

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 22, 1960
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Absent: None

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

Invocation was delivered by REV. BRANDOCH LOVELY, Unitarian Church.

Councilman White moved that the Minutes of the Meeting of September 15, 1960, be approved. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, our generous Creator endowed the people of Austin with an unsurpassed abundance of nature's gifts to be preserved, developed, and used for the benefit of His children; and,

WHEREAS, our Master's plan also encompassed the need for good stewards such as Austin, Lamar, Waller and their counterparts in succeeding generations: strong men of clear vision, with willing hands and stalwart hearts, to be continuations of His example that sublime happiness is found never so much in receiving as in giving; and,

WHEREAS, as the beneficiaries of the long and untiring service of one of those good stewards, it is quite fitting that the continuing appreciation of the people, so seldom expressed, be made known upon appropriate occasions; Now, Therefore,

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

That the deep affection, the gratitude, and the sincerest best wishes of the people of Austin for many, many, more Happy Birthdays be expressed upon the occasion of the 67th birthday of Austin's beloved Tom Miller.

WITNESS our hands and the official seal of the City of Austin hereunto affixed this the 22nd day of September, A.D., 1960.

(Sgd) Hub Bechtol

Lester E. Palmer

Edgar Perry III

Ben White

The motion carried by four votes, Mayor Miller present but not voting.

MR. ROBERT POTTS, and a neighborhood committee, submitted a petition, stating the signers desired to cooperate among themselves to clean out, dredge, and beautify all of the area in question; but as private citizens, they lacked the forces, equipment, and engineering ability to plan and prosecute work of this nature; but each pledged his pro rata share to raise \$1,000 to pay to the City, and asked that the city forces be used to clean out, restore, and beautify the creek and pond in Shoal Creek between West 49th Street and Hancock Drive. The Mayor thanked the group, who, besides being taxpayers, were willing to pay for the good of their neighborhood, and stated that the Council would make a personal inspection of the whole area. He said he did not know how far this \$1,000 would go toward the ultimate job, but a check would be made with the Director of Public Works. Councilman Bechtol, complimented the group for its attitude.

The Mayor recognized DAN CASEY, Explorer Scout, who was visiting the Council, and who stated he was interested in conservation, and also in the petition for providing for the clearing of Shoal Creek.

Mayor Miller introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 4, 5, 6 AND 7, WEISE SUBDIVISION, SAID FOUR LOTS FRONTING 232 FEET ON THE WEST RIGHT-OF-WAY LINE OF RED RIVER, BEGINNING AT THE SOUTH RIGHT-OF-WAY LINE OF EAST 30TH STREET, AND HAVING AN AVERAGE DEPTH OF 115 FEET, LOCALLY KNOWN AS 2906-2912 RED RIVER STREET, AND 829-831 EAST 30TH STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Palmer 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, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Palmer 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, Palmer, Perry, White, Mayor Miller
Noes: None

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

No action was taken on the appeal of MR. GENE NAUMANN regarding short form subdivision of property located on the corner of Comal and Hackberry Streets.

The Mayor brought up the following zoning applications deferred from last week:

| | | |
|-------------------|-----------------------|---------------------|
| TERRELL TIMMERMAN | 5307 Link Avenue | From "A" Residence |
| By Robert Potts | 5304-06 Avenue F | To "BB" Residence |
| | 5302 Avenue F and | RECOMMENDED by the |
| | rear 5300-04 Avenue F | Planning Commission |

MR. POTTS represented the applicants. Vacating the alley was discussed. After discussion, Councilman Bechtol moved that the change be granted to "BB" Residence. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White
Noes: None
Present but not voting: Mayor Miller

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

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| | | |
|------------------|---------------------|------------------------|
| THOMAS G. MORENO | 3814 Wadford Street | From "A" Residence |
| | | To "C-1" Commercial |
| | | NOT Recommended by the |
| | | Planning Commission |

The Council did not take any action and asked that Mr. Moreno be contacted

to see if he wanted to withdraw this application.

The Council had before it for second reading the ordinance covering the zoning of property belonging to LEROY ELLETT, 3717 Hollywood Avenue, and 1209-11 East 38 $\frac{1}{2}$ Street, from "A" Residence to "B" Residence. Councilman Palmer moved that MR. ELLETT be permitted to withdraw this application. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The Mayor made inquiry of the cost of the Scenic Drive Water Main installation by AUSTIN ENGINEERING COMPANY. The Water Superintendent stated the total bid was \$68,000 for the whole job--Force Main, etc., and that the pipe was \$16.00 a foot. He explained the contract, and the type of construction and number of days set out to do the job. The Mayor asked that this information be submitted in writing.

