

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 2, 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 DR. JOHN BARCLAY, Central Christian Church, 1110 Guadalupe.

The Council had before it the appeal of the Planning Commission decision in granting a special permit issued to DR. HENRY TISCHLER for a Veterinary Clinic at 5311-5317 Burnet Road, pending from the past week. No opposition was present at this time. The Mayor announced that the Council had made an inspection of the area. After discussion, Councilman Palmer moved that the special permit be granted and this hearing be closed. The motion, seconded by Councilman Pearson, carried by the following vote:

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

The Mayor questioned the recommendation of the parallel parking in the front of this building, and believed angle parking would provide for more cars.

MR. PAT CANION came before the Council regarding the use of gravel straight from the pits, without using a binder. The Director of Public Works gave a technical report from the laboratory on the tests which were made, and which revealed the gravel would not meet the specifications and could not be used unless there was an added mixture. Discussion of the provisions of the ordinance was held. It was decided that Mr. Canion meet with the Director of Public Works and the Paving Engineer and work out the specifications, as it was believed it could be worked out satisfactorily. Councilman Long asked that a report be made on what was set up.

MAYOR MILLER announced that on July 28, 1955, the Council tentatively set the tax rate at .62¢ for the General Fund, and at .34¢ for the Interest and Sinking Fund, making a total of .96¢ for the year October 1955 to October 1956. This year, taking care of everything anticipated, cost of living increases to the employees, and higher costs of service, this same tax rate could be maintained. Councilman Long stated she was pleased that the city employees could be taken care of, and the services of the city be continued in the same manner, and that the bonds could be sold and still not increase the tax rate. Councilman Pearson stated he was glad to have such excellent growth of the City so as to add some \$20,000,000 to the tax rolls, and to be able to serve the city and hold the tax line. Councilman Palmer, believed the citizens would be pleased to know the City had been able to take care of the rapid growth and still maintain the same tax rate. Councilman White stated he was glad to hold the tax rate the same as it was last year, and was glad to be able to tell his friends and the people that their taxes would not be raised. Councilman Long moved that the tax rate be set the same as it was last year: .34 for the Interest and Sinking Fund, and .62 for the General Fund. The motion, seconded by Councilman White, carried by the following vote:

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

MR. D. B. JOHNSON, 5407 Shoal Creek Boulevard, filed the following petition:

"To the Honorable Mayor and City Council of the City of Austin
"Municipal Building
Austin, Texas

"WHEREAS, with the increased population our streets are becoming crowded and congested; and

"WHEREAS, the handling of traffic due to the increase of automobiles is becoming a serious problem; and

" WHEREAS, the expansion of our city and its growth has caused more traffic to be routed over certain of our streets; and

"WHEREAS, Hancock Drive at the intersection of Shoal Creek Boulevard does not have sufficient traffic signals to enable people to stop and cross; and

"WHEREAS, at the intersection of Hancock Drive and Shoal Creek Boulevard at certain hours of the day it is impossible to enter into or cross either which causes inconvenience as well as a serious traffic hazard.

"NOW THEREFORE, We, the undersigned taxpayers, property owners, and citizens of the City of Austin do hereby petition your honorable body to investigate into the serious conditions now existing at the intersection of Hancock Drive and Shoal Creek Boulevard to remedy and eliminate the traffic confusion that now exists by installing the proper traffic light at this dangerous intersection.

"We respectfully request that this be given your most serious consideration as well as action to alleviate this condition. We hereby sign our names and request such traffic light be installed at this intersection."

This petition had 31 signatures. The Mayor stated the request would be turned over to the Traffic Engineer, and the Council would make a study of it and let the petitioners know.

The Council had before it again the request of opening the alley between Avondale Road, Travis Heights Boulevard, Milam Place, and Alta Vista. The neighbors stated they would be willing to pave the alley if it were absolutely necessary; but did not want to do so as a matter of beautification. Mr. Ben Pearce was the spokesman, and he did not believe it necessary to pave all of the alley. Mayor Miller stated the drainage would have to be worked out, and it would not be fair for the Holcombs to have to pay for this grading work. Councilman Long suggested that the alley be cut in width to 12 feet, and give each property owner $1\frac{1}{2}$ feet more on their property. Councilman Pearson stated it would be necessary to pave the alley and open it properly; otherwise the waste would come down on Avondale Road. Mr. Payne stated the group was willing to leave it up to the Council; if it meant paving the entire alley, they would go along; if not, that would be all right. MRS. HOLCOMB did not believe there was a majority that wanted the alley opened and listed those that signed the petition and those that did not sign. (Written statement by Mr. and Mrs. J.C. Holcomb on file in City Clerk's Office under ALLEYS.) The Mayor stated the Council would go back and make another inspection, with the view of cutting the alley down to 12 feet, giving each of the property owners $1\frac{1}{2}$ feet, and leaving it 10 feet down by the Holcombs. He did not believe that the full cost of cutting it down should be borne by the Holcombs.

