

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 17, 1959  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

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

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

Invocation was delivered by REV. PAUL BUCKERT, First Evangelical Free Church, 1610 Colorado Street.

Councilman White moved that the Minutes of the Regular Meeting of September 10th and of the Special Meeting of August 25th, be approved. The motion, seconded by Councilman Perry, carried by the following vote:

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

MR. BOB LOCKART, 1516 Forest Trail, appeared before the Council recommending some traffic suggestions that might help in that area, particularly at Forest Trail and Bridle Path. He submitted a petition signed by 22 residents in that vicinity, asking that Forest Trail from Windsor Road to Enfield Road be patrolled from 8:00 to 9:00 A.M., and from 2:00 until 3:30 P.M., or that a traffic signal light be installed at the intersection of Forest Trail and Bridle Path, with adequate signs or markers of warning. MR. NORTH MILLICAN reported that on the northwest corner there was heavy shrubbery on the curb line; and if that could be taken out, a lot of trouble would be alleviated. The Mayor stated the Council would give this its best attention, and the matter was referred to the Police Department and to the Traffic Engineer.

Councilman Palmer 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 ANNEXA-  
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF

6.09 ACRES OF LAND SAME BEING OUT OF AND A PART OF THE THEODORE BISSEL SURVEY NO. 18, IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN IN PARTICULARS STATED IN THE ORDINANCE.

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller

Noes: None

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller

Noes: None

Mayor Miller brought up the following ordinance for its 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 11.29 ACRES OF LAND MORE OR LESS, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER 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 ordinance was read the third time and Councilman Palmer moved that the ordinance be finally passed. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller

Noes: None

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

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

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

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Shady Lane	East 7th Street	Airport Blvd.

Now, Therefore,

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

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

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

Mayor Miller introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OR TRUST RECORDS OF TRAVIS COUNTY, TEXAS, 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 Perry, carried by the following vote:

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 15, 1959, for the sale of city-owned property located at the southwest corner of the intersection of Koenig Lane and North Lamar Boulevard, consisting of 5837 square feet and having a maximum depth on Koenig Lane of 58.95 feet and a frontage of 150 feet on Koenig Lane; and,

WHEREAS, the bid of Magnolia Petroleum Company in the sum of \$17,500.00 was the highest bid therefor; and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin; Now, Therefore,

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

That the bid of Magnolia Petroleum Company in the sum of \$17,500.00 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 of sale of the above described property, on behalf of the City with said Magnolia Petroleum Company.

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

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

Mr. Jack Cook, Attorney representing CONTINENTAL OIL COMPANY in its appeal from the decision of the City Planning Commission for a special permit for a filling station at the southwest intersection of East 32nd and Red River Streets, appeared asking that the permit be granted, due to the local retail zoning across the street, that the station would face Red River setting back 70' from 32nd Street, with a 26' buffer zone and 6' Redwood fence for protecting the adjoining property owners, and that the construction of this station would result in an open corner, which would improve the the traffic situation. The Mayor reviewed the change of zoning at this location to "O" Office in view of opposition expressed to the change and to the possibility of a filling station being located there. MISS ANNIE MAE FORD stated this corner should be cleared off regardless of what its use was, and she objected to a filling station. A property owner across the street from the location objected to a filling station. After discussion, MR. RAYMOND RAMSEY, Agent, withdrew the application. Councilman Palmer moved that the withdrawal of the application be granted. The motion, seconded by Councilman White, carried by the following vote:

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

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

HOLIDAY REALTY CO., INC., By Forest Pearson	7901-03 Lazy Lane 1316-1402 Anderson Lane	From "A" Residence To "LR" Local Retail NOT Recommended by the Planning Commission
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Mr. Pearson appeared in his own behalf. Opposition was expressed by ROBERT MILES, MRS. D.L. DIKEMAN, ERNEST BRADLEY, C. R. SHEFFIELD, and JAMES NEAL. Mayor Miller read letters from NEESON PUETT, favoring the change; and from H. F. INGERSOLL, opposing the change. MR. PAUL NOLEN opposed. Mr. Forest Pearson did not wish to withdraw the application. Letter in opposition from BILLY R. KEYES was also noted. The Mayor asked those who wished to grant the change to "LR" Local Retail to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

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

The Mayor announced that the change had been DENIED.

