

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

November 22, 1956
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; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by MR. SCOTT FIELD BAILEY, All Saints Episcopal Church, 209 West 27th Street.

Councilman White moved that the Minutes of November 15, 1956 be approved. The motion, seconded by Councilman Pearson, carried by the following vote:

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

After discussion of purchasing a site for a future branch library, Councilman White moved to purchase the property at the northwest corner of Exposition Road and Bowman Road for \$10,000, as recommended by the Library Board, the money to come from the Library Bond fund. The motion, seconded by Councilman Long, carried by the following vote:

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

After discussion, Councilman White moved that KUEHNE, BROOKS and BARR be engaged to draw the plans for the improvements to the Main Library, but with the understanding no fees to be paid until the bonds are sold and money obtained to start the work. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Palmer, Pearson, White, Mayor Miller
Noes: Councilman Long*

*Councilman Long made the following statement:

"I am in favor of hiring the Architects, but several young architects have written letters to the Council, and I am not in favor of giving it to these particular architects because they have had many jobs, and I vote 'no'."

The Council decided to advertise for an Audit of the City, and to hear the proposals at 2:00 P.M., Thursday December 6th.

Councilman Long moved that MISS MARGARET LOUISE HILL be appointed as a new member on the Park and Recreation Board. The motion, seconded by Councilman Pearson, carried by the following vote:

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

The Mayor inquired of the paving of Oltorf and stated if it would help to get the people signed up if a meeting of the property owners and Council could be called, the Council would be glad to try to work it out and get the job under way. MR. McKOWN stated they were now working on this.

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

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 contract with Thurman Dobbins for the operation of refreshment concessions at Brackenridge Hospital for one year from February 1, 1957, in consideration of guaranteed income to the City of Eighty Dollars (\$80.00) per month plus eight per cent (8%) of all gross receipts between \$2000.00 and \$3000.00 per month, plus twelve per cent (12%) of all gross receipts over \$3000.00 per month.

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

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

Mayor Miller introduced the following ordinance:

AN ORDINANCE PERPETUALLY VACATING AND CLOSING A PORTION OF COLE STREET ALLEY LYING BETWEEN THE WESTERLY PROLONGATION OF THE NORTH LINE OF LOT 7, BLOCK 1, OF FELLMAN HEIGHTS AND THE WESTERLY PROLONGATION OF THE SOUTH LINE OF LOT 5, BLOCK 1, FELLMAN HEIGHTS, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE 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 White, 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 White, 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 White, 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 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH DELWOOD IV EAST, INC.; 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 Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, 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 Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, 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 Pearson, 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 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH CHARLES M. GOODNIGHT; 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 Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, 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 Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, 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 Pearson, 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 White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, John C. Peterson is the Contractor for the erection of a building located at 406 East 11th Street and desires a portion of the sidewalk and street space abutting Lot 4, Block 138, of the Original City of Austin, Travis County, Texas, during the erection of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to said John C. Peterson, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southwest corner of the above described property; thence in a southerly direction and at right angles to the center line of East 11th Street to a point 4 feet north of the north curb line; thence in an easterly direction and parallel to the center line of East 11th Street 69 feet to a point; thence in a northerly direction and at right angles to the center line of East 11th Street to the southeast corner of the above described property.

2. THAT the above privileges and allotment of space are granted to the said John C. Peterson, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail within the boundary lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(7) That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(8) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than May 15, 1957.

(10) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) That any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractors expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000) which shall protect, indemnify and hold harmless the City of Austin from any claims, or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman Pearson, 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 the property situated on the southeast side of South Lamar Boulevard and Bluebonnet Lane as a private gasoline plant consisting of a 1000 gallon 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 the Sterzing Drilling Company, and is the W. O. Harper Tract of the City of Austin, Travis County, Texas, and hereby authorizes the said C. T. Sterzing to operate a private gasoline plant consisting of a 1000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said C. T. Sterzing has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
November 22, 1956

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

"Dear Sir:

"I, the undersigned, have considered the application of the Sterzing Drilling Company, through C. T. Sterzing, for permission to operate a private gasoline

plant consisting of a 1000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the southeast side of South Lamar Boulevard and Bluebonnet Lane, which property is designated as W. O. Harper Tract in the City of Austin, Travis County, Texas, and locally known as 2401 South Lamar Boulevard.

