

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 13, 1958

10:00 A.M.

Council Chamber, City Hall

The Meeting was called to order with Mayor Miller presiding.

## Roll call:

Present: Councilmen Long, Palmer, White, Mayor Miller

Absent: Councilman Pearson

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. ROBERT ROWE, Ebenezer Baptist Church, 1010 East 10th Street.

Councilman White moved that the Minutes of the Meeting of February 6, 1958, and of two special meetings held on December 6, 1957, and on January 14, 1958, be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

MR. CATO SALOS, President, LULAC Council No. 85, and MR. GARCIA, appeared before the Council requesting the Mayor to proclaim February 16-22 as LULAC WEEK. Mayor Miller signed the Proclamation, and Councilman Long moved that the Council join with the Mayor in proclaiming LULAC WEEK. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDA-

TORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL, APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE AND HEIGHT AND AREA DESIGNATIONS FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT ON A TRIANGULAR TRACT OF LAND CONTAINING APPROXIMATELY 1.58 ACRES OF LAND, LOCALLY KNOWN AS 1805-1921 WHEELLESS LANE, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE AND HEIGHT AND AREA MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "I", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE

CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE FOLLOWING: (1) FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT ON LOTS 11-16, BLOCK 18, HYDE PARK NO. ONE; (2) FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT ON A TRACT OF LAND FRONTING 200 FEET ALONG THE EAST RIGHT OF WAY LINE OF EVERGREEN AVENUE AND APPROXIMATELY 203 FEET ALONG THE NORTH RIGHT OF WAY LINE OF WEST MARY STREET, LOCALLY KNOWN AS 1801-1803 EVERGREEN AVENUE AND 1205-1209 WEST MARY STREET; (3) FROM "B" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT ON LOT 1, BLOCK 2, BUENA VISTA SUBDIVISION; ALL OF THE ABOVE PROPERTY BEING LOCATED IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance has been finally passed.

The City Manager submitted the following:

"February 11, 1958

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

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

"Retaining Wall, Concrete Riprap & Grading at Barton Springs Pool -  
Contract No. 58-C-3

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, February 11, 1958, for the construction of a retaining wall, concrete riprap and grading at the west end of Barton Springs Pool in Zilker Park - Contract No. 58-C-3.

"Ed H. Page	\$6,478.90
C. H. Lester	6,828.18
Jones & Hazeltine	7,222.19
Maufrais Bros.	7,917.65
Ray Wimberly	11,151.80
"City's Estimate	\$6,300.00

"I recommend that Ed H. Page with his low bid of \$6,478.90 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 February 11, 1958, for the construction of a retaining wall, concrete riprap and grading at the west end of Barton Springs Pool in Zilker Park - Contract No. 58-C-3; and,

WHEREAS, the bid of Ed H. Page in the sum of \$6,478.90 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 Ed H. Page in the sum of \$6,478.90 for the construction of such retaining wall, concrete riprap and grading at the west end of Barton Springs Pool in Zilker Park, 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 Ed H. Page.

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

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

The City Manager submitted the following:

"February 11, 1958

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

"Dear Sir:

"Bids were received until 10:00 a.m. Tuesday, January 28, 1959, and then publicly opened for the construction of approximately 3545 feet of 15 inch, 808 feet of 18 inch and 2372 feet of 24 inch Sanitary Sewers and appurtenances for the West Waller Creek Interceptor Sewer, Part II. The following is a tabulation of the bids received:

<u>FIRM</u>	<u>TOTAL BID</u>	<u>WORKING DAYS</u>
Karl B. Wagner Engr. Construction, Inc.	\$142,149.70	275

"Joe Bland Construction Company	147,702.50	200
Austin Engineering Company	164,080.24	200

"It is recommended that the contract be awarded to the Karl B. Wagner Engineering Construction, Inc. on their low bid of \$142,149.70 with 275 working days.