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O. C. HARPER, Owner MATTIE THOMPSON, Lessee	1199 Coleto Street 2201-03 East 12th Street	From "A" Residence To "B" Residence RECOMMENDED by the Planning Commission
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Mrs. Thompson appeared in her own behalf. No opposition appeared. The Mayor asked those who wished to grant the change to "B" Residence to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

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

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

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HERBERT & HERMAN AHREND, Owners By Herman Jones, Attorney	4213-4221 Duval Street 501-05 East 43rd Street	From "C" Commercial To "C-1" Commercial RECOMMENDED by the Planning Commission
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Opposition was expressed by Mr. Joe Prowse. The Mayor asked those who wished to grant the change to "C-1" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
Noes: Councilman Perry

The Mayor announced that the change had been granted to "C-1" Commercial

and the City Attorney was instructed to draw the necessary ordinance.

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MRS. VALVERDIA PHILLIPS	2201 Chestnut Avenue	From "A" Residence
	2300-04 East 22nd	To "O" Office
	Street	RECOMMENDED by the
		Planning Commission

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 Bechtol, Palmer, Perry, 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.

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GLYN DURHAM	1806 West 35th Street	From "A" Residence
		To "B" Residence
		RECOMMENDED by the
		Planning Commission

Mr. Durham submitted architectural plans. Opposition was expressed by several who withdrew their opposition after discussion. Petitions against a change were noted. The Director of Planning had suggestions regarding arrangement of parking. Mr. Durham to submit letter regarding architectural plans and rearrangement of parking. The Mayor asked those who wished to grant the change to "B" Residence to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

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

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

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EDDIE JOSEPH, Owner	2004 Whitis	From "B" Residence
BURWELL POPE, Lessee		To "DR" District Retail
By Robt. J. Potts, Jr.		NOT Recommended by the
Attorney		Planning Commission
		RECOMMENDED "O" Office

Mr. H. P. ALLEN made inquiry, but did not oppose "O" Office zoning. 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 Bechtol, Palmer, Perry, 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.

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CHESTER & MARY KOOCK	811 West Live Oak	From "A" Residence
By Herman Jones,	(2205-2303 South 5th	To "LR" Local Retail
Attorney	Street)	RECOMMENDED by the
		Planning Commission

No opposition appeared. The Mayor asked those who wished to grant the change to "LR" Local Retail to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

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

The Mayor announced that the change had been granted to "LR" Local Retail and the City Attorney was instructed to draw the necessary ordinance.

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CHARLES C. BROCK, Owner	2209-11 South 1st	From "C" Commercial 1st
By Jesse J. Bartlett,	Street	To "C-1" Commercial 2nd
		NOT Recommended by the
		Planning Commission
		RECOMMENDED "C-1" Com-
		mmercial 1st Height & Area

The Mayor asked those who wished to grant the change to "C-1" Commercial 1st Height and Area to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

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

The Mayor announced that the change had been granted to "C-1" Commercial 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance.

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BONIFACIO CARDENAS	909 Montopolis Drive	From "A" Residence
		To "GR" General Retail
		RECOMMENDED by the
		Planning Commission

The Mayor asked those who wished to grant the change to "GR" General Retail to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

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

The Mayor announced that the change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance.

