

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

December 18, 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, 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; Robert A. Miles, Assistant Chief of Police.

Invocation was delivered by REV. SAM FORE, Tarrytown Methodist Church, 2601 Exposition Boulevard.

Councilman White moved that the Minutes of December 4, 1958 and the Minutes of the Special Meeting of December 9, 1958, be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

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

MR. P. B. WATSON was a spokesman for a large group of people asking that the Council lower the lake, and requested that it be lowered 12 feet and that it remain lowered a sufficient length of time to retard the growth of weeds for the entire summer. Councilman Pearson suggested that the Council should set a policy to lower the lake in January of each year, and set the depth for lowering it at about 12'; then if some citizens wanted to protest they could have a hearing. After discussion, Councilman Long moved that the City Manager be instructed to lower the lake and designate a date far enough ahead of time to notify the people, and subject to the cooperation of the L.C.R.A. The motion, seconded by Councilman White, carried by the following vote:

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

The group was reminded that any alteration to shore lines, and construction of boat docks would have to be done by special permit from the Council, and that applications should be filed right away. On work not requiring a

special permit, it was suggested that the building inspector be notified, so that when the checks are made, the inspectors will know. The City Manager stated he would check with the L.C.R.A. and arrange a date and get some publicity right away.

MR. CHARLIE ROBINSON reported lack of supervision in the City Park especially on week ends, and that he was losing many customers at his place due to the type of parties at the Park. The matter was referred to the Recreation and Police Departments.

DR. E. H. GIVENS and a group appeared before the Council asking that the Council provide playground equipment on the land that the School Board purchased for the St. Johns area. He stated there were no street lights, no sewers, nor police protection in the area. The City Manager reported on the sewer plans, and the group was asked to make an appointment with the City Manager and Water Superintendent and go over these plans. Dr. Givens asked the Council to help get bus service in the St. Johns and East Austin area. Councilman White was asked to bring this to the attention of the Transit Company. The Mayor stated that the City would try to do something about the playground for the next season.

The Demolay Government was introduced.

MRS. M. D. CHAPMAN appeared to make further inquiry about a request to rescind action on the Tom Plummer's "C-1" zoning on 1413-15 Webberville Road. The City Attorney gave an oral opinion concerning the Council's changing the zoning back, and the use of properties in a non-conforming status. The Mayor suggested that Mr. Plummer be contacted and possibly he would convert the use of this property to something else. The Mayor stated that a written opinion would be made, but the City Attorney had made this oral opinion.

The Mayor brought up the following zoning applications deferred from last week:

BUAAS BROS.	2001-03 East 1st Street	From "C" Commercial
By R.A. Fuentes	99-99 $\frac{1}{2}$ Lynn Street	To "C-1" Commercial
		RECOMMENDED by the
		Planning Commission

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

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

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

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STUART WATT	5003 Airport Boulevard	From "C-1" Commercial
R. W. PETTWAY		To "C-2" Commercial
		RECOMMENDED by the
		Planning Commission

The Mayor asked those who wished to grant the change to "C-2" Commercial 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 to "C-2" Commercial and the City Attorney was instructed to draw the necessary ordinance.

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F. O. CULLEN

2821-2825 Manchaca Road

From "A" Residence  
To "C" Commercial  
RECOMMENDED by the  
Planning Commission

The Mayor asked those who wished to grant the change to "C" Commercial 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 to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance.

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W. A. STAFFORD

1123 $\frac{1}{2}$  Gunter Street

From "A" Residence  
To "LR" Local Retail  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "LR"  
Local Retail

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

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

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FRANK C. HERNANDEZ

1510-12 Holly Street  
60 Comal Street

From "C" Commercial  
To "C-1" Commercial  
NOT Recommended by the  
Planning Commission

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

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

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

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NETTIE MAE HIGGINS    1701 Salina Street  
                          1800 East 17th Street

From "A" Residence  
To "O" Office  
NOT Recommended by the  
Planning Commission

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

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

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

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JOE SALAS                    2600-02 East 7th Street

From "D" Industrial  
To "C-1" Commercial  
RECOMMENDED by the  
Planning Commission

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

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

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

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ALBERT L. & ROSA    915-17 West Live Oak Street  
NELL REITHER        2105-07 South 5th Street

From "A" Residence  
To "LR" Local Retail  
NOT 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: None  
Noes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

The Mayor announced that the change had been DENIED.