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum reasonable and safe speed for the operation of vehicles at the following location during the times stated is less than thirty (30) miles per hour when pedestrians are present, due to the proximity of said street to schools; and,

WHEREAS, after said investigation the City Council has found that the maximum reasonable and safe speed for the operation of vehicles on school days during the hours 7:30 A.M. to 4:30 P.M. when pedestrians are present is twenty (20) miles per hour at the following location:

| <u>ON STREET</u> | <u>FROM</u> | <u>TO</u> |
|------------------|----------------|---------------|
| Anderson Lane | Woodrow Avenue | Tisdale Drive |

Now, Therefore,

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

That the City Clerk be authorized and instructed to record this finding in Section 33.39 of the Traffic Register.

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

Councilman Palmer made inquiry about the speed limits from the City limits out to the Country Club. The Chief of Police stated the limit outside

the city was 60 miles per hour; but as the street passed through the city limits twice, it was hard to tell where the limits were. Councilman Palmer suggested a 45 mile speed limit. The Mayor asked that city-limit signs be placed on Riverside Drive. As to the speed limit, the matter was referred to the Traffic Engineer to make a study toward increasing the speed from 30 miles to 45 miles per hour.

Mayor Miller introduced the following ordinance:

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

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A

PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF BRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY. (*Barrow Ave*)

The ordinance was read the first time and Councilman Palmer 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, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Palmer 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, Palmer, Perry, White, Mayor Miller
Noes: None

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Palmer offered the following resolution and moved its adoption:
(RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 19, 1960, for the furnishing of gasoline, oils, greases, diesel fuel, kerosene and naptha, for a period of one year, beginning October 1, 1960, and ending September 30, 1961; and,

WHEREAS, the total bid of Mobil Oil Co. in the sum of \$123,900.42 for all gasoline was the lowest bid therefor; and,

WHEREAS, the bids of Sinclair Refinning Co. in the sum of \$5,768.00 for diesel fuel, and in the sum of \$5,472.00 for kerosene were the lowest bids therefor; and,

WHEREAS, the bid of Humble Oil Co. in the sum of \$7,630.52 for oils and greases was the lowest bid therefor; and,

WHEREAS, the acceptance of such bids has been recommended by the

Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

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

That the total bid of Mobil Oil Co. in the sum of \$123,900.42 for all gasoline; the bids of Sinclair Refining Co. in the sum of \$5,768.00 for diesel fuel, and in the sum of \$5,472.00 for kerosene; and the bid of Humble Oil Co. in the sum of \$7,630.52 for oils and greases, be and the same are hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, is hereby authorized to enter into contracts, on behalf of the City of Austin, with said companies.

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

The City Manager submitted the following:

"September 20, 1960

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

"Contract Number 60-D-20

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, September 20, 1960 for the construction of a reinforced concrete culvert and channel excavation for a crossing of Shoal Creek at White Rock Drive - Contract Number 60-D-20.

| | |
|-------------------------------|-------------|
| "Texas Bridge Company, Inc. | \$18,168.30 |
| Larson-Pugh, Inc. | 18,263.00 |
| Ed H. Page | 18,719.60 |
| Miller's Concrete Contractors | 20,785.25 |
| Maufrais Bros., Inc. | 30,766.20 |
| McKown & Sons | 31,041.70 |

| | |
|------------------|-----------|
| "City's Estimate | 19,725.00 |
|------------------|-----------|

"I recommend that Texas Bridge Company, Incorporated with their low bid of \$18,168.30 be awarded the contract for this project.

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

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 20, 1960, for the construction of a reinforced concrete culvert and channel excavation for a crossing of Shoal Creek at White Rock Drive - Contract Number 60-D-20; and,

WHEREAS, the bid of Texas Bridge Company, Incorporated, in the sum of \$18,168.30, was the lowest 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 Texas Bridge Company, Incorporated, in the sum of \$18,168.30 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 enter into a contract, on behalf of the City, with Texas Bridge Company, Incorporated.