"Yours truly,  
Albert R. Davis, Director  
Water and Sewer Department

"APPROVED BY: 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 January 28, 1958, for the construction of approximately 3545 feet of 15 inch, 808 feet of 18 inch and 2372 feet of 24 inch Sanitary Sewers and appurtenances for the West Waller Creek Interceptor Sewer, Part II; and,

WHEREAS, the bid of Karl B. Wagner Engineering Construction, Inc. in the sum of \$142,149.70 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department 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 Karl B. Wagner Engineering Construction, Inc. in the sum of \$142,149.70 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 Karl B. Wagner Engineering Construction, Inc.

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

The City Manager submitted the following:

"February 11, 1958

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

"Dear Sir:

"Bids were received until 2:00 p.m. Tuesday, February 11, 1958, and then publicly opened and read for the construction of 153 feet of 10-inch and 10,861 feet of 8-inch Sanitary Sewers and appurtenances in the general area of Ford Village.

"The following is a tabulation of the bids received:

<u>FIRM</u>	<u>TOTAL BID</u>	<u>WORKING DAYS</u>
Bland Construction Company	\$42,911.15	75
Jack R. Barnes Engr. Company	47,325.14	120
Karl B. Wagner Engr. Const. Company	48,794.20	150
Austin Engineering Company	67,412.40	180

"It is recommended that the contract be awarded to the Bland Construction Company on their low bid of \$42,911.15 with 75 working days.

"Yours truly,  
Albert R. Davis, Director  
Water and Sewer Department

APPROVED BY: 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 February 11, 1958, for the construction of 153 feet of 10-inch and 10,861 feet of 8-inch sanitary sewers and appurtenances in the general area of Ford Village; and,

WHEREAS, the bid of Bland Construction Company in the sum of \$42,911.15 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department 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 Bland Construction Company in the sum of \$42,911.15 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 Bland Construction Company.

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

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

The City Manager submitted the following:

"February 12, 1958

"Memo to: Mr. W. T. Williams, Jr., City Manager

"Subject: Tabulation of bids received for the remodeling of the office and laboratory building at the Sewage Treatment Plant. Bids received at 2:00 P.M. Tuesday, February 11, 1958. The following tabulation made by A. H. Ullrich.

**"General Construction:**

<u>Bidder:</u>	<u>Amount Bid</u>	<u>Calendar Days</u>
"Joe Badgett, Austin	\$3,979.00	30
Stanley C. Stemen, Austin	4,372.00	60
C. Ben Hibbetts, Austin*	4,392.00	15
W. D. Anderson Co., Austin	5,090.00	30

**"Mechanical and Electrical:**

<u>Bidder:</u>	<u>Amount Bid</u>	<u>Calendar Days</u>
"Strandtmann Air Conditioning, Austin	\$8,136.00	55
H. L. Arnold Company, Austin	8,137.00	45
Air Conditioning Inc., Austin	8,463.00	40
Brady Associates, Austin	8,497.00	28
Climate Incorporated, Austin	8,680.00	60
Calcasieu, Austin	9,116.00	30
Young & Pratt, Austin	9,125.00	75
P. G. Sosa & Sons, Austin	9,250.00	50
*C. Ben Hibbetts (Combined Bid)	12,204.00	75

"It is my recommendation that the General Construction contract be awarded to Joe Badgett, Austin, Texas on his low bid of \$3,979.00 and that the Mechanical and Electrical contract be awarded to Strandtmann Air Conditioning, Austin, Texas, on their low bid of \$8,136.00. The combined bid of these two contractors is \$12,115.00 which is lower than the combined bid offered by C. Ben Hibbetts.

"Our Mr. A. M. Eldridge, Construction Engineering Division concurs in this recommendation. Copy of his tabulation is attached.

