

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 3, 1958
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Absent: None

Present also: W. T. Williams, Jr., City Manager; Boren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by REV. OTIS MOORE, First Southern Presbyterian Church, 200 East 8th Street.

Councilman White moved that the Minutes of March 27, 1958, be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor recognized DONNIE BOVO and MIKE SHANE who came in the interest of towers of the Ground Observer Corps. He stated plans were being made for them so that they could be located on different elevations in town.

MR. RICHARD WARREN, International Representative of the American Federation of State, County and Municipal Employees, appeared before the Council stating he understood that the City Manager had been instructed to call in the various Heads and have them take the information back to their departments about the Council policy on employees' joining the Union. He stated two departments were depriving some of the men of their rights. At one of the meetings two city men were parked in a car and were taking names of those who attended one of the meetings. The Mayor explained the policy as set out by the Council. The City Attorney read Section 7.8 of the Personnel Policies which cover grievances of employees and prescribed the procedure to be followed. The Mayor stated if any city employee thought he was being intimidated to go to the City Manager; and if he were not satisfied and wanted an appeal, the Council would be glad to hear him. He again explained the Council's policy.

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

HYDE PARK CHRISTIAN CHURCH Alvin G. East, Trustee	4300-4306 Speedway 100-02 West 43rd St.	From "B" Residence To "C" Commercial RECOMMENDED by the Planning Commission
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Mr. Jerome Sneed represented the applicant, and stated if it were not selected for a Post Office, they would request that the zone be changed back to its present use, "B" Residence. No opposition appeared. The Mayor asked those who wished to grant the change to "C" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

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

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TEXAS BUTANE DEALERS ASSOCIATION - C.J. PRUIT	1700-02 Evergreen Ave. Rear of 1617-1701 So. Lamar Boulevard	From "A" Residence To "C" Commercial RECOMMENDED by the Planning Commission and to include 1602-06 Evergreen Avenue and Rear of 1609-15 South Lamar Boulevard
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No opposition appeared. The Mayor asked those who wished to grant the change to "C" Commercial and to include 1602-06 Evergreen Avenue and Rear of 1609-15 South Lamar Boulevard to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

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

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POOL & STRONG, INC. Mary Gilliland Mrs. Kati Junck	2133-2159 South Lamar Boulevard	From "A" Residence To "C" Commercial RECOMMENDED by the Planning Commission
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No opposition appeared. The Mayor asked those who wished to grant the change to "C" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

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

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JERRY LeMOND	106-110 East Milton 1608-10 Nickerson St.	From "A" Residence To "BB" Residence RECOMMENDED by the Planning Commission
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No opposition appeared. One person made inquiry. The Mayor asked those who wished to grant the change to "BB" Residence to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

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

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LORRAINE FORSVALL	3504-06 Griffith St.	From "A" Residence To "BB" Residence RECOMMENDED by the Planning Commission
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Miss Ruth B. Fruth appeared in opposition as she feared this change would indirectly affect Speedway in the same block. The Mayor asked those who wished to grant the change to "BB" Residence to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

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

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HERMINIA DAVILA C.V. Millican, Agent	1500-04 Neches Street 404-10 East 15th St.	From "B" Residence To "O" Office RECOMMENDED by the Planning Commission
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No opposition appeared. The Mayor asked those who wished to grant the change to "O" Office to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

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

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O. O. NORWOOD

1012-30 Riverside Drive
1013-19 & 1014-20 Edgecliff
Terrace and 1000-34 Inter-
regional HighwayFrom "A" Residence 1st
Height and Area
To "O" Office 2nd
Height and Area
RECOMMENDED by the
Planning Commission

MR. COLEMAN GAY represented the applicants who wanted to sell to a first class modern motel chain, and stated the area was no longer desirable as residential. MR. FRANK DENIUS represented the TOWN HOUSE MOTOR HOTEL and pointed out the need of such development to keep pace with the development of the City, and pointed out the economic benefits to the City as a whole. The hotel will cost in excess of a million dollars and will employ 125 people. MR. JOE CROW, Agent, pointed out benefits of the Zoning and development; MR. FRANK KERBO, MR. BELDING, MRS. LESLIE CROCKETT, MRS. SANDBERG, MR. STEVE GAGE, JR., MRS. FRANCIS B. FRAZEE favored the change. MR. MARCOS LOFTIS, Austin Building & Trades Council, endorsed the change; MR. JOHN PAYNE and others favored the change of zoning.