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) LOT 11, BLOCK W, VIOLET CROWN HEIGHTS SECTION TWO, FROM "LR" LOCAL RETAIL DISTRICT TO "C-1" COMMERCIAL DISTRICT; AND (2) LOTS 1 AND 2, BLOCK 6, HENRY B. SEIDERS SUBDIVISION, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN 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 Palmer moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 57.84 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES

ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY  
LIMITS OF THE CITY OF AUSTIN IN PARTICULARS  
STATED IN THE ORDINANCE.

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

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN  
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXA-  
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF  
6.94 ACRES OF LAND, SAME BEING OUT OF AND A PART OF  
THE HENRY WARNELL SURVEY, IN TRAVIS COUNTY, TEXAS,  
WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO  
AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY  
OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN  
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXA-  
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF  
7.992 ACRES OF LAND, SAME BEING OUT OF AND A PART  
OF THE T. J. CHAMBERS GRANT, IN TRAVIS COUNTY, TEXAS,  
WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND  
ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF  
AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

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

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSIONS OF CERTAIN  
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXA-  
TION OF CERTAIN ADDITIONAL TERRITORIES CONSISTING OF

1.95 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE S. Q. WHATLEY SURVEY NO. 24; 14.83 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. DAVIS SURVEY NO. 14; 18.90 ACRES, SAME BEING OUT OF AND A PART OF THE JAMES TRAMMEL SURVEY NO. 4; 20.31 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE HENRY P. HILL LEAGUE; AND 41.55 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE, ALL IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORIES LIE ADJACENT TO AND ADJOIN THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

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

Councilman Long introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 110 ACRES OF LAND, MORE OR LESS, OUT OF THE SANTIAGO DEL VALLE GRANT IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The 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 first time and Councilman Long moved that the ordinance be 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

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 20.85 ACRES OF LAND OUT OF AND A PART OF THE ISAAC DECKER LEAGUE SURVEY NO. 20, IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman 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 Council discussed in detail the following bids submitted by the City Manager:

"December 16, 1958

Bid Evaluation - Structural Steel  
Contract #64 - Holly Street Power  
Station, Unit #1

"Bids were opened at 10 A.M. December 16, 1958, for the Structural Steel Contract No. 64 for the Holly Street Power Station. The bids are tabulated below:

	<u>BASE PRICE</u>	<u>ESCALATION</u>
Alamo Iron Works	\$122,987.00	Firm
Austin Bros. Steel Co.	137,000.00	Firm
Campbell Steel Co.	119,988.00	Firm
The DeLaney Co.	147,283.00	Not Firm
General Steel Co.	125,750.00	Firm
Mosher Steel Co.	116,247.00	Firm
Tips Iron & Steel Co.	130,950.00	Not Firm
American Bridge (U.S. Steel)	128,118.00	Firm

"We concur with the recommendations of Mr. D. N. Higgins, Chief Power Engineer, Brown & Root, Inc., our consulting engineers for the Holly Street Power Station, that contract No. 64, Structural Steel, be awarded to the Mosher Steel Company for the lump sum of \$116,247.00.

"D.C. Kinney, Director Elec. Utility  
(Sgd) D.C.K.

"APPROVED:  
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 December 16, 1958,



for the structural steel Contract No. 64 for the Holly Street Power Station; and,

WHEREAS, the bid of Mosher Steel Company in the sum of \$116,247.00 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by Brown & Root, Inc., Consulting Engineers, Director of Electric Utility 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 Mosher Steel Company in the sum of \$116,247.00 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Mosher Steel Company.

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

The Council discussed in detail the following bids submitted by the City Manager:

"December 17, 1958

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, December 16, 1958 for the construction of a reinforced concrete culvert on West 46th Street at Waller Creek and an open channel in Waller Creek - Contract No. 58-D-46.