"Respectfully submitted,  
(Sgd) A. H. Ullrich"

Councilman White offered the following resolution and moved its adoption:

**(RESOLUTION)**

WHEREAS, bids were received by the City of Austin on February 11, 1958, for the remodeling of the office and laboratory building at the Sewage Treatment Plant; and,

WHEREAS, the bid of Joe Badgett in the sum of \$3,979.00 for the general construction of the building was the lowest and best bid therefor; and,

WHEREAS, the bid of Strandtmann Air Conditioning in the sum of \$8,136.00 for the necessary mechanical and electrical installation was the lowest and best bid therefor; and,

WHEREAS, acceptance of such bids has been recommended by the Superintendent of Water and Sewage Treatment and by the City Manager; Now, Therefore,

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

That the bids of Joe Badgett in the sum of \$3,979.00 for general construction work and of Strandtmann Air Conditioning in the sum of \$8,136.00 for mechanical and electrical installation, 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 Joe Badgett and Strandtmann Air Conditioning.

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

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "I", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY ESTABLISHING THE BOUNDARIES FOR VARIOUS ORIGINAL USE DISTRICTS AND HEIGHT AND AREA DISTRICTS IN AREAS ANNEXED TO THE CITY OF AUSTIN ON SEPTEMBER 1, 1955, AND TIMES SUBSEQUENT THERETO; ORDERING A CHANGE IN THE USE AND HEIGHT AND AREA MAPS SO AS TO RECORD SUCH DISTRICTS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

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

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

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



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

The Mayor announced that the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

RESOLUTION APPROVING AND PROVIDING FOR THE  
EXECUTION OF A CONTRACT FOR ADVANCE UNDER  
TITLE I OF THE HOUSING ACT OF 1949, AS  
AMENDED BY ALL AMENDATORY AND SUPPLEMENTAL  
ACTS, AND NUMBERED CONTRACT NO. Tex. R-20(A),  
BY AND BETWEEN THE CITY OF AUSTIN AND THE  
UNITED STATES OF AMERICA.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, as follows:

SECTION 1. The pending proposed Offer for Planning Advance under Title I of the Housing Act of 1949, as amended by all Amendatory and Supplemental Acts, numbered Contract No. Tex. R-20(A), in the amount of \$47,755.00 and relating to plans and surveys of the nature contemplated by said Title I, by and between the City of Austin (herein called the "Local Public Agency") and the United States of America (herein called the "Government"), is hereby approved.

SECTION 2. The City Manager is hereby authorized and directed to execute the said Offer for Planning Advance in two counterparts on behalf of the Local Public Agency, and the City Clerk is hereby authorized and directed to impress and attest the official seal of the Local Public Agency on each such counterpart and to forward one counterpart to the Housing and Home Finance Agency, together with such other documents relative to the approval and execution of such counterparts and to this Resolution as may be required by the Government.

SECTION 3. The City Manager is hereby authorized to file requisitions, together with necessary supporting documents, with the Government, in accordance with the Contract for Advance, requesting payments to be made on account of the Advance provided for in the Contract for Advance, and to do and perform all other things and acts required to be done or performed in order to obtain such payments.

SECTION 4. This Resolution shall take effect immediately.

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

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

Councilman Long moved that building permits be granted on the following property within 300 feet of the centerline of the South Belt Loop, but not in conflict with plans: (1) Delma Spell, 4308 Gillis Street and (2) Charles A.

Winkley, 1314 Fortview Road. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor and Council greeted Scout Troop No. 33, and their leader, MR. J. H. MALOY.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its underground telephone conduits in the streets in the City of Austin hereafter named and said maps or plans have been considered by the Director of Public Works; therefore

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

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its underground telephone conduits in the following streets:

(1) An underground telephone conduit crossing BRIARCLIFF BOULEVARD, the centerline of which conduit shall extend from a point 11 feet south of the north property line of said Briarcliff Boulevard and 35 feet east of the east property line of Cameron Road, in a southeasterly direction to a point 11 feet north of the south property line of said Briarcliff Boulevard and 165 feet east of the east property line of said Cameron Road.

(2) An underground telephone conduit in BRIARCLIFF BOULEVARD, from a point 165 feet east of the east property line of Cameron Road easterly to Berkman Drive the centerline of which underground telephone conduit shall be 11 feet north of and parallel to the south property line of said BRIARCLIFF BOULEVARD.

(3) An underground telephone conduit in BRIARCLIFF BOULEVARD from Berkman Drive to Wheless Lane, the centerline of which underground telephone conduit shall be 6 feet north of and parallel to the south property line of said BRIARCLIFF BOULEVARD.