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

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

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

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

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

"Respectfully submitted,
(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 the property situated on the northwest corner of Congress Avenue and West 3rd Street as a private gasoline plant consisting of a 1000 gallon 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 the Owl Taxi Service, Inc., and is the south 1/2 of Lot 6, Block 18, Original City, of the City of Austin, Travis County, Texas, and hereby authorizes the said V. R. Moore to operate a private gasoline plant consisting of a 1000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant

after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said V. R. Moore has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations Attached)

"Austin, Texas
November 22, 1956

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

"Dear Sir:

"I, the undersigned, have considered the application of the Owl Taxi Service, Inc., through V. R. Moore, owner, for permission to operate a private gasoline plant consisting of a 1000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the northwest corner of Congress Avenue and West 3rd Street, which property is designated as the south 1/2 of Lot 6, Block 18, Original City, in the City of Austin, Travis County, Texas, and locally known as 300 Congress Avenue.

"This property is located in a "C2" Commercial District and I recommend that this permit be granted subject to the following conditions:

- "(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.
- "(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.
- "(3) That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.
- "(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,
(Sgd) J. C. Eckert
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 Long 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 0.82 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

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

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

The Council received the following report from the Planning on the zoning request of SIDNEY F. WRIGHT and N. J. RABENBURG, North Lamar and West 22nd Street, from "BB" to "O":

"Following is an extract from the minutes of the Planning Commission meeting of November 13, 1956, relative to the above zoning change request.

"It was reported by the staff that this request was referred back to the Commission after an attorney for Mr. Coleman, recent purchaser of part of the property, stated they had not received notice of the hearing until after the meeting, the notice being sent to Mr. Wright instead. The Commission discussed this matter and was of the opinion that there had been a full and fair hearing on this request and that it is of the same opinion as to the recommendation to deny. Therefore, it was

"VOTED: To report to the City Council that the Commission has held a full and fair hearing and is still of the opinion that the request should be DENIED.

"AYE: Messrs. Barrow, Gustafson, Kinser, Rainey, Spillmann and Webb, and Mrs. Mitchell.

"NAY: None

"ABSENT: Mr. Kuehne and Mr. Braswell."

The Council authorized setting this for public hearing if the applicants so desired.

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 "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT ON LOTS 66 AND 67, HARMON TERRACE, 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 Pearson 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 Long, Palmer, Pearson, White, Mayor Miller
Noes: None

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

The ordinance was read the third time and Councilman Pearson moved that the ordinance be finally passed. The motion, seconded by Councilman White, 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 AN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND

DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES, AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL ON APRIL 23, 1931, AND RECORDED IN ORDINANCE BOOK "I" AT PAGES 301-318 OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, AS SUCH ORDINANCE HAS BEEN FROM TIME TO TIME AMENDED, BY AMENDING SECTION 10-C THEREOF PERTAINING TO OFF-STREET PARKING REQUIREMENTS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; 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 seconded reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, 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 Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, 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 Pearson, 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.

The Mayor announced a meeting with the local bankers regarding the financial status of the City. The Financial Advisor, Mr. W. A. Jackson had advised not selling the bonds until after the first of the year, and the banks are willing to make a loan to the City of \$1,000,000 at 2 $\frac{1}{2}$ %. The Mayor submitted a tabulation of what the different rates of interest would cost the people. After discussion, Mayor Miller introduced the following ordinance:

AN ORDINANCE MAKING CERTAIN FINDINGS; AUTHORIZING THE EXECUTION AND DELIVERY OF CERTAIN GENERAL OBLIGATION,

CURRENT FUND NOTES TO PROVIDE IMMEDIATE FUNDS FOR THE CONSTRUCTION OF CERTAIN CAPITAL PUBLIC IMPROVEMENTS, TO BE PAID FROM CURRENT FUNDS OF THE CITY; APPROPRIATING THE FUNDS FOR PAYMENT THEREOF; 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 Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, 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 Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, 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 Pearson, 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 Long stated she had not had a financial statement from the city in a year and a half, and she would like very much to have a financial statement presented to her, as provided in the Charter.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on October 25, 1956, the City Council by its duly adopted resolution gave the consent of the City of Austin to the location, restoration, and maintenance of a shrine to the immortal author, O. Henry, upon a certain 1.34 acre tract of land out of Outlot 10, Division Z of the Government Outlots adjoining the Original City of Austin; and,

