

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 19, 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 REV. SANTIAGO IBARRA, Emmanuel Methodist Church, 200 Brushy.

Councilman White moved that the Minutes of April 12th and of the Special Meetings of April 11th and 16th be approved. The motion, seconded by Councilman Pearson, carried by the following vote:

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

MR. AAYRES K. ROSS appeared with a group of blind people appealing the decision of the Solicitation Board for a permit. The Mayor noted there was no one present to oppose this group's appeal before the Council. The Council reviewed the file on this group--telegrams, reports of complaints, etc. It was decided by the Council that this group was not a solicitation group, but one selling articles direct; Councilman Palmer moved that the appeal be dismissed. The motion, seconded by Councilman Pearson, carried by the following vote:

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

The Police Department, Better Business Bureau and Blind Association were to be notified that the group would continue in an orderly manner and conduct the business in a courteous sound way.

MR. LAWRENCE OWENS appeared before the Council regarding a tax matter of his, Owen's Subdivision No. 2. He was referred to the Tax Assessor and Collector to work out his difficulties. Mr. Owens did not think he had title to McClain Street which had been vacated, but he was assured that he did.

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

A. J. SEPEDA	1147 $\frac{1}{2}$ -1149 $\frac{1}{2}$ Poquito St. 2005 Rosewood Avenue	From "A" Residence To "GR" General Retail NOT Recommended by the Planning Commission
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The Mayor asked those who wished to sustain the recommendation of the Planning Commission and DENY the change to vote "aye"; those opposed to vote "no." Roll call showed the following vote:

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

The Mayor announced that the change had been DENIED.

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SHEPPARD CONSTRUCTION CO., by S.R. Sheppard	1411-1533 Barton Springs 501-521 Kinney Avenue 522-526 So. Lamar Blvd.	From "A" Residence, "C" Commercial & "C-1" Commercial To "O" Office 2nd Height and Area RECOMMENDED by the Planning Commission
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Mr. Harry Nolan opposed, as he and the neighbors could not find out what was proposed under this change of zoning. Mr. Ralph Shinn, 1402 Hillmont, also, until he knew what was going to be constructed, opposed. Mrs. Daisy Massey and Margaret Birdsong did not want certain construction within 14 feet of their building. Mr. Sheppard stated he proposed a luxury motel on the 8.3 acres of land. The Council requested Mr. Sheppard to bring in a plan of what he proposed, as it was felt there would not be opposition if the people knew what was going in. The Council postponed action and to consider this two weeks from today.

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E. E. ELLIOTT By W.W. Patterson	4908-10 Interregional Highway	From "A" Residence To "C" Commercial RECOMMENDED by the Planning Commission
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The Mayor asked those who wished to sustain the recommendation of the Planning Commission and grant the change to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

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

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

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W.L. JAMES, et al	5300-5717 Interregional	From "A" Residence 1st
By Graves, Dougherty	Highway; 1009-43, 1053-	Height and Area
& Greenhill and Sneed	1123 Reinli, 5312-5718	To "C" Commercial 6th
& Vine	Cameron Road	Height and Area
		RECOMMENDED by the
		Planning Commission

WATT SCHIEFFER, et al	5312-14 Interregional Hwy.	From "A" Residence 1st
By Graves, Dougherty	1045-49 Reinli Street	To "C" Commercial 6th
& Greenhill; Sneed &		Height and Area
Vine		RECOMMENDED by the
		Planning Commission

MR. ROBERT SNEED, representing the applicants, presented plans for the proposed development of this area, and filed a brochure, pictures of the site, and a "Market Survey of Interregional Shopping Center, Interregional Highway and Cameron Road" by Homer Hoyt Associates. MR. EVERETT LOONEY appeared representing a group of citizens whose names appeared on the petition which he filed with the Council. He requested that the Council postpone action on the matter for further study. MR. M. H. CROCKETT spoke several times against the zoning. MR. JOE DACY, not protesting, asked that the matter be deferred for further study. MR. HERMAN JONES, representing Watt Schieffer, one of the property owners, spoke in his behalf. No opposition from property owners within 300' of the property appeared.

MAYOR MILLER recounted the history of the growth of Austin and of the recent improvements on Congress Avenue, and the bridge. He stated he believed in the down-town area and wanted to help the merchants there as well as everywhere else in the city without penalizing any landowner where good zoning practice required a change of zone.

MR. ERNEST ROSNER spoke along with the others opposing the zoning change. JUDGE IRELAND GRAVES made a statement in behalf of the developers.

The Mayor asked those in favor of granting the change from "A" 1st to "C" 6th to vote "aye"; those opposed to vote "no". Roll call showed the following:

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

*Councilman Long made the following statement regarding her vote:

"I have absolutely no fear that this new center, should it come in, will affect our down-town business people at all. If I did doubt that or thought it would hurt Austin as a whole or the people of Austin, I would say to put it off, but I do not have that feeling. Maybe I am lacking knowledge, but do not think I am. I vote 'aye'."