MR. JOHN COFER represented 200 people in opposition. He outlined steps previously taken to remove deed restrictions; and the status as of today, awaiting Court decision on whether or not these people who attempted to release the restrictions had the power to do so. He asked the Council to wait until after the Court passed on this before it acted on the zoning. MR. COFER stated this zoning was spot zoning; was not of public interest; and if this large area were zoned, zoning of Riverside Drive would follow, and a large number of citizens' property would be destroyed as residential property. Opposition was expressed also by JOHN D. REED, Attorney; MR. & MRS. WALTER PIERSON, CHARLES BECKER, JOHN KAVANAUGH, RUEL SNOW (making inquiry), MRS. TODD FORD, EDWARD BROWN, JR., and others.

The Council postponed action until next week for further study and personal inspections of the area.

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MRS. MARY HOUSTON

2400-02 Lake Austin Blvd.
500-04 Deep Eddy AvenueFrom "A" Residence 1st
Height and Area
To "LR" Local Retail 6th
Height and Area
NOT Recommended by the
Planning Commission

ROBERT SNEED represented the applicant who wants to sell the property to Humble Oil, and pointed out the need for service to a large area. Opposition was expressed by MR. EDWIN McKELLER. The Council postponed action until next week for further study and personal inspection of the area.

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ALLAN H. LEISTICO 1015-17 East 38 $\frac{1}{2}$ Street
3805-07 Harmon Avenue

From "A" Residence
To "C" Commercial
RECOMMENDED by the
Planning Commission

Mr. Leistico represented himself. Opposition was expressed by MR. O. T. OLSON for his brother-in-law, MR. KIMMONS, and read a letter from MRS. J. L. CRAWFORD in opposition. MRS. C. W. KIMMONS, and TOMMY KURTZ, 914 East 38 $\frac{1}{2}$ Street, protested the change. The Council postponed action until next week for further study and personal inspection of the area.

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The Council received notice that the following application for change of zoning had been withdrawn by MR. SIDNEY PURSER, Attorney for William B. Acker:

WILLIAM B. ACKER 1210-1212 West 13th Street

From "B" Residence 1st
Height and Area
To "B" Residence 2nd
Height and Area
NOT Recommended by the
Planning Commission

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL, APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE FOLLOWING: TRACT NO. 1: 2.04 ACRES OF LAND OUT OF LOT 12, LIVE OAK GROVE ADDITION, LOCALLY KNOWN AS REAR OF 2511 SOUTH FIRST STREET, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; AND, TRACT NO. 2: 0.326 ACRE OF LAND OUT OF LOT 12, LIVE OAK ADDITION, LOCALLY KNOWN AS 2511 SOUTH FIRST STREET, FROM "GR" GENERAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT; SAID TRACTS OF LAND BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL, APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT ON LOTS 17-23, BLOCK 14, HYDE PARK ADDITION, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Pearson 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 southwest corner of the intersection of Balcones Trail and Northland Drive which property fronts 109.59 feet on Balcones Trail and 150.00 feet on Northland Drive being known as a portion of the T. J. Chambers Survey in the City of Austin, Travis County, Texas, and hereby authorizes the said G. H. Brush 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 G. H. Brush has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"March 27, 1958

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

"Dear Sir:

"We, the undersigned, have considered the application of G. H. Brush 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 southwest corner of the intersection of Balcones Trail and Northland Drive which property fronts 109.59 feet on Balcones Trail and 150.00 feet on Northland Drive being known as a portion of the T. J. Chambers Survey in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by G. H. Brush and is to be leased to Sinclair Refining Company. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as Local 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 G. H. Brush 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 - 1556.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2 - H - 1556 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,
(Sgd) S. Reuben Rountree, Jr.
Director of Public Works
(Sgd) J. C. Eckert
Building Inspector"

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

Councilman Pearson 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 northeast corner of the intersection of South Lamar Boulevard and Manchaca Road, which property fronts 113.54 feet on South Lamar Boulevard and 57.10 feet on Manchaca Road, and is known as a portion of the Henry P. Hill League in the City of Austin, Travis County, Texas, and hereby authorizes the said J. A. Shelby 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 J. A. Shelby has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"April 3, 1958

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

"Dear Sir:

"We, the undersigned, have considered the application of J. A. Shelby, 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 northeast corner of the intersection of South Lamar Blvd. and Manchaca Road, which property fronts 113.54 feet on South Lamar Boulevard and 57.10 feet on Manchaca Road, and is known as a portion of the Henry P. Hill League in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by J. A. Shelby, and is to be leased to the Texas Company. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as "C" 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 J. A. Shelby 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-1559.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2-H-1559 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,
(Sgd) S. Reuben Rountree, Jr.
Director of Public Works
(Sgd) J. C. Eckert
Building Inspector"

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

The City Manager submitted the following:

"March 19, 1958

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

"Dear Mr. Williams:

"Bids were received until 2:00 P.M., Tuesday, March 18, 1958, at the Office of Director of Water and Sewer Department for Barton Creek Sanitary Sewer Mains from Dawson Road and Riverside Drive to Zilker Park, then publicly opened and read in the Second Floor Conference Room, Municipal Bldg., Austin, Texas.

