

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 6, 1957
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 REV. ALBERT WALLING, St. David's Episcopal Church, 304 East 7th Street.

Councilman White moved that the Minutes of the Meeting of May 30, 1957, be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

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

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 A PORTION OF A 2.39 ACRE TRACT OF LAND OUT OF OUTLOT 16, DIVISION B, LOCALLY KNOWN AS 3304-3308

OAK SPRINGS DRIVE, 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 Palmer moved that the ordinance be passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

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

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 LOT 6, BANISTER HEIGHTS; 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 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 Long, Palmer, Pearson, 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 Long, Palmer, Pearson, 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 Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE PERPETUALLY VACATING AND CLOSING THE FOLLOWING PORTIONS OF STREETS AND ALLEYS IN THE CITY OF AUSTIN, TEXAS, FOR PURPOSES OF PUBLIC TRAVEL; (1) A PORTION OF BRAZOS STREET LYING SOUTH OF THE SOUTH LINE OF EAST 14TH STREET AND NORTH OF THE WESTERLY PROLONGATION OF THE SOUTH LINE OF BLOCK 161 OF THE ORIGINAL CITY; (2) A PORTION OF EAST 13TH STREET LYING BETWEEN THE SOUTHERLY PROLONGATION OF THE EAST LINE OF BLOCK 160 OF THE ORIGINAL CITY AND A LINE 60 FEET EAST OF AND PARALLEL TO THE CENTERLINE OF BRAZOS STREET AS IT EXISTS BETWEEN EAST 13TH STREET AND EAST 11TH STREET; (3) A PORTION OF THE ALLEY WHICH TRAVERSES BLOCK 161 OF THE ORIGINAL CITY, AND WHICH LIES BETWEEN THE EAST LINE OF BRAZOS STREET AND THE WEST LINE OF LOT 7 OF BLOCK 161; (4) A PORTION OF THE ALLEY KNOWN AS EAST 13TH STREET WHICH LIES NORTH OF THE STATE CAPITOL GROUNDS AND LIES BETWEEN THE WEST LINE OF BRAZOS STREET AND THE SOUTHERLY PROLONGATION OF THE WEST LINE OF LOT 4, BLOCK 160 OF THE ORIGINAL CITY; (5) A PORTION OF THE ALLEY KNOWN AS WEST 13TH STREET WHICH LIES NORTH OF THE STATE CAPITOL GROUNDS, AND LIES BETWEEN THE WEST LINE OF CONGRESS AVENUE AND THE SOUTHERLY PROLONGATION OF THE EAST LINE OF LOT 4 OF BLOCK 159 OF THE ORIGINAL CITY; AND (6) ALL OF THAT ALLEY TRAVERSING BLOCK 159 OF THE ORIGINAL CITY BETWEEN THE SOUTH LINE OF WEST 14TH STREET AND THE NORTH LINE OF THE ALLEY KNOWN AS WEST 13TH STREET NORTH OF THE STATE CAPITOL GROUNDS; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman 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 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 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 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 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 101.67 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE A. W. CANFIELD 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.

The ordinance was read the second time and Councilman Long moved that the ordinance be 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

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 14.67 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE T. J. CHAMBERS 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.

The ordinance was read the second time and Councilman Long moved that the ordinance be 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

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 9.47 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF THE A. B. SPEAR SURVEY NO. 25 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 ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, second ed by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, 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 25.01 ACRES OF LAND, SAME BEING ALL OF ALLANDALE WEST SECTION 3, A SUBDIVISION OF A PORTION OF THE JAMES P. DAVIS SURVEY NO. 14 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 ordinance was read the second time and Councilman Long moved that the ordinance be 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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 4, 1957, for the construction of a 24" Water Main with appurtenances generally in Canadian Street and Parker Lane from Willow Street to Woodland Avenue; and,

WHEREAS, the bid of Joe Bland Construction Company in the sum of \$154,629.90 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department and by the City Manager; Now, Therefore,

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

That the bid of Joe Bland Construction Company in the sum of \$154,629.90 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 Joe Bland Construction Company.

