from the City Manager that the following zoning applications were referred to the Planning Commission and set for public hearing before the Council on March 30, 1961.

AUSTIN NEWMARK COMPANY by John Powell	1201 S. Congress	From "C-1" Commercial To "C-2" Commercial
P. E. WORSHAM	800-822 Tirado St. 6101-05 Middle Fiskville Road	From "A" Residence To "C" Commercial
JAY LYNN JOHNSON, JR.	2801-15 S. Lamar Blvd. 2800-18 Manchaca Road	From "C" Commercial 6th H&A To "C-1" Commercial 6th H&A
MISS LORAIN STOLLE by Arthur E. Pihlgren	1627-1629 Holly 54-58 Chalmers	From "A" Residence To "LR" Local Retail

GEORGE H. WALKER	1804-06 W. 35th St.	From "B" Residence To "LR" Local Retail
ROY B. STEWART	4316 Russell Dr. 4303 Merle Drive 1800-10 W. Ben White Blvd.	From "A" Residence 1st H&A To "C" Commercial 5th H&A
DAISY T. GILBERT, et al	2401; 2407-09 Red River 600-602 E. 24th Street	From "B" Residence To "O" Office
MRS. JAMES R. HAMILTON by Harrison Wilson Pearson	809 E. 10 $\frac{1}{2}$ Street 810 E. 10th Street	From "A" Residence To "C" Commercial
EMANUEL METHODIST CHURCH E. W. Jackson, Trustee by Jim Frederick	900-904 E. Avenue 708 E. 9th Street	From "B" Residence To "C" Commercial
ARMAND D. R. SMART	1701 West Avenue 706-710 W. 17th St.	From "O" Office 1st H&A To "O" Office 2nd H&A
ANNIE MAE TIMMONS by Arthur E. Pihlgren	2700-2704 Wheless Lane Rear of 2706-2710 Wheless Lane	From "A" Residence To "O" Office
CHARLES E. WALSH	1504 Scenic Drive	From "A" Residence To "C" Commercial
GARDNER IRON-METAL WORKS By R. Gardner	9201-9311 FM 1325 (McNeil Road) 9200-9306 Upper Georgetown Road	From "A" Residence To "D" Industrial
NORVERTO T. LOPEZ by Kenneth R. Lanekin	1201-1203 E. 7th St. 611-619 Waller	From "C" Commercial To "C-1" Commercial

There being no further business, Councilman Perry moved the Council adjourn.
The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The Council adjourned at 6:30 P.M. subject to the call of the Mayor.

APPROVED

Lee E. Palmer
Mayor Pro-tem

ATTEST:

Elsie Hooley
City Clerk