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STANDARD SERVICE CORP.	1810 Briarcliff Blvd.	From "GR" General Retail
By Herman Jones		To "C-1" Commercial
Attorney		NOT Recommended by the
		Planning Commission

Mr. Jones listed the types of development. After discussion he asked to withdraw the application, as within a year's development, the area will present a different picture. Councilman Palmer moved that the withdrawal of the zoning application be approved. The motion, seconded by Councilman Perry, carried by the following vote:

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

The Council had before it tabulations of bids for city-owned buildings as follows:

TABULATION OF BIDS  
 Sale of Houses  
 Bids Opened September 15, 1959

	Leonard Snyder B.B.	Charles E. Carlow C.C.	Delma Spell Cash -	James B. Eaton P.M.O.
	\$60.00	\$50.00	\$20.00	\$5.00
1503 Fortview-Improvements only. Two story asbestos siding frame house. 20 feet x 36 feet.	\$276.12	\$368.02	\$400.00	
2600 Webberville Road-Improvements only. One story frame and stucco house of approximately 1440 square feet and one 16 feet x 20 feet frame garage.				
607 Banister Lane-Improvements only. One story cut stone house of approximately 1356 square feet with attached car port.	\$512.00	\$268.02		
609 Banister Lane-Improvements only. One story frame house of approximately 884 square feet with attached car port and one frame storage building of 192 square feet.	\$366.00	\$268.02		\$100.00



Leonard Snyder B.B \$60.00	Charles E. Carlow C.C. \$50.00	Delma Spell Cash - \$20.00	James B. Eaton P.M.O. \$.500
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1306 Fortview-One story  
concrete block house only  
consisting of 753 square  
feet

Franks Wrecking Inc. C.C.\$30.15 C.C.\$35.15	Edward M. Horne A.E.T.C. \$20.00	Chester B. Brooks C.C. \$72.50	Floyd Voight C.C. \$103.10
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1503 Fortview-Improvements only.Two story asbestos siding frame House. 20 feet x 36 feet.	\$603.00	\$365.00	<u>\$777.00</u>
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2600 Webberville Road- Improvements only.One story frame and stucco house of approximately 1440 square feet and one 16 feet x 20 feet frame garage.		<u>\$525.00</u>	\$277.00
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607 Banister Lane-Improve- ments only.One story cut stone house of approximately 1356 square feet with attached car port.		\$500.00	\$477.00
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609 Banister Lane-Improve- ments only.One story frame house of approximately 884 square feet with attached car port and one frame storage building of 192 square feet.	\$703.00	\$400.00	\$514.00
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1306 Fortview-One story concrete block house only consisting of 753 square feet.		\$ 25.00	\$ 17.00
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George Phillips C.C. \$35.00	Gene Dennis C.C. \$5.35 C.C. \$10.39 C.C. \$2.39 C.C. \$3.85	Vance Fox C.C. \$99.35
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1503 Fortview-Improvements only.Two story asbestos siding frame house. 20 feet x 36 feet.		\$207.77	\$586.00
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George Phillips	Gene Dennis	Vance Fox
C.C. \$35.00	C.C. \$5.35	C.C. \$99.35
	C.C. \$10.39	
	C.C. \$2.39	
	C.C. \$3.85	

2600 Webberville Road- \$300.00  
Improvements only. One story  
frame and stucco house of  
approximately 1440 square  
feet and one 16 feet x 20  
feet frame garage.

607 Banister Lane-Improve- ments only. One story cut stone house of approximately 1356 square feet with attached car port.	\$ 77.00	<u>\$686.00</u>
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609 Banister Lane-Improve- ments only. One story frame house of approximately 884 square feet with attached car port and one frame storage building of 192 square feet.	\$400.00	\$107.00	<u>\$715.00</u>
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1306 Fortview-One story concrete block house only consisting of 753 square feet	<u>\$ 47.77</u>
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Note: Amount underlined represents high bidder.