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, J. C. Evans is the Contractor for the erection of a building located at 200 East 8th Street and desires a portion of the sidewalk and street space abutting Lots 1 and 2, Block 96, 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 J. C. Evans, 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 8th Street to a point 8 feet south of the north curb line; thence in an easterly direction and parallel with the center line of East 8th Street approximately 80 feet to a point; thence in a northerly direction and at right angles to the center line of East 8th Street to the south line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said J. C. Evans, 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 place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(9) 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 December 1, 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 of 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 Long, carried by the following vote:

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

Noes: None

Councilman Long moved that the existing street space on East 8th Street for J. C. EVANS, be extended until December 1st. The motion, seconded by Councilman White, 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, on the 5th day of May, A.D. 1955, the City Council of the City of Austin passed an ordinance declaring a necessity for street improvements consisting of curbs and gutters and an eight inch (8") flexible sub-base and one and one-half (1-1/2") inch hot mix asphaltic concrete on Richcreek Road from the East property line of Burnet Road Easterly to the East property line of Saint Louis Heights Subdivision, known as Unit No. 1; and,

WHEREAS, the City Clerk of the City of Austin did on the 31st day of

August, A. D. 1955, prepare and execute a written notice of the City of Austin's intention to make said improvements and to assess a portion of the costs against the abutting properties and the real and true owners thereof, and did on the 2nd day of September, A. D. 1955, file said notice with the County Clerk of Travis County, Texas, said notice being recorded in Volume 1616, page 531 of the Deed Records of Travis County, Texas; and,

WHEREAS, the street improvements were constructed, made and paid for by private individuals, and the City of Austin made no assessment for such costs, there being no necessity therefor; and,

WHEREAS, said ordinance and the notice thereof have caused a cloud upon the title of the adjoining properties and the owners of said properties have requested a release by the City of any lien which may have arisen by virtue of said ordinance and notice; Now, Therefore,

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

That the City Manager, W. T. Williams, Jr., be, and he is hereby authorized and directed to execute on behalf of the City of Austin a release of any and all liens that may have arisen, or shall hereafter arise from the above described ordinance and notice thereof, and to cause the same to be recorded in the Deed Records of Travis County, Texas.

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 an offer of the Redeemer Lutheran Church for the use of their playground area and church facilities during the time construction work is going on at the school. The City could, with its playground leader, conduct a recreational program here. Councilman White moved that the offer be accepted. The motion, seconded by Councilman Long, carried by the following vote:

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

Councilman Long suggested that a study be made of those large utility deposits where experience ratings were available to see if possibly some refunds could be made, or some interest be paid. The Mayor asked the City Manager to make a study of this and bring back a report and recommendation.

The Mayor announced that the Council had already voted to increase the longevity pay for the fire and police, as had been voted by the Legislature, and the Council wanted to reaffirm this as it had voted, effective October 1st, regardless of the Governor's signature on SB 50.

No action was taken on the zoning application of SECURED INVESTMENTS, INC., 3110-3138 Manor Road, as some of the complaints of the present status of the uses and conditions had not been cleared up.

The City Manager presented a request for a survey of the water system of the city, stating the city had outgrown the one made in 1949. Major construction for the water extensions was included in the bond program. He stated there was no survey ever made of the sewer system. The City Manager recommended using local engineers as a group (MARVIN TURNER AND ASSOCIATES, MONTGOMERY & WILLIAMS, AND LEVANDER) and a nationally known firm (BLACK AND VEACH, consultants) to make this survey, on actual cost basis plus a percentage not to exceed \$30,000 total cost. The Water Superintendent outlined the area to be covered in this survey and listed the immediate needs for such a study. The Mayor asked that a Resolution be drawn and the contract be drawn up and brought back next Thursday.

The Water Superintendent gave a progress report on sewer work now being worked on, and a schedule of work to be started.

The City Manager submitted a proposed contract with Water District No. 10, and went over the provisions that were different from the usual contracts--one that in the event the City cancelled the contract that it would give the district an option to buy some land for a site for their operation. The site was a little less than two acres. After lengthy discussion, the Council informally agreed on a price for the acreage at \$10,000 for the first five years and \$500.00 a year thereafter. The City Manager reported on sections as to the \$40,000 approach main from 35th down Pecos to Lake Austin Boulevard, and the main from Lake Austin Boulevard to point of delivery.