No action was taken on the ordinance to vacate an alley 21' wide lying north of West 10th Street, extending from Essex Avenue to the east right-of-way line of the I. & G. N. Railroad, on the City Manager's recommendation. MR. VISCARDI, representing A. Casiraghi, appeared in the interest of closing the alley. The Council wanted to look at the property on the ground.

MR. CHARLES H. BAREFIELD appeared before the Council regarding the lease on the Butler Tract, on which he had a bait house. The rent had been raised to \$100.00 a month, and Mr. Barefield wanted certain changes in his lease. After discussion, the Council informally agreed that when the contract was written up, the lease could be made for five years, with the understanding that if the city needed it for any other purpose, the property could be vacated within 90 days. As to the additional 100' of land, the Council did not include this in the new contract. If Mr. Barefield wanted to expand his building at his own risk, the Council was agreeable to his doing that without any obligation of the City to reimburse him. The sanitary facilities were to have the approval of the Health Officer. The Council asked that the Contract be worked out in line with these terms and submitted to the Council in its final form.

Councilman Long asked that a study be made of the lease on the Dallas Highway on City Property, held by the 7-Eleven Stores, to see if this lease should not be increased from \$150.00 per month to \$200 or \$250.00.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, certain public utility easements were reserved and dedicated to the public along certain lot lines in Balcones Park, Section 2, a subdivision of a portion of the Albert Silsbee Survey No. 1, the C. J. Strother Survey No. 610, and the D. J. Gilbert Survey No. 8, in the City of Austin, Travis County, Texas, according to a map or plat of Balcones Park, Section 2, of record in Book 6 at page 90, Plat Records of Travis County, Texas; and,

WHEREAS, the owner of the hereinafter described premises has requested that said public utility easements located thereon be released; and,

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

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

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

- (1) The East five (5) feet of Lot 1, Block "H" of said Balcones Park, Section 2;
- (2) The West five (5) feet of Lot 2, Block "H" of said Balcones Park, Section 2.

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:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH MOUNTAIN LAUREL, INC.; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT AND DECLARING AN EMERGENCY.

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

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

Noes: None

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

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

Noes: None

The ordinance was read the third time and Councilman White moved that

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER
INTO A CERTAIN CONTRACT WITH MOUNTAIN LAUREL, INC.;
PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE
CITY OF AUSTIN UNDER SUCH CONTRACT AND DECLARING AN
EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER
INTO A CERTAIN CONTRACT WITH W. A. BURNS; PROVIDING
FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF
AUSTIN UNDER SUCH CONTRACT AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER
INTO A CERTAIN CONTRACT WITH MORRIS MOORE; PROVIDING
FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF
AUSTIN UNDER SUCH CONTRACT AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

The City Manager submitted the following:

"July 31, 1956

"S. Reuben Rountree, Jr.
Director of Public Works

W. T. Williams, Jr., City Manager

"Reconstruction of Congress Avenue Bridge Approaches - Contract No. 56-C-12

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, July 31, 1956, for the reconstruction of Congress Avenue Bridge Approaches.

"Giesen & Latson	\$9,979.10
McKown & Sons	\$10,569.35
City's Estimate	\$10,166.00

"I recommend that Giesen & Latson Construction Company with their low bid of \$9,979.10 be awarded the contract for this project."

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 31, 1956, for the reconstruction of Congress Avenue Bridge Approaches - Contract No. 56-C-12; and,

WHEREAS, the bid of Giesen & Latson in the sum of \$9,979.10 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 Giesen & Latson in the sum of \$9,979.10 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 Giesen & Latson.

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

The City Manager submitted the following:

"Sealed Bids opened 10:00 A.M. July 25, 1956
Tabulated by: O. G. Brush, Purchasing Agent

"BIDS FOR CONTRACT TO FURNISH TIRES, TUBES & RECAPPING TO CITY OF AUSTIN, TEXAS FOR 12 MONTHS BEGINNING SEPTEMBER 1, 1956

	WILLIE KOCUREK (U.S. Royal)	B.F. GOODRICH	AUSTIN GOODYEAR	MILLER McLEAN TIRE CO. (General)
PASSENGER TIRES	\$5,883.90	\$5,174.19	\$5,279.79	*Bid
TRUCK, BUS & IMPLEMENT TIRES	25,198.38	23,949.89	24,447.26	Rejected
SECTION REPAIR & RECAPPING	3,187.77	3,435.51	No bid	

"NOTE: Amounts shown are totals and include tube repairs for tires.