Miller Concrete Contractors	\$10,620.02
Ed H. Page	10,878.30
Joe Badgett	11,134.53
Giesen & Latson Const.Co.	14,031.50
Walter W. Schmidt	14,035.26
Texas Bridge Company, Inc.	14,794.00
Maufrais Bros., Inc.	15,555.60

City's Estimate	\$ 9,750.00
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"I recommend that Miller Concrete Contractors with their low bid of \$10,620.02 be awarded the contract for this project.

"S. Reuben Rountree, Jr. (Sgd) S.R.R.Jr.  
Director of Public Works"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on December 16, 1958, for the construction of a reinforced concrete culvert on West 46th Street at Waller Creek and an open channel in Waller Creek - Contract No. 58-D-46; and,

WHEREAS, the bid of Miller Concrete Contractors in the sum of \$10,620.02

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 Miller Concrete Contractors in the sum of \$10,620.02 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 Miller Concrete Contractors.

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

The Council discussed in detail the following bids submitted by the City Manager:

"December 17, 1958

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, December 16, 1958 for the construction of a reinforced concrete culvert on Manor Road southwest of Pecan Springs Road - Contract No. 58-D-47.

Ed H. Page	\$10,333.00
Miller Concrete Contractors	10,578.80
Giesen & Latson Const. Co.	11,135.50
Maufrais Bros. Inc.	11,898.55
Walter W. Schmidt	13,289.14
Texas Bridge Company, Inc.	15,545.25
City's Estimate	\$10,800.00

"I recommend that Ed H. Page with his low bid of \$10,333.00 be awarded the contract for this project.

"S. Reuben Rountree, Jr. (Sgd) S.R.R. Jr.  
Director of Public Works"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on December 16, 1958, for the construction of a reinforced concrete culvert on Manor Road southwest of Pecan Springs Road - Contract No. 58-D-47; and,

WHEREAS, the bid of Ed H. Page in the sum of \$10,333.00 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 \$10,333.00 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Ed H. Page.

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

The Council discussed in detail the following bids submitted by the City Manager:

"December 17, 1958

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

"Dear Mr. Williams;

"Bids were received until 2:00 P.M., Tuesday, December 16, 1958 at the office of the Director of Water and Sewer Department for the 10,000,000 Gallon Spice-wood Springs Road Reservoir, then publicly opened and read in the Council Room, Municipal Building, Austin, Texas.

"The following is a tabulation of the bids received:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
John C. Peterson Company	\$348,000.00	200
C. D. Yarbrough Construction Co.	\$351,123.00	300
J. M. Odom Construction Co.	\$391,587.50	200
H. B. Zachary Co., San Antonio, Tex.	\$394,582.00	175
Rex D. Kitchen Construction Co.	\$403,229.50	220
W. D. Anderson Company	\$421,770.00	300
Cosmo Construction Co., Houston, Tex.	\$449,909.00	240
United Contraction Co., Dallas, Tex.	\$456,000.00	300
Austin Engineering Company	\$476,447.00	320
Maufrais Brothers, Inc.	\$512,158.12	340
Mitchell Darby Constr. Co., McAllen	\$513,075.00	200
Gardner Engr. Corp., Houston, Texas	\$515,125.00	180

"It is recommended that the contract be awarded to the John C. Peterson Company on their low bid of \$348,000.00 with 200 working days.

"Yours truly,  
 (Sgd) Victor R. Schmidt, Superintendent  
 Water Distribution

(Sgd) Albert R. Davis, Director  
 Water and Sewer Department

Approved by: (Sgd) 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 December 16, 1958 for the 10,000,000 Gallon Spicewood Springs Road Reservoir; and,

WHEREAS, the bid of the John C. Peterson Company in the sum of \$348,000.00 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of the 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 John C. Peterson Company in the sum of \$348,000.00 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with John C. Peterson Company.

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

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

Noes: None

The Council discussed in detail the following bids submitted by the City Manager:

"December 17, 1958

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

"Dear Mr. Williams;

"Bids were received until 2:00 P.M., Tuesday, December 16, 1958, at the office of the Director of Water and Sewer Department for the Bergstrom Interchange, Water and Sewer System, then publicly opened and read in the Council Room, Municipal Building, Austin, Texas.

