

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 6, 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 REV. DAVID CLARK, Hyde Park Christian Church.

Councilman White moved that the Minutes of the Meeting of March 23rd, and of the Special Meeting of March 29, and of the Recessed Meeting of March 30th, held on April 3rd, 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

Mayor Pro-tem 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:

- (1) (A) TWO TRACTS OF LAND FRONTING APPROXIMATELY 202 FEET ON THE WEST RIGHT-OF-WAY LINE OF SCENIC DRIVE, LOCALLY KNOWN AS 1504-1508 SCENIC DRIVE; AND
- (B) A TRACT OF LAND FRONTING 43.98 FEET ON THE WEST RIGHT-OF-WAY LINE OF SCENIC DRIVE, LOCALLY KNOWN AS 1500-1502, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;

- (2) LOT 1, BLOCK 1, OF THE SUBDIVISION OF OUTLOT NO. 3, DIVISION B, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT;
- (3) THE EAST 100 FEET OF LOT 2, OUTLOT 58, DIVISION "O", TOBIN RESUBDIVISION, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;
- (4) LOT 4, OUTLOT 116, ORIGINAL CITY, FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;
- (5) AN INTERIOR TRACT OF LAND HAVING DIMENSIONS OF 8 FEET BY 10.5 FEET AND CONTAINING AN AREA OF 84 SQUARE FEET, LOCALLY KNOWN AS 1201 SOUTH CONGRESS AVENUE, FROM "C-1", COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT;
- (6) (A) LOTS 1-12, BLOCK 1, BROOKS SUBDIVISION; AND (B) LOTS 13 AND 14, BLOCK 1, BROOKS SUBDIVISION, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; AND
- (7) (A) LOT 1 AND THE SOUTH 15 FEET OF LOT 2, BLOCK 54 CHRISTIAN AND FELLMAN ADDITION; (B) LOTS 4 AND 5, BLOCK 54, CHRISTIAN AND FELLMAN ADDITION; (C) LOT 3, BLOCK 54, CHRISTIAN AND FELLMAN ADDITION; AND (D) THE NORTH 48 FEET OF LOT 2, BLOCK 54, CHRISTIAN AND FELLMAN ADDITION, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE 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 Perry, 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 Perry, 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 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.

The City Manager submitted the following:

"April 4, 1961

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

"Dear Mr. Williams:

"Bids were received until 2:00 P.M., Tuesday, April 4, 1961, at the office of the Director of the Water and Sewer Department, for the relocation of Sanitary Sewer Mains in South Lamar between Barton Springs Road and Barton Skyway. Bids were publicly opened and read in the Second Floor Conference Room Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>Firm</u>	<u>Amount</u>	<u>Working Days</u>
Bland Construction Company	\$ 7,644.40	40
Wagner, Inc.	8,786.75	40
J. R. Barnes Engineering Co.	14,470.00	40
Walter W. Schmidt	15,710.00	75

"It is recommended that the contract be awarded to Bland Construction Company on their low bid of \$7,644.40 with 40 working days.

"Yours truly,

"s/ S. A. Garza, Superintendent
Sanitary Sewer Division

"s/ Albert R. Davis, Director
Water and Sewer Department"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 4, 1961, for the relocation of sanitary sewer mains in South Lamar between Barton Springs and Barton Skyway; and,

WHEREAS, the bid of Bland Construction Company, in the sum of \$7,644.40, was the lowest and best bid therefor; and the acceptance of such bid has been recommended by the Director of Water and Sewer Department 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 Bland Construction Company, in the sum of \$7,644.40, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager, be and he is hereby authorized to enter into a contract, on behalf of the City of Austin, with Bland Construction Company.

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 the following:

"April 4, 1961

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

"Dear Mr. Williams:

"Bids were received until 2:00 P.M., Tuesday, April 4, 1961 at the Office of the Director of the Water and Sewer Department for the relocation of Water and Sanitary Sewer Mains, Interstate Highway 35 and Anderson Lane. Bids were publicly opened and read in the Second Floor Conference Room, Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>Firm</u>	<u>Amount</u>	<u>Working Days</u>
Austin Engineering Company	\$62,768.48	80
Bland Construction Company	64,635.10	90
Wagner, Incorporated	73,088.30	150
Glade Construction Company	80,245.60	--
J. R. Barnes Engineering Company	82,409.10	100

"It is recommended that the contract be awarded to the Austin Engineering Company on their low bid of \$62,768.48 with 80 working days.