"The following is a tabulation of bids received:

"Karl B. Wagner Engineering Co.	\$143,560.00	240 working days
Joe Bland Construction Co.	187,796.25	200 working days

"It is recommended that the contract be awarded to the Karl B. Wagner Engineering Co. on their low bid of \$143,560.00 with 240 working days.

"Yours truly,
Albert R. Davis, Director
Water and Sewer Department
(Sgd) S. A. Garza, Superintendent
Sanitary Sewer Division

"APPROVED: _____

W. T. Williams, Jr.
City Manager"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 18, 1958, for the construction of Barton Creek Sanitary Sewer Mains, from Dawson Road and Riverside Drive to Zilker Park; and,

WHEREAS, the bid of Karl B. Wagner Engineering Company in the sum of

\$143,560.00 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 Karl B. Wagner Engineering Company in the sum of \$143,560.00 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 Karl B. Wagner Engineering Company.

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

Councilman Long 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 in PANDORA STREET, from Sol Wilson Street southerly 501.0 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said PANDORA STREET.

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

(2) A gas main in TERRELL HILL DRIVE from a point 56.0 feet east of South 5th Street westerly 63.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said TERRELL HILL DRIVE.

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

(3) A gas main in SOUTH 5TH STREET, from Terrell Hill Drive, northerly 123.0 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said SOUTH 5TH STREET.

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

(4) A gas main in WATERBROOK DRIVE from a point 122.0 feet north of Brookdale Lane, northerly 1,271.0 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said WATERBROOK DRIVE.

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

(5) A gas main in MANOR HILLS BOULEVARD, from a point 85.0 feet east of Waterbrook Drive westerly 265.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said MANOR HILLS BOULEVARD.

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

(6) A gas main in ROBINSDALE LANE, from Waterbrook Drive easterly 86.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of ROBINSDALE LANE.

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

(7) A gas main in PEACEDALE LANE, from Waterbrook Drive easterly 133.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said PEACEDALE LANE.

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

(8) A gas main in MIDDLE LANE, from Waterbrook Drive easterly 126.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said MIDDLE LANE.

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

(9) A gas main in MANOR ROAD, from a point 266.0 feet south of Sweeney Lane northerly 563.0 feet, the centerline of which gas main shall be 8.5 feet west of and parallel to the east property line of said MANOR ROAD.

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

(10) A gas main in SWEENEY LANE from Manor Road westerly 1,609.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said SWEENEY LANE.

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

(11) A gas main in SOUTH 2ND STREET from a point 23.0 feet south of north line of Cardinal Lane southerly 900.0 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said SOUTH 2ND STREET.

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

(12) A gas main in HANEY DRIVE, from a point 208.0 feet south of Bristol Drive, easterly 630.0 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said HANEY DRIVE.

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

(13) A gas main in BRISTOL DRIVE, from a point 65.0 feet west of the west line of North Hampton Drive, easterly 119.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said BRISTOL DRIVE.

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

(14) A gas main in NORTH HAMPTON DRIVE, from a point 140.0 feet north of Bristol Drive, southerly 1,079.0 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said NORTH HAMPTON DRIVE.

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

(15) A gas main in TOWBRIDGE CIRCLE from North Hampton Drive westerly 419.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said TOWBRIDGE CIRCLE.

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

(16) A gas main in TOWBRIDGE CIRCLE from North Hampton Drive easterly 438.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said TOWBRIDGE CIRCLE.

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

(17) A gas main in WINDSLOW COURT, from Towbridge Circle northerly 188.0 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of WINDSLOW COURT.

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

(18) A gas main in DEVONSHIRE DRIVE, from North Hampton Drive easterly 874.0 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said DEVONSHIRE DRIVE.

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

(19) A gas main in SABINE STREET, from a point 15.0 feet north of East 7th Street southerly along the west wing wall and west wall of bridge crossing East 7th Street

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

(20) A gas main in EAST 7TH STREET, from a point on west line of Sabine Alley westerly 108.0 feet, the centerline of which gas main shall be 4.0 feet north of and parallel to the south property line of said EAST 7TH STREET.