** Councilman Pearson made the following statement regarding his vote:

"The fact that the town is growing from 10 to 15 thousand

people per year, means that room must be made for them."

*** Councilman White made the following statement regarding his vote:

"Before I vote, I would like to say I have been here a good while. I have been here since before there were any community centers. I headed down-town before and I am going to continue to trade downtown, because I am for the merchants on the Avenue and have done everything that I could since I have been on the Council for the merchants on the Avenue. I do not think it will hurt them at all, and I vote 'aye'."

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

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R. C. HOOVER
By Herman Jones

2054-58 Interregional
Highway; 2060-68
Swisher

From 1st Height & Area
To 5th Height & Area
RECOMMENDED by the
Planning Commission
with 25' set back from
Interregional Highway

The Mayor asked those who wished to sustain the recommendation of the Planning Commission and grant the change to 5th Height and Area to vote "aye"; those opposed to vote "no". Roll call showed the following:

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

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

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin desires to widen Northland Drive from its intersection with the I. & G.N. R.R. right-of-way to a point approximately 608 feet East of said intersection; and,

WHEREAS, the City of Austin is the owner of the hereinafter described property, which is needed for a portion of said Northland Drive; Now, Therefore,

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

That the hereinafter described property be and the same is hereby dedicated for public use, subject to the reservations hereinafter stated, for street purposes, to wit:

0.751 of one acre of land, same being out of and a part of that certain tract of land known as Austin Memorial Park Cemetery, a portion of the George W. Spear League, James P. Davis Survey, and the D. J. Gilbert Survey in the City of Austin, Travis County, Texas, which tract of land was conveyed to the City of Austin by Warranty Deed dated May 27, 1941, of record in Volume 675 at page 133 of the Deed Records of Travis County, Texas, which 0.751 of one acre of land is more particularly described by metes and bounds as follows:

BEGINNING at an iron pin at the Northwest corner of the said City of Austin tract of land, known as Austin Memorial Park Cemetery which iron pin is also at the point of intersection between the present South line of Northland Drive and the East right of way line of the International and Great Northern Railroad;

THENCE, following the present South line of Northland Drive South $57^{\circ} 09'$ East 392.07 feet to an iron pin;

THENCE South $58^{\circ} 58'$ East 494.36 feet to an iron pin;

THENCE following the north line of the said Austin Memorial Park Cemetery as fenced with the following five (5) courses:

- (1) South $65^{\circ} 16'$ East 142.86 feet to a point;
- (2) South $60^{\circ} 12'$ East 115.36 feet to a point;
- (3) South $61^{\circ} 20'$ East 50.81 feet to a point;
- (4) South $71^{\circ} 18'$ East 109.29 feet to a point;
- (5) South $79^{\circ} 17'$ East 190.37 feet to an iron pin on the proposed South line of Northland Drive, said proposed South line of Northland Drive being a curve whose angle of intersection is $29^{\circ} 01'$ whose tangent distance is 285.33 feet and whose radius is 1102.62 feet;

THENCE, following said curve to the right an arc distance of 470.14 feet the sub-chord of which arc bears North $74^{\circ} 37'$ West 466.96 feet to an iron pin set at the point of curvature of said curve;

THENCE, following the proposed South line of Northland Drive with the following three (3) courses:

- (1) North $62^{\circ} 24'$ West 143.44 feet to an iron pin;
- (2) North $58^{\circ} 58'$ West 495.44 feet to an iron pin;
- (3) North $57^{\circ} 05'$ West 387.02 feet to an iron pin set at the Southwest corner of the herein described tract of land, same being the point of intersection between the proposed South line of Northland Drive and the curving East right of way line of the International and Great Northern Railroad, said curve having an intersection angle of $21^{\circ} 00'$, a tangent distance of 521.72 feet and a radius of 2814.93 feet and from which point of intersection an iron pin at the point of tangency of said curve bears South $11^{\circ} 19'$ West 883.41 feet;

THENCE, following the said curving East right of way line of the International and Great Northern Railroad to the right an arc distance of 25.57 feet, the sub-chord of which arc bears North $20^{\circ} 35'$ East 25.56 feet to the point of BEGINNING.

In the event said land is not used for street purposes full and unencumbered title shall become and be vested in the City of Austin.

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

Action on changing the Public Cab Stand on the south side of West 7th to the north side, in the 100 block, was deferred until the following week.