*Miller-McLean bid rejected for following reasons:

1. Failure to furnish bid bond or certified check as called for in invitation.

2. Failure to show net unit prices of tires shown on invitation to bid, invitation plainly stated this would be cause for rejection of bid.

"Recommended low bidder, B. F. Goodrich Store of Austin be awarded contract for all tires and Willie Kocurek, low bidder be awarded contract for repair and recapping.

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on the 25th day of July, 1956, bids were received by the City of Austin for furnishing tires, tubes and recapping service for the twelve month period beginning September 1, 1956; and,

WHEREAS, the bid of B. F. Goodrich in the sum of \$5,174.19 was the lowest and best bid for the furnishing of passenger tires and tubes; and,

WHEREAS, the bid of B. F. Goodrich Company in the sum of \$23,949.89 was the lowest and best bid for furnishing truck, bus and implement tires; and,

WHEREAS, the bid of Willie Kocurek in the sum of \$3,187.77 for repair and recapping service; Now, Therefore

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

That said bids of B. F. Goodrich Company and Willie Kocurek 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 B. F. Goodrich Company and Willie Kocurek.

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 the City Council of the City of Austin hereby approves as a filling station site the property located at the northwest corner of South Congress Avenue and West Oltorf Street, which property fronts 159.82 feet on South Congress Avenue and 125.00 feet on West Oltorf Street, and being known as Lots 1, 2 and 3 of Block 1 of La Prella Place in the City of Austin, Travis County, Texas, and hereby authorizes the said H. G. West to construct, maintain, and operate a drive-in gasoline filling station and to construct

curbs, ramps, and sidewalks in conjunction therewith subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. The Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper Police, Traffic and Fire regulations; and the right of revocation is retained, if after hearing it is found by the City Council that the said H. G. West has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"August 2, 1956

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

"Dear Sir:

"We, the undersigned, have considered the application of H. G. West for permission to construct, maintain and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the property located at the northwest corner of South Congress Avenue and West Oltorf Street, which property fronts 159.82 feet on South Congress Avenue and 125.00 feet on West Oltorf Street, and being known as Lots 1, 2 and 3 of Block 1 of La Prella Place in the City of Austin, Travis County Texas, and the property upon which this filling station is to be located is owned by H. G. West and is under lease to Continental Oil Company and we hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as "C" Commercial Use District upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street, and furthermore, shall not create a nuisance to others in the neighborhood. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owner. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that H. G. West be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith subject to the following conditions.

"(1) That all buildings and equipment shall be placed inside of the property line; correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways; building lines to be approved by the City Building Inspector. That the applicant shall confer with the

Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used, and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street, or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc., and that all construction of the filling station improvements shall be in accordance with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2 - H - 146.

"(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan, hereto attached, which plan bears the Department of Public Works file number 2 - H - 1458.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2 - H - 1458 and shall be of the pre-moulded type.

"(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection, and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted
(Sgd) S. Reuben Rountree, Jr.
Director of Public Works
(Sgd) J. C. Eckert
Building Inspector"

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, A. W. Bryant is the Contractor for the demolition and erection of a building located at 116 Congress Avenue and desires a portion of the sidewalk and street space abutting Lots 5 and 6, Block 5, of the Original City of Austin, Travis County, Texas, during the demolition and 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 A. W. Bryant, 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 a easterly direction and at right angles to the center line of Congress Avenue to a point 5 feet east of the west curb line; thence in a northerly direction and parallel with the center line of Congress Avenue 92 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 2nd Street to a point 5 feet north of the south curb line; thence in a westerly direction and parallel to the center line of West 2nd Street approximately 80 feet to a point; thence in a southerly direction and at right angles to the center line of West 2nd Street to the north line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said A. W. Bryant, hereinafter termed "Contractor", upon the following express terms and conditions;

(1) That the Contractor shall construct a 4-foot walkway within the outer boundaries of the above described working space, such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and without wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the City officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially support same to prevent sagging under load.

(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 15, 1956.