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

Councilman Palmer introduced the following ordinance and moved that it be published in accordance with Article I, 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 37.13 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE J.A.G. BROOKE SURVEY, 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. (University Hills, Section 3, Phase 1)

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

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

Mayor Miller brought up the following ordinance for its second 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 182 ACRES OF LAND MORE OR LESS, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE 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. (Along Colorado River west of Pleasant Valley Road)

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

Councilman Palmer 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 southeast corner of the intersection of Anderson Lane and Woodrow Avenue, which property fronts 139.25 feet on Anderson Lane and 148.86 feet on Woodrow Avenue, being known as Lot 23, Block 1 of Crestview Addition, Section 12 in the City of Austin, Travis County, Texas, and hereby authorizes the said Crestview Home Builders, Incorporated 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 Crestview Home Builders, Incorporated, has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"September 22, 1960

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

"Dear Sir:

"We, the undersigned, have considered the application of Crestview Home Builders, Incorporated, 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 southeast corner of the intersection of Anderson Lane and Woodrow Avenue, which property fronts 139.25 feet on Anderson Lane and 148.86 feet on Woodrow Avenue, being known as Lot 23, Block 1 of Crestview Addition, Section 12 in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by Crestview Home Builders, Incorporated, and is under lease to Texaco, Incorporated. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as General Retail 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 Crestview Home Builders, Incorporated, 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 - 1789.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2 - H - 1789 and shall be of the premoulded 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 White, carried by the following vote:
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

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

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

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main across the SEWAGE TREATMENT PLANT TRACT OF LAND, from a point 6.5 feet west of the east property line of Howard Road easterly 648 feet, the centerline of which gas main shall be 20 feet south of and parallel to the north property line of said SEWAGE TREATMENT PLANT.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(2) A gas main across the SEWAGE TREATMENT PLANT TRACT OF LAND, from a point 641.5 feet east of the east property line of Howard Road southeasterly 73.5 feet, the centerline of which gas main shall be 4 feet southwest of and parallel to an existing fence.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(3) A gas main across the SEWAGE TREATMENT PLANT TRACT OF LAND, from a point 701.7 feet east of the east property line of Howard Road in an easterly direction 245 feet, the centerline of which gas main shall be 62.5 feet south of and parallel to the north property line of said SEWAGE TREATMENT PLANT.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

THE Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union

Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

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

MR. FRANK BARRON came before the Council in the interest of exchanging property which he owned on Airport Boulevard and 38 $\frac{1}{2}$ Street for city property at 34th and Shoal Creek. The Council discussed this exchange, and stated it would make a personal inspection of the two pieces of property.

The City Manager stated he received a letter from the Pecan Springs Christian Church requesting that a tract of land on Rogge Lane between the old Manor Road and Springdale Road be annexed. He referred to a previous request from another Church for annexation, which request was not granted at that time. It was his recommendation that annexation of these properties would be premature now.

The City Manager submitted a schedule of functions at the Auditorium.

The City Manager referred to the following letter:

"September 20, 1960

"City Council of the City of Austin
Municipal Building
Austin, Texas

"Dear Council Members:

"In conformity with the provisions of the Charter of the City of Austin, the Board of Equalization, appointed by you, herewith submits its report to the City Council after completion of the Board's work on the tax rolls of the City for the year 1960, except for the School Districts outside the city limits.

"The Board of Equalization met for business on July 18, 1960. Our meetings

have always begun on time with every Board member present. Approximately 361 protests covering 595 tax items were heard by the Board. Adjustments were made where, in the opinion of the Board, such changes were necessary to properly evaluate the property and conform to the policy of seeing that all tax assessments were uniform and equal as provided by law.

"During the entire session we have enjoyed the splendid cooperation of the members of the Tax Department. In our opinion, the City has an efficient and well organized Tax Department, so vital to the interests of all citizens, and often so little appreciated.

"The majority appearing before the Board came with expectation of receiving tax reductions. In a friendly manner they were told of the increasing demands of our rapidly growing city and that all must be equally taxed on the basis of their holdings. While some were justified in seeking reductions, others requested individual reductions which had no merit and could not be granted. Usually explanations were taken in good spirit and they departed feeling that justice and equalization in all tax matters is the proper policy to pursue.

"The Board of Equalization has completed its work of hearing appeals within the limits of the City of Austin.

"Respectfully submitted,
s/ L. Theo Bellmont
Harry D. Pruett
Carl B. Sterzing"

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Board of Equalization of the City of Austin has certified its approval of the tax assessment rolls and records of the City of Austin for the year 1960, and has forwarded the same to the City Council; and,

WHEREAS, said tax assessment rolls appear in all respects to be in correct form and prior to their submission the valuations of property shown in said rolls have been examined and corrected in the manner provided by law and ordinances of the City of Austin by the Board of Equalization; Now, Therefore,

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

That subject to such adjustments as may be found necessary by reason of appeals pending, the tax assessment roll, showing a total amount of \$512,192,890.00 valuation for said year, be and the same is hereby approved and adopted.