"Yours truly,

"s/ Victor R. Schmidt Jr.
Superintendent Water Distribution

"s/ S. A. Garza
Superintendent Sanitary Sewer Div.

"s/ Albert R. Davis
Director Water and Sewer Dept."

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 4, 1961, for the relocation of water and sanitary sewer mains, Interstate Highway 35 and Anderson Lane; and,

WHEREAS, the bid of Austin Engineering Company, in the sum of \$62,768.48, was the lowest and best bid therefor; and the acceptance of such bid has been recommended by the Director of Water and Sewer Department 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 Austin Engineering Company, in the sum of \$62,768.48, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager, be and he is hereby authorized to enter into a contract, on behalf of the City, with Austin Engineering Company.

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 the following:

"April 5, 1961

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

Contract Number 61-D-13

"Following is a tabulation of the bids received at 2:00 P.M., Wednesday, April 5, 1961 for the repair of the bridge at Red River and Second Streets - Contract Number 61-D-13.

Norman L. Larson	\$ 9,817.00
Ed H. Page	10,748.00
Giesen & Latson Construction Co.	11,467.00
Maufrais Bros. Inc.	11,878.00
Capital Construction Co., Inc.	12,825.20
Walter W. Schmidt	13,603.00
City's Estimate	\$10,037.00

"I recommend that Norman L. Larson with his low bid of \$9,817.00 be awarded the contract for this project

"s/ S. Reuben Rountree, Jr.
Director of Public Works"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 5, 1961, for the repair of the bridge at Red River and Second Streets - Contract Number 61-D-13; and,

WHEREAS, the bid of Norman L. Larson in the sum of \$9,817.00 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works 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 Norman L. Larson in the sum of \$9,817.00, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Norman L. Larson.

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

Councilman Bechtol made inquiry of reimbursement for the relocation of the water and sanitary sewer mains in Interstate Highway 35 and Anderson Lane. The City Manager explained there was a contract with the State that will assure that the City will get whatever it is entitled to; however, there may be a partial participation, as there may be a larger pipe laid than is being taken out.

The Council had before it an ordinance to annex NORTHTOWNE, SECTION 3. The Council discussed a drainage easement in the area, and the fact that Great Northern Boulevard and Shoal Creek Boulevard were not being extended through. The Director of Planning explained the lay-out, in that both would stop at Anderson Lane. It was also pointed out this ordinance included the property of the Texas Electrical Coop. After discussion, Councilman White introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 117.55 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY NO. 15 AND THE JAMES P. WALLACE SURVEY NO. 18 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.

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 ordinance was read the first time and Councilman White moved that the ordinance be passed to its second reading. 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 following statement regarding his vote:

"I am disappointed that Shoal Creek Boulevard and Great Northern Boulevard are not designed to go all the way through to Burnet Road."

Mayor Pro-tem Palmer brought up the following zoning application deferred from last week:

GARDNER IRON-METAL COMPANY	9201-9311 FM 1325	From "A" Residence
By R. Gardner	(McNeil Road)	To "DL" Light Industrial
	9200-9306 Upper	As amended at Mr.
	Georgetown Road	Gardner's request in
		letter dated April 3,
		1961

Councilman White moved that the change be granted to "DL" Light Industrial. 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 change had been granted to "DL" Light Industrial and the City Attorney was instructed to draw the necessary ordinance to cover.

Mayor Pro-tem Palmer stated Mr. Walker had asked for two weeks' extension on his zoning application in order to get some legal implications and deed restrictions worked out. Councilman Bechtol moved to allow them to postpone the following zoning application until April 20th:

GEORGE H. WALKER	1804-08 West 35th St.	From "B" Residence
		To "LR" Local Retail
		NOT Recommended by the
		Planning Commission.

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

MR. RUDY CISNEROS appeared before the Council regarding the marked sample ballot found during the last election, and asked if the Council could pass an ordinance to prevent this from happening again. The City Attorney stated the

election laws were state laws, and the city does have some authority to make some local regulations. He stated if the Council would like for him to explore the possibility of local regulations prohibiting that kind of conduct, he would be glad to do that. The Mayor Pro-tem stated it would be very good to do that along with the other investigation. Councilman Bechtol stated some kind of an educational device should be used to show people how to cast ballots. The City Attorney explained the duties of election officials. Mayor Pro-tem Palmer thanked Mr. Cisneros for coming up.