Regarding the houses on Banister Lane, Councilman White moved that they authorize the sale of the frame house at 609 Banister Lane to VANCE FOX for \$715.00, and reject the bids for the cut stone house at 607 Banister Lane, the building to be retained for the Public Works Department. The motion, seconded by Councilman Bechtol, carried by the following vote:

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

Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin received and opened bids on September 15, 1959, on the sale of certain buildings on City-owned property located at 1503 Fortview Road, at 2600 Webberville Road, at 609 Banister Lane and at 1306 Fortview Road; and,

WHEREAS, Floyd Voight submitted the highest and best bid in the amount of \$777.00 for the building located at 1503 Fortview Road; and,

WHEREAS, Chester D. Brooks submitted the highest and best bid in the amount of \$525.00 for the buildings located at 2600 Webberville Road; and,

WHEREAS, Vance Fox submitted the highest and best bid in the amount of \$715.00 for the buildings located at 609 Banister Lane; and,

WHEREAS, Gene Dennis submitted the highest and best bid in the amount of \$47.77 for the building located at 1306 Fortview Road; and,

WHEREAS, the City Manager has recommended the sale of such buildings to said bidders; Now, Therefore,

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

That the said bids be and the same are hereby accepted and the City Manager is hereby authorized to execute contracts of sale for said buildings at the above described locations with said bidders.

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

The City Manager submitted the following:

"Sealed bids opened 2:00 P.M. Sept. 14, 1959  
Tabulated by: O. G. Brush, Purchasing Agent

"BIDS FOR CHEMICALS - FILTER PLANTS

	Quantity	Maintenance Engineering Company	Dearborn Chemical Company
Sodium Hexametaphosphate, per City Specifications	50,000# car	\$7,185.00	\$7,235.00

"There are only two firms able to supply this and bids were sent to both firms.

Mr. Ullrich states that he is able to store a 50,000 pound carload and recommends we purchase in that quantity, which is about a 6 - 8 months supply.

"RECOMMENDATION: Recommend contract be awarded Maintenance Engineering Company for one 50,000 lb. car load as lowest and best bid.

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

The Council discussed thoroughly the bids.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 14, 1959, for the purchase of one 50,000 pound car load of Sodium Hexametaphosphate, for use by the Filter Plants of the City of Austin; and,

WHEREAS, the bid of Maintenance Engineering Company in the sum of \$7,185.00 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of Maintenance Engineering Company in the sum of \$7,185.00 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, is hereby authorized to enter into a contract on behalf of the City with Maintenance Engineering Company.

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller

Noes: None

The City Manager submitted the following:

"Sealed bids opened 2:00 P.M.  
Sept. 10, 1959 Tabulated by:  
O. G. Brush, Purchasing Agent

"CITY OF AUSTIN, TEXAS BIDS FOR BULK OXYGEN AND ANESTHETIC GASES  
TWO YEAR CONTRACT BEGINNING OCTOBER 1, 1959

	ALAMO WELDING SUPPLY	BIG THREE WELDING EQT. COMPANY	AUSTIN OXYGEN COMPANY	LINDE COMPANY	LOW BID 1957 using present quantities
BULK OXYGEN					
Est. 2,000,000 No Bid cu.ft.		\$14,580.00	No bid	\$14,260.00	\$15,460.00
ANESTHETIC GASES	\$27,316.00	\$27,033.14	\$27,168.24	No Bid	\$27,653.00

RECOMMENDATIONS: :

BULK OXYGEN

LINDE COMPANY AS LOW BIDDER.

ANESTHETIC GASES

BIG THREE WELDING EQUIPMENT COMPANY AS LOW  
BIDDER.

\*NOTE: Linde Company has had contract for past two years for Bulk Oxygen and Big Three for Anesthetic Gases - both firms have given excellent service and products.

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

The Council discussed thoroughly the bids received.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 10, 1959, for the furnishing of bulk oxygen and anesthetic gases for a period of two years commencing October 1, 1959; and,

WHEREAS, the bid of Linde Company in the sum of \$14,260.00 for an estimated total of 2,000,000 cubic feet of bulk oxygen was the lowest and best bid therefor; and,

WHEREAS, the bid of Big Three Welding Equipment Company in the sum of \$27,033.14 for anesthetic gases was the lowest and best bid therefor; and

WHEREAS, the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin and the City Manager; Now, Therefore;

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

That the bids of Linde Company in the sum of \$14,260.00 and the bid of Big Three Welding Equipment Company in the sum of \$27,033.14 be and the same are hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute contracts on behalf of the City of Austin with said companies.