(4) An underground telephone conduit in WHELESS LANE from Briarcliff Boulevard to North Hampton Drive, the centerline of which underground telephone conduit shall be 15 feet north of and parallel to the south property line of said WHELESS LANE.

(5) An underground telephone conduit in WHELESS LANE,

from North Hampton Drive southerly approximately 410 feet to an angle point in said Wheless Lane, the centerline of which underground telephone conduit shall be 15 feet east of and parallel to the west property line of said WHELESS LANE.

(6) An underground telephone conduit in WHELESS LANE, from an angle point in Wheless Lane approximately 410 feet south of North Hampton Drive easterly to Manor Road, the centerline of which underground telephone conduit shall be 15 feet north of and parallel to the south property line of said WHELESS LANE.

THAT the work and construction of said underground telephone conduits, including the excavation of the streets and the restoration and maintenance of said streets after said underground telephone conduits have been constructed, shall be under the supervision and direction of the City Manager and in accordance with the ordinances and regulations of the City of Austin governing such construction.

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves the erection of a boat dock with boat slips on the property owned by Henry Renfert, Jr., M.D., the same being an unplatted tract, as listed in the Travis County Deed Records approximately 4 miles upstream from the Tom Miller Dam, and hereby authorizes the said Henry Renfert, Jr., M. D. to construct, maintain and operate this boat dock with boat slips subject to same being constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the erection of this boat dock with boat slips after full compliance with all the provisions of this resolution. Said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, fire and health regulations and the right of revocations is retained if, after hearing, it is found by the City Council that the said Henry Renfert, Jr., M.D. has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
February 13, 1958

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

"Dear Sir:

"I, the undersigned, have reviewed the plans and have considered the application of Henry Renfert, Jr., M.D., owner of a piece of property abutting on that part of Lake Austin lying upstream from the westerly extension of the southline of Windsor Road, the same being an unplatted tract, as listed in the Travis County Deed Records approximately 4 miles upstream from the Tom Miller Dam; for permission to construct and maintain a boat dock with boat slips projecting out into the lake approximately 27 feet beyond the normal high water level. The construction details meeting all requirements, I, therefore, recommend that if Henry Renfert, Jr., M.D., is granted his request by the City Council, that it be subject to the following conditions:

"(1) That nothing but creosoted piles, cedar piles or concrete piles, substantially braced and bolted to withstand wind and water pressure, be used in the construction and that no structure shall extend more than one-third the distance from shore to shore at the point where structure is located, or be nearer than ten feet to any side property line of the owner of applicant.

"(2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares and merchandise, except marine supplies and tackle, and no living quarters of any character, shall be erected on any pier, dock, wharf, float, island, piling or other structure extending into or above Lake Austin.

"(3) That every structure shall be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

"(4) That all structures extending out into the Lake be constantly kept in a state of good repair and that the premises be kept reasonably clean at all times.

"Respectfully submitted,  
(Sgd) J. C. Eckert  
Building Inspector"

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves the erection of a boat pier on the property owned by Robert B. Baldwin, the same being a 1,029 acre tract out of the Philip H. Cammans Subdivision No. 46 lying approximately 12 miles above the dam, as listed in the Travis County Deed Records, and hereby authorizes the said Robert B. Baldwin to construct, maintain and operate this boat pier subject to same being constructed in compliance with all the

ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the erection of this boat pier after full compliance with all the provisions of this resolution. Said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, fire and health regulations and the right of revocations is retained if, after hearing, it is found by the City Council that the said Robert B. Baldwin has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
February 13, 1958

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

"Dear Sir:

"I, the undersigned, have reviewed the plans and have considered the application of Robert B. Baldwin, owner of a piece of property abutting on that part of Lake Austin lying upstream from the westerly extension of the south line of Windsor Road, the same being a 1,029 acre tract out of the Philip H. Cammans Subdivision No. 46 lying approximately 12 miles above the dam; for permission to construct and maintain a boat pier projecting out into the lake approximately 50 feet beyond the normal high water level. The construction details meeting all requirements, I, therefore, recommend that if Robert B. Baldwin is granted his request by the City Council, that it be subject to the following conditions:

"(1) That nothing but creosoted piles, cedar piles or concrete piles, substantially braced and bolted to withstand wind and water pressure, be used in the construction and that no structure shall extend more than one-third the distance from shore to shore at the point where structure is located, or be nearer than ten feet to any side property line of the owner or applicant.