"The following is a tabulation of bids received: -

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
J. C. Trueheart, San Antonio, Tex.	\$114,583.52	120
Austin Engineering Company	\$115,593.90	90
Karl B. Wagner Engr. Co.,	\$147,252.75	190
Bland Construction Co.	\$157,509.25	160

"It is recommended that the contract be awarded to J. C. Trueheart on his low bid of \$114,583.52, with 120 working days.

"Yours truly,  
(Sgd) Victor R. Schmidt, Superintendent  
Water Distribution  
(Sgd) S. A. Garza, Superintendent  
Sanitary Sewer

"(Sgd) Albert R. Davis, Director  
Water and Sewer Department  
Approved by: (Sgd) 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 December 16, 1958, for the Bergstrom Interchange, Water and Sewer System; and,

WHEREAS, the bid of J. C. Trueheart in the sum of \$114,583.52 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of the 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 J. C. Trueheart in the sum of \$114,583.52 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 J. C. Trueheart.

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

The Council discussed in detail the following bids submitted by the City Manager:

"Sealed Bids opened 2:00 P.M. Dec.15, 1958  
Tabulated by: O.G. Brash, Purchasing Agent

CITY OF AUSTIN BIDS FOR CONTRACT TO FURNISH MILK & CREAM TO  
BRACKENRIDGE HOSPITAL & AUSTIN-TRAVIS COUNTY T.B. SANATORIUM  
FOR SIX MONTHS BEGINNING JANUARY 1, 1959

	BRACKENRIDGE HOSPITAL	AUSTIN-TRAVIS COUNTY T.B. SANATORIUM	TOTALS FOR BOTH CONTRACTS	* TOTAL LOW BID TAKEN 6/17/58
CARNATION COMPANY	\$ 9,052.25	\$ 846.70	\$ 9,898.95	
OAK FARMS DAIRIES	\$ 9,279.95	\$ 868.72	\$10,148.67	\$10,123.17
SUPERIOR DAIRIES	\$10,867.50	\$1,009.03	\$11,876.53	

NOTE: All dairies in Austin area sent invitation to bid. Three bids received.

\* On bids taken June 17, 1958, the unit prices are applied to present quantities.  
Recommended contract with low bidder, Carnation Company.

"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 December 15, 1958, for the furnishing of milk and cream to Brackenridge Hospital and Austin-Travis County T.B. Sanatorium for a period of six months beginning January 1, 1959; and,

WHEREAS, the bid of the Carnation Company in the sum of \$9,898.95 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Carnation Company in the sum of \$9,898.95 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 Carnation Company.

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

The Council discussed in detail the following bids submitted by the City Manager:

"December 16, 1958

TABULATION OF BIDS

Sale of Houses

Bids Opened December 16, 1958

	4200 Old Manor Road - Building only-No Land - 5 room 1 story frame house (Approx. 24'x44') And other improvements	4500 New Manor Road- Building only-no land- 8 room, 3 bath 2 story frame house (Approx. 63'x45') And other improvements
Joel Manning	\$15.00*	
P.M.O. \$3.00		
To		
Tom Attal	<u>\$921.77</u>	
C.C. \$50.00		
Emil Roos	\$851.88	
C.C. \$50.00		
Theo Timmerman	\$826.99	
C.C. \$41.35		
Booker T. Moore	\$716.00	
C.C. \$40.00		
M. E. Dennis	\$557.00	\$67.00
C.C. \$35.00		

Robert Garwood \$21.80	\$436.00	
Mark Smith P.M.O. \$15.05	\$100.00	\$201.00
W. W. Hoerman C.C. \$35.00		<u>\$666.00</u> **
J. J. Franks C.C. \$11.05 C.C. \$16.35	\$327.00	\$221.00
H. E. Stanley C.C. \$41.55 C.C. \$10.65	\$831.00	\$213.00
Eddie Guy Caffey C.C. \$25.00		\$500.00

"Note: Amount underlined represents high bidder.

\*Bid on tank only

\*\*Concrete storeroom not included in bid."