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller

Noes: None

The City Manager submitted the following:

"Sealed bids opened 2:00 P.M. Sept. 11, 1959

"CITY OF AUSTIN BIDS FOR FURNISHING GASOLENE, OILS, GREASES, DIESEL FUEL, KEROSENE AND NAPHTHA

TO ALL DEPARTMENTS - OCT. 1, 1959 - SEPT. 30, 1960

	Regular Gasolene, Transport Delivery	Regular Gasolene Tank Wagon Delivery	Premium Gasolene (Police) Transport Delivery	Total	NET TOTAL
Estimated Quantity	871,000 gals.	24,000 gals.	160,000 gals.		
Gulf Oil Corporation					
Net Total	\$96,855.20	\$3,276.00	\$19,776.00	\$119,907.20	\$118,740.89
Magnolia Pet.Co.					
Net Total	\$91,803.40	3,285.60	20,640.00	115,729.00	<u>114,604.57</u>
Jack Ritter Oil.Dist.					
Net Total	\$91,367.90	3,168.00	22,400.00	116,935.90	116,935.90
Sinclair Ref.Co.					
Net Total	\$93,022.80	3,216.00	21,088.00	117,326.80	116,185.68

	Regular Gasolene, Transport Delivery	Regular Gasolene Tank Wagon Delivery	Premium Gasolene (Police) Transport Delivery	Total	NET TOTAL
Humble Oil & Ref.Co. Net Total	\$100,165.00	\$3,525.60	\$22,400.00	\$126,090.60	\$124,864.95
Texaco Inc. Net Total	\$101,471.50	3,576.00	24,240.00	129,287.50	128,030.38
Howell Ref. Co. Net Total	\$ 96,855.20	2,971.20	23,184.00	123,010.40	121,780.30
Calgary Co. Net Total	No Bid	No Bid	No Bid		
Low Bid Sept.11,1958 using present quantities	\$ 92,761.50	3,312.00	20,960.00	117,033.50	117,033.50
	Diesel Fuel	Naptha	Kerosene	Net totals for various Oils & Greases	
Estimated Quantity	56,000 gals.	5,000 gals.	48,000 gals.		
Gulf Oil Corporation Net Total	\$6,160	\$825.00	<u>\$5,520.00</u>	\$ 9,352.11	
Magnolia Pet.Co. Net Total	<u>5,818.40</u>	<u>819.50</u>	5,563.20	9,761.99	
Jack Ritter Oil.Dist. Net Total	5,824.00	No Bid	No Bid	No Bid	
Sinclair Ref.Co. Net Total	5,824.00	825.00	5,568.00	<u>7,539.15</u>	
Humble Oil & Ref.Co. Net Total	7,168.00	925.00	6,624.00	9,198.34	
Texaco Inc. Net Total	7,448.00	No Bid	6,624.00	10,187.51	

	Disel Fuel	Naptha	Kerosene	Net totals for various Oils and Greases
Howell Ref. Co.				
Net Total	\$6,192.65	No Bid	No Bid	No Bid
Calgary Co.				
Net Total	5,850.60	No Bid	No Bid	No Bid
Low Bid Sept. 11, 1958 using present quantities	6,434.40	825.00	5,616.00	7,567.34

It is recommended that the following be awarded contracts:

All Gasolene	Magnolia Petroleum Co. low bidder
Diesel Fuel	Magnolia Petroleum Co. low bidder
Kerosene	Gulf Oil Corporation low bidder
Oils and Greases	Sinclair Refining Company - low bidder at practically same prices as bid last year
Naptha	Magnolia Petroleum Co. - low bidder

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 September 17, 1959, for the furnishing of gasoline, oils, greases, diesel fuel, kerosene and naptha, for use by all departments of the City of Austin for a period of one year commencing October 1, 1959, and terminating September 30, 1960; and