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

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

(12) That any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractors, 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 White, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Council had before it the following zoning application postponed from July 12 and July 19:

CLIFFORD BIRDWELL

103 West 38th St.

From "B" Residence
To "LR" Local Retail
RECOMMENDED by the
Planning Commission

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 Palmer, Pearson, White, Mayor Miller
Noes: Councilman Long

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

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 38.00 ACRES OF LAND, SAME BEING KNOWN AS PARK FOREST SECTION I, A SUBDIVISION OF A PORTION 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 Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

The City Manager brought up the request of VERNON COOK who was inquiring about the property that he thought the City would want to buy along with the schools. The Council took no action at this time, and recessed until 3:00 P.M.

Recessed Meeting

3:00 P.M.

At 3:00 P.M. the Council met with members of the Texas Research League, MR. ALVIN A. BURGER, the Executive Director; MR. RODMAN PORTER and MR. JAS. MCGREW, who were making a survey at the request of the State Highway Commission of the local relationships, and the problems facing the various counties. The Mayor stated the Highway Department was the finest in the United States, the roads were the best, and the relations were good. Questions were asked by the group and answered by the Council.

Councilman Long reported a request for water by MRS. B. N. PAYTON, Gardner Road, Govalle, and listed the difficulties. Mrs. Payton had sold her home which was in the city limits, and moved to a little house in the rear of the property which was seven feet outside the city limits. She put up a deposit for water, and was told to get her line in; the inspector went out, and recommended moving the line over 6', which she did. Then it developed she was out of the city limits. The matter was referred to the City Manager to talk with her to see if she wanted the property annexed.

Discussion was held on the city property on East 22nd Street between Alamo and Poqueto. Councilman Pearson stated there was a half-block which the city had acquired; and on the rest there were some old houses. He suggested getting the Director of Recreation to look it over to see if it could be used as a park. The Mayor suggested if it could not be used, to take bids on it and sell the whole thing. Councilman Long stated the only way it could be used as a park would be to purchase the whole tract.

The Council discussed changes at the Municipal Golf Course. The Council voted to employ MR. ROY KIZER to be in charge of the greens at \$100 a month additional to what he receives now; to purchase the needed equipment totalling \$4,408.00 for the maintenance of the greens; to charge MR. PENICK 5% of the gross receipts on the sale of golf supplies and equipment in addition to the present 10% which is paid on drinks and food concessions, etc; and placing the responsibilities of Mr. Penick directly under the City Manager, by the following vote:

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

The Mayor stated the Council could work out the fees recommended by the Director of Recreation later--25¢ per person for reservation privileges on Saturdays and Sundays, and a \$1.50 tournament fee per player for golf tournaments. Councilman Long wanted a study made to improve the grounds at Hancock Park.

The Council received notice from the City Manager that the following zoning applications had been referred to the Plan Commission, and had been set for public hearing before the Council on September 6, 1956:

TRAVIS C. COOKE, et al	7001-7319 Burnet Road 2305-2315 Pasadena Dr. 2304-2314 Cullen Ave.	From "A" Residence To "GR" General Retail 6th Height & Area
LEM SCARBROUGH	6100-6800 Blk.of Inter. Hwy;north side of 6100- 6400 Blk.Hwy.20;West side of 6600-6800 Blk.Cameron Rd.;So.side of 800-1100 Blk.of Atkinson Rd.; 6409-6455 Hwy.20; and 6210-6310 Cameron Road	From "A" Residence 1st Height & Area & "C" Commercial 6th Height & Area To "C" Commercial 2nd Height & Area
DR. Z. T. SCOTT & HENRY KLUGE	1800-1804 Pearl Street 900-912 W.18th Street 1801-03 San Gabriel	From "A" Residence To "BB" Residence
W. ELLIOTT McVEY	902 E.49th St. & 4901-03 Airport Blvd.	From "A" Residence To "GR" General Retail
CARRET CORPORATION	706-710 West 17th St.& 1701 West Avenue	From "A" Residence To "O" Office

JOHN H. LEASURE

8529-8547 N. Lamar Blvd.
707-23 Beaver StreetFrom "A" Residence
To "C" Commercial 6th
Height & AreaJOHN O. NAVEN &
S. I. ARNN

924-30 East 32nd St.

From "B" Residence
To "O" OfficeDRS. KREISLE, KREISLE
& KREISLE

2313 Longview Street

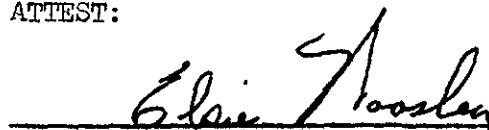
From "A" Residence
To "B" Residence

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

APPROVED


Mayor

ATTEST:


City Clerk