WHEREAS, said resolution authorized the City Manager to execute an agreement evidencing such consent with Texas Heritage Foundation, Inc., and,

WHEREAS, it is and was the desire and intent of the City Council to permit The Heritage Society of Austin, Inc., at its own expense to locate, restore and perpetually maintain the "O. Henry Honeymoon Cottage" on said land; 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 an agreement between the City of Austin and The Heritage Society of Austin, Inc., evidencing the consent of the City of Austin that said Society, at its own expense, and in compliance with all ordinances of the City, may use the land described in said Resolution adopted by the City Council October 25, 1956, for the purpose of locating, restoring, and maintaining in its original condition, as a public shrine to the author William Sydney Porter that certain frame residence known as the "O:Henry Honeymoon Cottage".

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

Councilman Long moved that the City Manager be instructed to list Monday and Tuesday (December 24 and 25) as Christmas Holidays, and Tuesday, January 1, 1957, as New Years. The motion, seconded by Councilman Pearson, carried by the following vote:

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

The City Manager submitted a request from Joe Crow who had a client desiring to establish a miniature golf course west of Lamar north of the Butler home. The Council asked that this be referred to the Park Board.

Brief discussion was held on the proposed sale of the North Austin Fire Hall property on Guadalupe. It was suggested to take bids, sometime after the first of the year, telling the buyer the time of delivery.

Mr. Blodgett stated Councilman White had a petition asking for parking facilities at the Austin Athletic Club between House Park and the Club. The Superintendent of the Schools, and Mr. Sheffield had suggested that a meeting be held with the principal and student council and get their reaction on putting in two-hour parking on the south side of the street and leaving the north side for all-day parking.

The Council received notice from the City Manager that the following zoning applications had been referred to the Planning Commission, and public hearing before the Council set for December 27th:

H.L. ROBERTSON & MRS. LUCILLE ROBERTSON	7800-04 N. Lamar Blvd. & 800-810 Stobaugh St.	From "C" Commercial To "C-1" Commercial
IRA WHITE	3407-11 E. 7th St.	From "D" Industrial To "C-2" Commercial
THOMAS C. WOMMACK & B.F. McCOY	5209-5307 Cameron Road	From "A" Residence To "GR" General Retail

EDWIN LONDON	3108-3122 N.Lamar & 1001-07 W.32nd Street	From "A" Residence To "C" Commercial
T. E. FISHER	2401-05 Winsted Lane & 2700-2702 Windsor Road	From "A" Residence To "LR" Local Retail
NELSON PUETT	4308-10 Bellvue Avenue	From "A" Residence To "BB" Residence
MRS. V. G. OKIE	4517-23 Airport Boulevard	From "C" Commercial To "C-1" Commercial
RAYMOND RAMSEY, JR.	5427-35 (5507)Cameron Road	From "C" Commercial To "C-1" Commercial
H. B. CLAGETT	1319-1337 W. Mary Street	From "A" Residence 1st H & A and "C"Commercial 2nd H & A To "C"Commercial 2nd H & A
ELLA JOHNSON, JOSEPHINE JOHNSON & JOHN H. JOHNSON	1619-23 East 7th Street	From "A" Residence To "C" Commercial
FRANK E. WATTERSON & KAYTE D. WATTERSON	2612-14 South 1st Street & 600 Cumberland Road	From "A" Residence To "LR" Local Retail
RAYMOND C. LITTLEFIELD	2103-09 Oldham Street	From "BB" Residence To "C" Commercial

There being no further business the Council adjourned at 12:00 Noon
subject to the call of the Mayor.

APPROVED


Mayor

ATTEST:


City Clerk