WHEREAS, the bids of Magnolia Petroleum Company in the sum of \$114,604.57 for an estimated total of 1,055,000 gallons of gasoline and in the sum of \$5,818.40 for an estimated total of 56,000 gallons of diesel fuel, and in the sum of \$819.50 for an estimated 5,000 gallons of naptha were the lowest and best bids therefor; and,

WHEREAS, the bid of Gulf Oil Corporation in the sum of \$5,520.00 for a total of 48,000 gallons of kerosene was the lowest and best bid therefor; and,

WHEREAS, the bid of Sinclair Refining Company in the sum of \$7,539.15 for oils and greases was the lowest and best bid therefor; and,

WHEREAS, the acceptance of such bids has been recommended by the City Manager of the City of Austin; Now, Therefore,

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

That the bids of Magnolia Petroleum Company in the sums of \$114,604.57, \$5,818.40 and \$819.50, the bid of Gulf Oil Corporation in the sum of \$5,520.00 and the bid of Sinclair Refining Company in the sum of \$7,539.15 be and the

same are hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute contracts on behalf of the City of Austin with said companies.

The motion, seconded by Councilman Palmer, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, 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 September 8, 1959, for the furnishing of pumps for the Sewage Treatment Plant Expansion; and,

WHEREAS, the bids of Yeomans Brothers Company in the sum of \$11,996.00 for three sludge recirculating pumps; in the sum of \$1,027.00 for one excess sludge pump; and in the sum of \$3,475.00 for three sump pumps, were the lowest and best bids therefor; and,

WHEREAS, the bid of J. W. Droke & Associates in the sum of \$7,342.00 for four plunger type sludge pumping units, was the lowest and best bid therefor; and,

WHEREAS, the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bids of Yeomans Brothers Company in the sums of \$11,996.00, \$1,027.00 and \$3,475.00, and the bid of J. W. Droke & Associates in the sum of \$7,342.00, be and the same are hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute contracts on behalf of the City of Austin with said companies.

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, sealed bids were received by the City of Austin on September 11, 1959, for the purchase of paper and lead cable (1/C #2/0 AWG, according to City specifications, three 1500' lengths parallelled per reel), for use of the Electric Department; and

WHEREAS, since the low bids of Anaconda Wire and Cable Company and Phelps-Dodge Corporation in the amount of \$44,460.00 were identical, the names of both bidders were placed in a hat and the one selected by drawing was Anaconda Wire and Cable Company; Now, Therefore,



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

That the bid of Anaconda Wire and Cable Company in the sum of \$44,460.00 be and the same is hereby accepted and W. T. Williams, Jr., City Manager of the City of Austin, is hereby authorized to enter into a contract on behalf of the City with Anaconda Wire and Cable Company.

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

Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Structural Restoration Co. is the Contractor for cleaning stone trim on a building located at 522 Congress Avenue and desires a portion of the sidewalk and street space abutting Lots 4, 5, 6, and the north 16 feet of Lot 3, Block 55, of the Original City of Austin, Travis County, Texas, during the cleaning of stone trim on 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 Structural Restoration Co., the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southeast corner of the above described property; thence in an easterly direction and at right angles to the center line of Congress Avenue to a point 4 feet west of the west curb line; thence in a northerly direction and parallel with the center line of Congress Avenue approximately 154 feet to a point; thence in a westerly direction and at right angles to the center line of Congress Avenue to the northeast corner of the above described property; thence in a northerly direction and at right angles to the center line of West 6th Street to a point 4 feet south of the south curb line; thence in a westerly direction parallel with the center line of West 6th Street 160 feet to a point; thence in a southerly direction and at right angles to the center line of West 6th Street to the northwest corner of the above described property.

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

(1) That the Contractor will be permitted to erect and maintain a portable scaffold to be moved from time to time within the above described working space as the work requires, enclosing same with a suitable barricade and to protect pedestrians and cars from all harm or damage during the progress of the work.

(2) 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 systems for all tunnels.

(3) 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 November 1, 1959.