Councilman Bechtol offered the following resolution and moved its adoption subject to checking that there is no additional cost to the City on fire insurance on the buildings located in the area; and if there is additional cost to this, that the Austin Eagle, Inc., pay the additional cost or find another location:

(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 in Zilker Park 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 Austin Eagle, Inc., and is in Zilker Park of the City of Austin, Travis County, Texas, and hereby authorizes the said Austin Eagle, Inc. 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, 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 Austin Eagle, Inc. has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
April 6, 1961

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

"Dear Sir:

"I, the undersigned, have considered the application of Austin Eagle, Inc., by their agent, B. E. Glenn, 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 in Zilker Park in the City of Austin, Travis County, Texas.

"This property is located in an unzoned district and I recommend that if this request is granted by the City Council that it be 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 White, carried by the following vote:
Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The City Manager stated he had a memorandum from the Director of Recreation regarding the opening of swimming pools, as follows:

Barton Springs	-	April 2nd
Rosewood Park	-	April 2nd
Northwest Park	-	April 15th
Deep Eddy	-	May 6th
Oak Springs	-	May 27th
Playground pools	-	June 2nd

Councilman White moved the Council approve this schedule for opening dates of the specified pools. 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

After discussion of the concession contract at Rosewood Park, Councilman White moved the City Manager be authorized to proceed with contracting with GEORGE NICHOLS as concessionaire, at the 10% figure. 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

The Assistant City Manager submitted the request from the University of Texas for two banners to be hung at 19th and Guadalupe and 7th and Congress, to be up for four days. Councilman White moved the Council approve the banner locations. 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 Assistant City Manager submitted the request of HUSTON TILLOTSON COLLEGE for their annual Band Day Parade on April 29th at 2:00 P.M., on streets on the east side. Councilman Perry moved that permission be granted to have this parade. 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. DAVID BARROW, Chairman of the Planning Commission, stated he would like to notify the Council that the Planning Commission is ready to meet with it and discuss the Development Plan any time it was convenient with the Council. Mr. Barrow made inquiry as to what the Council planned to do. Mayor Pro-tem Palmer stated every major move that had been made in the way of capital improvements had always been considered in the light of the Master Plan. He stated the Council would consider a date and check with Mr. Barrow to see when the two groups could get together, and give enough publicity to let interested parties know when the discussion would be held.

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

H. G. LINSOMB, By Trueman O'Quinn	2519-2707 Thornton Road	From "A" Residence To "C" Commercial NOT Recommended by the Planning Commission
ROY F. BEAL, By E. F. Evans Co., Inc.	2317-2409 Thornton Road	From "A" Residence To "C" Commercial NOT Recommended by the Planning Commission

MR. O'QUINN represented both applicants, as the Attorney for Mr. Beal had asked him to represent this request also. He stated the Plan Commission had studied these cases at length, and the problem of the zoning was a street problem. Mr. Beal's operations are under a non-conforming use, and are of an industrial or commercial type that is permitted under "C". Mr. Linscomb has 6½ acres and wants to put a contractors office and equipment yard with some warehouses that will store only durable goods. He explained that about 25 acres would be earmarked for commercial uses. Discussion of former zoning, and dedication for right-of-way for boulevard was held. Mr. Linscomb stated he would give whatever they

wanted as a reasonable amount. The Director of Planning stated the Railroad Company had indicated it would dedicate a right-of-way provided someone else developed it; and he pointed out certain problems concerning the dedicated thoroughfare stating it would be necessary to rechannel the creek; concerning the development of Lightsey Lane in connection with the residential subdivision of South Terrace in which houses are under construction; concerning Thornton Road which is not opened on the ground on the Lindsey Tract; and concerning the early development of the entire area as residential with houses are selling on three sides and the commercial area in the middle, away from the thoroughfare. He stated ultimately there would be a public responsibility to develop the streets in a large commercial area; in the meantime the residential developers are required to develop the streets, put in utilities and handle the drainage. Councilman Bechtol discussed the traffic flow, and stated it would be up to the applicants to work that out and get the I&GN Railroad to join in it, and asked Mr. O'Quinn to contact the railroad and work this out. Mayor Pro-tem Palmer stated the Council would make a personal inspection of the area.

Mayor Pro-tem Palmer inquired about the appeal of MILTON TURNER from Plan Commission's decision of a Special Permit for the City of Austin Service Center. No action was taken, and the matter was left as a pending matter.