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

Councilman Palmer moved that the following appointments to the Plumbing Board of Appeals be confirmed:

MR. FRANK GERLING - Mechanical Engineer
MR. JAMES GARLAND MILLER - Licensed Journeyman Plumber

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

Action on appointing one to represent the Property Owner on the Plumbing Board was postponed until next week.

Councilman Palmer asked that a brief outline of the major items proposed to be accomplished from the sale of bonds next week, be brought in.

The City Attorney read a letter from MR. GORDON, Missouri Pacific Railroad. The Mayor stated a meeting would be called next week to discuss the Boulevard plans with Mr. Gordon.

The Director of Aviation displayed samples of furnishings for the new Airport Terminal.

The Council discussed the permitting of plaques at the Auditorium upon request of various organizations, and agreed that these plaques might be placed in a committee room, and might contain phrases of their purpose, but none should ever have anything on them pertaining to the operation of the Auditorium--only honoring a particular cultural, beneficial, educational, social, or commercial group, or the like. The Council agreed that each organization requesting plaques submit a fully scaled model for Council approval.

MAYOR MILLER outlined a proposal of MR. BASCOM GILES for the city's taking over a lease he had on the river, for the remaining term of 42 years. Members of the Council stated at this time the City would not have any use for the property.

The Assistant City Manager submitted a revised recommendation for the employees insurance--that increased coverage on employees be made effective October 1, 1960, by raising the room coverage from \$7 to \$9 per day for employees only; and raise surgery maximum rate from \$225 to \$240 for employees. For increased dependents' coverage, it was recommended that a committee be appointed to study this coverage, and the Council decide whether or not the dependents should carry the increase or how much. He stated the \$35,000 earned credits would be returned to the Company which will pay $3\frac{1}{2}\%$ interest. Councilman Palmer stated he would favor this recommendation provided the company would reduce the service charge to $7\frac{1}{2}\%$. After discussion, Councilman Palmer moved that the City Manager be authorized to effect the changes as outlined. The motion, seconded

by Councilman White carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

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 Mayor announced that this was a scheduled meeting to have a public hearing on the Budget, and noted there were not many citizens outside of the Friends of the Library, and some members of the Planning Commission present. A few students from the Journalism Department were present; also MR. E. G. CABINESS who made inquiries from time to time.

The City Manager stated the Budget was filed on August 31st. He discussed the general statements in the Budget. The Council then went into details of the accounts of the various departments. Councilman White made specific inquiries about increase of personnel in the individual departments. He also referred to the Utility Section, Page 109, pertaining to Engineering Contract, \$5,000; Structures & Improvements, \$141,000; Boiler Plant Equipment \$224,000; and Miscellaneous Plant Equipment, \$60,000; totalling \$430,000. The Director of Utilities replied that this was for the old plant, as the old boilers would have to be replaced. The City Manager stated the boilers could not now be used with the old generators; and if these generators were used, it would be necessary to have new boilers. The Director of Utilities said the insurance company would not let these boilers be operated now. The City Manager said there was a possibility of selling the old generators. Councilman White stated that even if the old generators were not sold, they would not be needed for a while. The Director of Utilities stated that at the time the budget was being prepared, the new contract with the L.C.R.A. had not been drawn up. He recommended that all of the old equipment in the old plant be sold. Councilman Palmer suggested that the item be left in the Budget. The City Manager said that this money would not be spent without his coming back to the Council for authority.

MR. CABINESS stated it was amazing so few citizens came to take part in this Budget discussion, and that the Mayor, Council, and City Manager should be commended for the manner in which they had gone into this matter. Councilman Bechtol discussed the steady increase in the Library Budget.

Mayor Miller introduced the following ordinance:

AN ORDINANCE ADOPTING AND APPROVING THE BUDGET
FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1960,
AND TERMINATING SEPTEMBER 30, 1961, AND MAKING
APPROPRIATIONS FOR EACH DEPARTMENT, PROJECT AND
ACCOUNT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Palmer 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, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Palmer 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, Palmer, Perry, White, Mayor Miller
Noes: None

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE FIXING AND LEVYING MUNICIPAL AD
VALOREM TAXES FOR THE CITY OF AUSTIN, TEXAS,
FOR THE YEAR 1960, AND FOR EACH YEAR THEREAFTER
UNTIL OTHERWISE PROVIDED; DIRECTING THE ASSESSMENT
AND COLLECTION THEREOF; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Palmer 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, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Palmer 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, Palmer, Perry, White, Mayor Miller
Noes: None

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

There being no further business, the Council adjourned at 6:15 P.M.,
subject to the call of the Mayor.

APPROVED _____

Mayor

ATTEST:

Elie Worsley
City Clerk