(4) 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.

(5) That the Contractor shall furnish the City of Austin a surety bond in the sum of Two Thousand Dollars (\$2,000), 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 Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller

Noes: None

The Assistant City Manager submitted the "Live Better Electrically Medallion Home program". Suggestions and instructions were given by members of the Council as to advertising and approvals. After more discussion, Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the cooperative efforts of the electrical industry, builders, electrical contractors, financiers, and realtors have recently been directed toward the goal of providing modern requirements for electrical living through a program called "Live Better Electrically"; and,

WHEREAS, the City of Austin is interested in participating in this program for bringing new standards of excellence and comfort into the homes of its citizens; Now, Therefore,

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

That W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute agreements with builders participating in the "Live Better Electrically" Medallion Home Program.

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller

Noes: None

MRS. JOHN BARROW submitted a list of various Airports that charged different types of fees. The City Manager stated there was a complete list of the kinds of fees charged by the airports, and the amounts. He explained that although a landing fee for private planes was not charged, it was evened off in the nature of charge for gasoline, whereas on the commercial planes on which there was a landing fee charged, the City received nothing for gasoline. He stated that the city received revenue from the private planes in that manner.

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires the creation of an East - West thoroughfare to connect the Lockhart and Bastrop Highways with the Fredericksburg Road to provide for the free and safe flow of traffic between such highways and intersecting streets within the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right of way to permit the creation and construction of said East - West thoroughfare, to be known as Ben White Boulevard; and,

WHEREAS, the City of Austin has negotiated with the owner of said land and has been unable to agree with such owner as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owners and lienholders, a suit in eminent domain to acquire fee simple title for said purposes to the following described tract of land:

Four (4.00) acres of land, same being all that certain portion of the Charles H. Riddle Survey in the City of Austin, Travis County, Texas, which was conveyed to Delbert Gibson by a Warranty Deed dated October 23, 1948 of record in Volume 930 at page 144 of the Deed Records of Travis County, Texas, said four (4.00) acres of land being more particularly described by Metes and bounds as follows:

BEGINNING at the southeast corner of the herein described tract of land same being the southeast corner of the said Delbert Gibson tract of land, same being the point of intersection of the west line of Manchaca Road with the North line of Allred Lane;

THENCE with the east line of the said Delbert Gibson tract of land, same being the west line of Manchaca Road N 29° 56' E 166.70 feet to a concrete monument at the northeast corner of the said Delbert Gibson tract of land;

THENCE with the north line of the said Delbert Gibson tract of land, same being the south line of Goodnight and Pearson Addition, a subdivision of record in Book 5 at page 28 of the Plat Records of Travis County, Texas, N 60°

10' W at 9.91 feet pass a concrete monument at the southeast corner of lot No. 39 of the said Goodnight and Pearson addition in all 1049.75 feet to the northwest corner of the said Delbert Gibson tract of land, same being the southwest corner of Lot No. 23 of the said Goodnight and Pearson Addition, same being also a point in the present corporate limit line of the City of Austin, Travis County, Texas, as adopted by the City Council of the City of Austin by ordinance dated December 20, 1951;

THENCE with the West line of the said Delbert Gibson tract of land, same being the said present corporate limit line of the City of Austin S 40° 15' W 163.50 feet to the southwest corner of the herein described tract of land, same being the southwest corner of the said Delbert Gibson tract of land;

THENCE with the south line of the said Delbert Gibson tract of land, same being the north line of Allred Lane in a southeasterly direction to the point of beginning.