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on certain maps or plats of the City of Austin there appears a certain street known and designated as Bentley Street which street joins the proposed extension of Oltorf Street and which street connects South Lamar Boulevard with Thornton Road at a point just east of where Kinney Avenue intersects South Lamar Boulevard; and,

WHEREAS, the present residents and owners of property abutting said street have requested that the name of said street be changed from Bentley Street to Oltorf Street; Now, Therefore,

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

That the name of Bentley Street above described, as the same appears on certain maps and plats of the City of Austin, Travis County, Texas, be and the same is hereby changed to Oltorf Street; and,

BE IT FURTHER RESOLVED:

That the City Clerk is hereby authorized and directed to file or cause to be filed a certified copy of this Resolution 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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 17, 1956, for the construction of approximately five blocks of pavement and accessories known as Voluntary Paving Contract Number 56-VG3 on Grover Avenue from North Loop Boulevard to Koenig Lane; and,

WHEREAS, the bid of Raymond Canion in the sum of \$23,404.46 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager Now, Therefore,

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

That the bid of Raymond Canion in the sum of \$23,404.46 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 Raymond Canion.

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

Mayor Miller introduced the following ordinance:

ORDINANCE NO. 560419-A

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, CALLING AN ELECTION FOR THE AUTHORIZATION OF BONDS OF THE CITY OF AUSTIN IN THE FOLLOWING AMOUNTS AND FOR THE FOLLOWING PURPOSES: (1) \$6,500,000 REVENUE BONDS FOR THE PURPOSE OF EXTENDING AND IMPROVING THE CITY'S ELECTRIC LIGHT AND POWER SYSTEM; (2) \$5,500,000 REVENUE BONDS FOR THE PURPOSE OF EXTENDING AND IMPROVING THE CITY'S WATER-WORKS SYSTEM; (3) \$5,500,000 REVENUE BONDS FOR THE PURPOSE OF EXTENDING AND IMPROVING THE CITY'S SEWER SYSTEM; (4) \$1,200,000 GENERAL OBLIGATION BONDS FOR CONSTRUCTING AND IMPROVING MUNICIPAL AIRPORT FACILITIES AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (5) \$300,000 GENERAL OBLIGATION BONDS FOR CONSTRUCTING AND IMPROVING FIRE STATIONS AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (6) \$1,300,000 GENERAL OBLIGATION BONDS FOR ACQUIRING LANDS FOR RIGHTS-OF-WAY FOR STREETS AND BOULEVARDS IN CONNECTION WITH THE STATE HIGHWAY SYSTEM IN THE CITY OF AUSTIN; (7) \$700,000 GENERAL OBLIGATION BONDS FOR CONSTRUCTING AND IMPROVING PUBLIC PARKS, PLAYGROUNDS, BUILDINGS AND OTHER RECREATION FACILITIES OF THE PARKS AND PLAYGROUNDS AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (8) \$700,000 GENERAL OBLIGATION BONDS FOR CONSTRUCTION AND EQUIPMENT OF GARBAGE DISPOSAL PLANTS AND ACQUIRING LANDS THEREFOR; (9) \$200,000 GENERAL OBLIGATION BONDS FOR ENLARGING AND EQUIPPING THE PUBLIC FREE LIBRARY SYSTEM AND ACQUIRING LANDS FOR EXPANSION THEREOF; (10) \$4,850,000 GENERAL OBLIGATION BONDS FOR CONSTRUCTING AND IMPROVING STREETS, BRIDGES AND DRAINAGEWAYS OF THE CITY; ENACTING PROVISIONS INCIDENT AND RELATING TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND DECLARING AN EMERGENCY.

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 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 Pearson 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 Pearson moved that the ordinance be finally passed. The motion, seconded by Councilman Palmer, carried by the following vote:

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

Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following Ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING BASE SALARIES AND LONGEVITY PAY FOR CLASSIFIED EMPLOYEES IN THE FIRE DEPARTMENT AND POLICE DEPARTMENT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL ON JULY 9, 1953, AND IS RECORDED IN BOOK "S", AT PAGES 418-420, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, IN SECTION 1, THEREOF, RELATING TO TRAINING PAY FOR CLASSIFIED EMPLOYEES OF THE POLICE AND FIRE DEPARTMENTS, AND IN PARAGRAPH A AND B OF SECTION 2 THEREOF, RELATING TO BASE MONTHLY SALARIES FOR CLASSIFIED EMPLOYEES IN THE POLICE DEPARTMENT; AND SECTION 3 THEREOF RELATING TO LONGEVITY PAY; AND DECLARING AN EMERGENCY.

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 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 Pearson 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 Pearson 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.

The Council granted the students permission to have the Student Election Parade, April 27th at 7:00 P.M.

The Mayor announced a Special Meeting for 2:30 P.M., Wednesday, April 25th.

There being no further business the Council adjourned subject to the call of the Mayor.

ATTEST:

Elen Hooley
City Clerk

APPROVED

Tom Miller
Mayor