"(2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares and merchandise, except marine supplies and tackle, and no living quarters of any character, shall be erected on any pier, dock, wharf, float, island, piling or other structure extending into or above Lake Austin.

"(3) That every structure shall be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

"(4) That all structures extending out into the Lake be constantly kept in a state of good repair and that the premises be kept reasonably clean at all times.

"Respectfully submitted,  
(Sgd) J. C. Eckert  
Building Inspector"

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

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

No action was taken on the request of DR. L. F. HOLLAND to build a fence out in the lake, on his property situated across from the City Park, until further check was made. Later, after the check was completed, the Council granted the request.

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 the property situated on the west side of Lamar Boulevard as a private gasoline plant consisting of a 1000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by H. K. Lackey, and is Lot 6 & 7, Block 3, of Lees Hill subdivision, of the City of Austin, Travis County, Texas, and hereby authorized the said H. K. Lackey to operate a private gasoline plant consisting of a 1000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said H. K. Lackey has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
February 13, 1958

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

"Dear Sir:

"I, the undersigned, have considered the application of Roto-Rooter Sewer Service by H. K. Lackey, owner, for permission to operate a private gasoline plant consisting of a 1000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the west side of Lamar Boulevard, which property is designated as Lot 6 & 7, Block 3, of Lees Hill subdivision, in the City of Austin, Travis County, Texas, and locally known as 4106 North Lamar Boulevard.

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

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

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

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

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

"Respectfully submitted,  
(Sgd) J. C. Eckert  
Building Inspector"

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

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

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 the property situated on the Municipal Airport property as a private gasoline plant consisting of a 1000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by Ragsdale Flying Service, and hereby authorizes the said Ragsdale Flying Service to operate a private gasoline plant consisting of a 1000 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Ragsdale Flying Service has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
February 13, 1958

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

"Dear Sir:

"I, the undersigned, have considered the application of Ragsdale Flying Service, through their agent, Leon Gardner, for permission to operate a private gasoline plant consisting of a 1000 gallon underground tank and electric pump for the sole purpose of servicing their own motorequipment and from which no gasoline is to be sold, upon property located on the Municipal Airport property, and locally known as 1801 East 51st Street.

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

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

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

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

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

"Respectfully Submitted,  
(Sgd) J. C. Eckert  
Building Inspector"

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

The City Manager went over the Ordinance proposing to increase sewer tap fees from \$25.00 to \$30.00. He recommended rather than adopting the ordinance this morning that a committee be appointed by the Council or by him to work with the builders and make additional study. It was suggested that he appoint the committee.

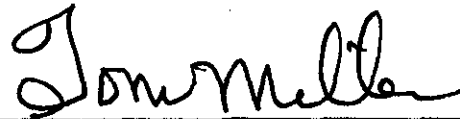


The Council received a petition filed in the City Clerk's Office by MR. M. C. RENFRO, appealing the action of the City Planning Commission in granting a special permit for the City of Austin, permitting the establishment of a utility service center at the southeast intersection of Koenig Lane and Sunshine Drive. The Council set a hearing on this appeal for Thursday, February 20, 1958, 2:30 P.M.

The Mayor and City Council greeted the 6th Grade from Popham School at Del Valle.

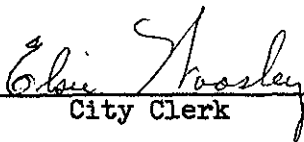
There being no further business the Council adjourned at 11:20 A.M., subject to the call of the Mayor.

APPROVED



Mayor

ATTEST:

  
City Clerk