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

The City Manager gave a report on the new paving program, stating that in the past the property owners had been given 90 days before the assessment went into effect. This time also gave time to clear the utilities; but under the new procedure, the utilities would be cleared before the paving program got under way. He recommended reducing the period to sixty days. After lengthy discussion, Councilman Palmer moved that the Voluntary Paving policy be amended to require voluntary payments to be made within 45 days after the date of the ordinance declaring the necessity. The motion, seconded by Councilman Bechtol, carried by the following vote:

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

The Assistant City Manager inquired about a policy on selling grave spaces. Councilman Bechtol moved that the Council adopt a policy of giving a 90-day option for additional grave space purchases. The motion, seconded by Councilman White, carried by the following vote:

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

The Assistant City Manager submitted a request of the TEXAS SPOKES to use the parking area at the Coliseum for an event similar to the Jaycees' Rodeo, this to be with small foreign cars, maneuvering contest, Sunday afternoon. Due to other events this Sunday, the Council did not grant the request.

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Texas Municipal League holds its annual meeting in the Fall, and has not yet selected the site for its 1961 annual meeting; and,

WHEREAS, the City of Austin, will have, among other facilities of a scope and quality more than adequate to serve the needs of the League, a new Municipal Auditorium and Convention Center which will offer adequate space for general meetings and for committee and section meetings unmatched for beauty, for convenience to transportation facilities, hotels and motels, and downtown facilities, and with the additional convenience of being the location of the seat of government and of the League offices; Now, Therefore,

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

That the City Manager and such other officers of the City as may attend the annual meeting of the League for 1959 convey to the Texas Municipal League the invitation of the City of Austin to have the League honor said City by holding its 1961 Annual Meeting in the City of Austin.

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

The Council recessed until 2:30 P.M.

RECESSED MEETING

2:30 P.M.

The Council resumed its business at 2:30 P.M.

The City Manager gave a report on the status of the Airport terminal and asked that a policy be set up on the various rentals, for which space had been set aside. He listed the contracts made with the airlines, BRANIFF, CONTINENTAL, and TRANS-TEX, but stated that contracts were yet to be made for car-rentals, insurance, pay telephone, vending machines, gift shop, news stand, etc. In addition to the rental arrangements to be made, the City Manager stated he had recommendations on two rooms which were available for rent, and his estimate on the amount of revenue that should be received was \$4.25 per square foot per year, which would produce over \$3,000. His recommendation on the contracts were that each should be a separate contract, although if one concessionaire wanted another, he would not be disqualified from leasing other concessions.

The Director of Aviation submitted his recommendation about the lockers, and explained a proposal made by one concessionaire as to insurance, lockers, and operation of the information and paging booth. It was the Director's recommendation that a proposal like this be accepted. The amount of rental that would be paid for these operations was estimated, and details submitted. The City Manager stated in this case, probably a better contract would result by negotiating with one company. Councilman Palmer stated that probably the

best thing could be worked out on an exclusive contract, and he would suggest proceeding that way. Councilman Bechtol stated that on a five-year period, he would agree, and then it could be brought up again. The City Manager said proposals could be obtained and evaluated.

Discussion of renting and equipping the restaurant was held. The City Manager stated the contractors needed now to know how to make the plans for the kitchen. He recommended, after having talked with several operators, that the city equip the kitchen up to \$5,000, and the restaurant man provide the utensils, dishes, etc., and equip the dining area. If this is approved, he stated that the local people would be contacted again; and if they were not interested, outside interests would be sought. Mayor Miller suggested that this be advertised in the papers locally, in the Wall Street Journal, and take it before the Restaurant Association. The City Manager stated it was not contemplated to furnish the water and light for the kitchen, and said he would like to go back to some of those he had contacted with the proposition that the City would furnish the kitchen.

The Director of Aviation stated a matter was pending before the C.A.A. which would affect air services in Austin, and he explained the Southwestern Area case. After discussion, Councilman White moved that in the matter of Southwestern Area Local Service Case that the City of Austin intervene on behalf of itself and the Chambers of Commerce in those cases affecting the City of Austin. The motion, seconded by Councilman Bechtol, carried by the following vote:

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

The Director of Aviation went over estimates for furnishing the lobby, stating it was believed it would be furnished way under the estimate.

There being no further business, the Council adjourned at 6:30 P.M., subject to the call of the Mayor.

APPROVED

Tom Miller  
Mayor

ATTEST:

Elmer Hooley  
City Clerk