Councilman Long 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 an Agreement with Marvin Turner Engineers so as to include the design of a West Austin water distribution main as a fifth unit of work to be done by said Marvin Turner Engineers under the provisions of that certain contract heretofore executed between the City of Austin and Marvin Turner Engineers on the 19th day of February, 1957.

The motion, seconded by Councilman White, 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)

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 supplementing that certain contract heretofore executed on August 18, 1955 by and between the City of Austin and The Humane Society of Austin & Travis County to provide for the payment of a processing fee of

\$1.50 per dog delivered by the City to the Society providing that all payments by the City shall not exceed \$700.00 per month, and to require monthly statements by a certified public accountant of receipts and disbursements by the Society.

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)

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 gravel lease upon certain real estate of Birdie Pennington Matthews, Jesmer Pennington Fry and Lora Pennington Ford for one year under the terms of which the City of Austin shall have exclusive rights to remove gravel therefrom for a consideration of nine cents (\$0.09) per cubic yard of gravel removed.

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

No action was taken on appropriation for Municipal Band until number of concerts to be offered was confirmed.

The Council recessed until 2:30 P.M.

Recessed Meeting

2:30 P.M.

The Council resumed its business.

Public hearing was held on annexing 46.44 acres south of Northland Drive between the I&GN property and Highland Park West, Section 2. MR. SNEED represented King's Cedar Yard, the yard had been conducted for many years. They did not mind being annexed, but of course would want water and sewers. They did not want to be moved from this location either as being classed as a nuisance if someone wanted a nice residence near by. If they had only four years to operate as a nonconforming use, they were opposed to annexation.

MR. TRUEMAN O'QUINN represented MR. PAUL KELLER, Austin Engineering Company, on whose property were uses that possibly would come under "D" zoning as well as "C" and "C-2". The particular properties were a contractor's storage yard, an electrical manufacturing plant, and a package store. He asked that the annexation be postponed pending a study of the zoning ordinance for a new classification for light industry.

MR. RAS REDWINE, represented MR. GEORGE SHEPHERD, who had a lumber yard, an agreement to build a grocery store, and construct a filling station, on his property under question. He objected to being annexed at this time until the property was developed commercially before being brought in. They requested four or five months delay in annexation.

Urging annexation of the property were MR. W. O. REED, Attorney for the property owners adjoining Mr. Shepherd's property, MRS. VAUGHT, MR. & MRS. F.A. SKIPWITH, 3500 Lakeland Drive; MRS. KING, and MR. JACK DOWNES, so there could be control of the uses of the property.

MR. WILLARD DEASON, K.V.E.T. and his representative MR. RICKEY KEY expressed opposition to being annexed, as their property was not included in the petition asking for annexation, and was being used only for location of their transmitting tower. Future development was being considered; and when that was under way, they wanted to be annexed, but not until then.

MR. BARROW stated he was willing to be annexed and leave the use and control of the property up to the City authorities. He stated he had sold one tract for a commercial use, and was planning on making application for change of zone.

MR. ROBINSON objected to his property 75' from the City Limits being annexed, as he was using it for storing equipment. He was in the asphalt paving business. Annexation would have no advantages for him nor the city.

MR. FRANK PRIBBLE inquired about out-door operations - if that would include displaying boats on trailers.

After discussion, Mayor Miller brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 46.44 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE T. J. CHAMBERS GRANT IN TRAVIS COUNTY, TEXAS, AND OUT OF AND A PART OF THE JAMES P. DAVIS 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.

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 Long moved that MR. EMIL SPILLMAN, MRS. CHARLES F. MITCHELL and MR. S. P. KINSER be reappointed to the Planning Commission, terms to expire June 1, 1959. The motion, seconded by Councilman Palmer, carried by the following vote:

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

Councilman Long moved that MR. E. B. MOODY and MR. HENRY HOLMAN be appointed as members of the Planning Commission, terms to expire June 1, 1959. 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 plans for a proposed park in the north east section of the City, which he wanted to discuss with a group of citizens interested in the park. The Council went over the proposed park plans and indicated approval of his recommendations.

There being no further business, the Council adjourned at 5:45 P.M. subject to the call of the Mayor.

APPROVED

Tom Miller
Mayor

ATTEST:

Elsie Woolley
City Clerk