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 TO THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:
FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT ON A TRIANGULAR SHAPED TRACT OF LAND FRONTING 200 FEET ON THE EAST RIGHT-OF-WAY LINE OF SOUTH LAMAR BOULEVARD AND APPROXIMATELY 264.5 FEET ON THE WEST RIGHT-OF-WAY LINE OF MANCHACA ROAD, LOCALLY KNOWN AS 2801-2815 SOUTH LAMAR BOULEVARD AND 2800-2818 MANCAHCA ROAD, IN THE CITY OF 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 Perry 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 Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the second time and Councilman Perry 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 Bechtol, Perry, White, Mayor Pro-tem Palmer
Noes: None
Absent: Mayor Miller

The ordinance was read the third time and Councilman Perry moved that the ordinance be finally passed. 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

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

Mayor Pro-tem Palmer introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING TO PUBLIC TRAVEL A PORTION OF SOUTH LAMAR BOULEVARD, A STREET IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, RETAINING AN EASEMENT FOR PUBLIC UTILITY AND DRAINAGE PURPOSES; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE 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 Perry, 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 Perry, 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.

Mayor Pro-tem Palmer submitted the request of the AUSTIN PRESBYTERIAN SEMINARY, on 29th Street for developing their area, and pointed out they had acquired the property and hoped to acquire an estate and work out the access to the property. It was pointed out ultimately that a part of 29th Street would have to be vacated through this property. The matter was referred to the City Manager.

The Council recessed until 3:45 P.M.

RECESSED MEETING

3:45 P.M.

At 3:45 P.M. the Council resumed its business. (Councilman White absent)

The Council reviewed the taxicab operations in the City. Councilman Bechtol read a list of general changes in the Taxicab Ordinance that should be made before any rate increase is granted. This list covered the removal of a cab from service if it were unsafe, unsanitary or if the driver were out of uniform, and provided a fine for failure to comply; regulations upon the amount that a franchise holder charges for giving a driver the right to operate as a cab under his franchise; increases in the cab fares should go to the driver and the owner of the cab instead of to a party who is merely renting his name; reduction of number of cabs; increase of insurance from \$5/10/5 to \$100/200; age of cabs; and uniforms. Each item was discussed in detail. The City Attorney read the franchise ordinance. The Taxicab Inspector was called in to discuss the operations. The Council informally agreed that the ordinance should be amended to give the Taxicab Inspector the authority to order a cab out of business when the driver was out of uniform. Councilman Perry added that this should include a fine for the franchise holder also.

As to the Uniform, the Council informally agreed that the summer uniform would consist of a shirt with top button unbuttoned, and a cap, and long trousers; the winter uniform would consist of a shirt and tie, jacket and cap, and long trousers.

The Insurance was discussed. The Taxicab Inspector was asked to check into the amount of premiums which would be charged for the \$100/\$200,000 coverage. Councilman Bechtol suggested the liability be the \$100/\$200,000.

The matter of the condition and appearance of the cabs was referred to the City Manager to recommend standards for safety and standards for appearance.

It was reported that some of the franchise holders did not maintain a 24-hour service as required. It was suggested that a case be filed and the Council asked to revoke the franchise. Councilman Perry suggested that warnings be issued. Mayor Pro-tem Palmer stated that the warning should be issued that there was to be strict enforcement of the ordinance, and set the date as May 1st.

The City Manager discussed reorganization of the Taxicab Inspector's office and possibly considering placing it under the Police Department. Councilman Bechtol stated the Council would be willing to give this Department the utmost authority to enforce all of the provisions of the Code, and that it would like for the City Manager to study it further and recommend whether the department should be placed wholly under the Police Department or under the direction of the Chief of Police, or keeping it under the Finance Section or making it a civil employee of the Police Department--whatever steps that could be made to increase the enforcement procedure. Mayor Pro-tem Palmer asked the City Manager to bring in that recommendation.

The City Manager discussed briefly the Airport Limousine service, stating the present contract provides that the Airlines will select their own limousine service. The Director of Aviation had asked about the City's making designations for them.

The Council discussed the number of permits a taxi-cab company has and number of cabs it actually has in service. No action was taken on this.

MR. FRANK DENIUS appeared before the Council to announce the opening of the Austin Eagle, stating it would be running on April 11th, and would probably be open on the next week end. The Council was invited to come out as soon as everything was checked, and the train running.

There being no further business, the Council adjourned at 6:10 P.M. subject to the call of the Mayor.

APPROVED

L. H. E. Palmer
Mayor Pro-tem

ATTEST:

Elvie Mosley
City Clerk