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

(21) A gas main in EAST 7TH STREET, from a point 108.0 feet west of Sabine Alley westerly 62.0 feet along the south wall and south wing wall of EAST 7TH STREET bridge.

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

(22) A gas main in EAST 7TH STREET from a point 108.0 feet west of Sabine Alley southerly 4.0 feet, the centerline of which gas main shall be 2.0 feet east of and parallel to the east end of the south wing wall of EAST 7TH STREET bridge.

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 doesnot 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 Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utilities, ten (10) feet in width, was reserved and dedicated to the public along and across Lot 2, Block A, Windsor Park No. 2, Section Three, according to the map or plat of said subdivision, of record in Book 8, page 51, of the Plat Records of Travis County, Texas; and,

WHEREAS, the south five (5) feet of such easement is not now needed for public utilities and hereafter will not be required by the City of Austin; Now, Therefore,

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

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release of the easement for public utilities on the hereinafter described premises, to wit:

The north five (5.00) feet of the east 113.27 feet of the south ten (10.00) feet of Lot 2 Block A, Windsor Park No. 2 Section Three, a subdivision of a portion of the Dinsmore Simpson Survey No. 27 in the City of Austin, Travis County, Texas, according to a map or plat of the said Windsor Park No. 2 Section Three of record in Book 8 at page 51 of the Plat Records of Travis County, Texas.

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

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utilities was reserved and dedicated to the public along and across two strips of land same being out of and a part of Lot 4, Block Y of a resubdivision of a portion of Crestview Addition Section

4, according to the map or plat of said resubdivision of record in Book 7 at page 180 of the Plat Records of Travis County, Texas; and,

WHEREAS, the hereinafter described portions of such easement are not now needed for public utilities and hereafter will not be required by the City of Austin; Now, Therefore

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

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release of the portions of the easement for public utilities on the hereinafter described premises, to wit:

Two (2) strips of land each of the said two (2) strips of land being out of and a part of Lot 4, Block Y of a Resubdivision of a portion of Crestview Addition Section 4 according to a map or plat of said Resubdivision of a portion of Crestview Addition Section 4 of record in Book 7 at page 180 of the Plat Records of Travis County, Texas, the strip of land hereinafter described as No. 1 being twelve (12.00) feet in width, the strip of land hereinafter described as No. 2 being three (3.00) feet in width, said two (2) strips of land being more particularly described as follows:

NO. 1 Being the north twelve (12.00) feet of the east 91.47 feet of said Public Utility easement twenty (20.00) feet in width as shown on said plat of a resubdivision of a portion of Crestview Addition Section 4;

NO. 2 Being the south three (3.00) feet of the east 91.47 feet of said Public Utility Easement twenty (20.00) feet in width as shown on said plat of a resubdivision of a portion of Crestview Addition 4.

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

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utilities was reserved and dedicated to the public along and across two (2) strips of land, same being out of and a part of a resubdivision of a portion of Crestview Addition Section 4, and being the north five (5) feet of Lot 4, Block 4 and the south five (5) feet of Lot 5, Block 4 of said resubdivision of a portion of Crestview Addition Section 4, according to the map or plat of such resubdivision of record in Book 7, at page 180 of the Plat Records of Travis County, Texas; and,

WHEREAS, the hereinafter described easements are not now needed for public utilities and hereafter will not be required by the City of Austin; Now, Therefore,

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

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release of the easements for public utilities on the hereinafter described premises, to wit:

Two (2) strips of land, each of the said two (2) strips of land being five (5) feet in width, the strip of land hereinafter described as No. 1 being out of and a part of Lot 4 Block 4 of a resubdivision of a portion of Crestview Addition Section 4; the strip of land hereinafter described as No. 2 being out of and a part of Lot 5 Block 4 of said resubdivision of a portion of Crestview Addition Section 4, said resubdivision of a portion of Crestview Addition Section 4 being a subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat of said resubdivision of a portion of Crestview Addition Section 4, of record in Book 7, at page 180 of the Plat Records of Travis County, Texas, said two (2) strips of land five (5) feet in width being more particularly described as follows:

No. 1:

Being all of the northeast five (5) feet of said Lot 4 Block 4 of a resubdivision of a portion of Crestview Addition Section 4;


No. 2:

Being the east 83.16 feet of the south five (5.00) feet of Lot 5 Block 4 of a resubdivision of a portion of Crestview Addition Section 4.

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

There being no further business, the Council adjourned at 5:10 P.M., subject to the call of the Mayor.

APPROVED


Mayor

ATTEST:


City Clerk