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin received and opened bids on December 16, 1958, on the sale of buildings and other improvements located on certain city-owned property; and,

WHEREAS, Tom Attal submitted the highest and best bid in the amount of \$921.77 on the 1-story frame house and other improvements located at 4200 Old Manor Road; and,

WHEREAS, W. W. Hoerman submitted the highest and best bid in the amount of \$666.00 for the 2-story frame house only, located at 4500 New Manor Road; and,

WHEREAS, the Director of Public Works and the City Manager have recommended the sale of such buildings and improvements to said bidders; Now, Therefore,

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

That said bids be and the same are hereby accepted and W. T. Williams, Jr., City Manager, is hereby authorized and directed to execute contracts of sale of said buildings and improvements at the above described locations with said bidders.

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

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

Noes: None

The Council discussed in detail the following bids submitted by the City Manager:

"Sealed bids opened 2:00 P.M. Dec. 11, 1958  
Tabulated by: O.G. Brush, Purchasing Agent

BIDS FOR CHEMICALS - FILTER PLANTS

	Quantity	Maintenance Unit	Engineering Co. Total	Dearborn Chemical Co. Unit	Total
Sodium Hexameta- phosphate, per City Specifica- tions	40,000# car	\$14.58 cwt	\$5,832.00	\$14.59 cwt	\$5,836.00
Alternate #1	50,000# car	14.33	7,165.00	14.36	7,180.00
Alternate #2	20,000# truck load	14.70	2,940.00	14.74	2,948.00

"During the past year we have purchased this from Maintenance Engineering, at that time the only firm able to supply this, at \$15.15 per cwt in 20,000 lb. truck loads.

There is now another firm able to supply this and bids were sent to both firms.

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

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

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on December 11, 1958, for furnishing 50,000 pounds of Sodium Hexametaphosphate to be used by the filter plants; and,

WHEREAS, the bid of Maintenance Engineering Company in the sum of \$7,165.00 was the lowest and best bid therefor; and,

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

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

That the bid of Maintenance Engineering Company in the sum of \$7,165.00 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of



the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with said company.

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

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Shurr Construction Company is the Contractor for the erection of a building located at 315 West 13th Street and desires a portion of the sidewalk and street space abutting on Lots 10, 11, and 12, Block 149, of the Original City of Austin, Travis County, Texas, during the erection of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to said Shurr Construction Company, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southwest corner of the above described property; thence in a westerly direction and at right angles to the center line of Guadalupe Street to a point 12 feet west of the east curb line; thence in a northerly direction and parallel to the center line of Guadalupe Street 160 feet to a point; thence in an easterly direction and at right angles to the center line of Guadalupe Street to the northwest corner of the above described property; thence in a northerly direction and at right angles to the center line of West 13th Street to a point 5 feet north of the south curb line; thence in an easterly direction and parallel with the center line of West 13th Street 138 feet to a point; thence in a southerly direction and at right angles to the center line of West 13th Street to the northeast corner of the above described property.

2. THAT the above privileges and allotment of space are granted to the said Shurr Construction Company, 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, 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 systems 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 June 1, 1959.

(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 Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractors expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000) which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman 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)

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

That W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized and directed to execute that certain contract for the performance of concession functions at the Municipal Auditorium and at the City Coliseum by Eddie Joseph, this day exhibited to the City Council by the City Manager.

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

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

Noes: None

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin purchased a part of Lot 4, Block 4, of Raymond's Plateau Subdivision, Outlot 11, Division Z in the City of Austin, Travis County, Texas, according to the map or plat of said subdivision recorded in Book 1, page 30 of the Travis County Plat Records from George T. Reinhardt and wife, Erma S. Reinhardt by deed dated December 18, 1957, and recorded in Volume 1881, Page 416 of the Deed Records of Travis County, Texas; and

WHEREAS, it is deemed to be in the public interest to sell the hereinafter described 3,528 square feet of said tract of land to Elizabeth Wilmot Roberdeau and Ann Roberdeau Meriwether, Trustees of the Estate of E. P. Wilmot, deceased; 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 sell the hereinafter described tract of land to Elizabeth Wilmot Roberdeau and Ann Roberdeau Meriwether, Trustees of the Estate of E. P. Wilmot, deceased, for the sum of \$14,183.00, said tract of land to be conveyed to be more particularly described as follows:

3,528 square feet of land being the most westerly 33.64 feet of Lot No. 4, Block No. 4 of Raymond Plateau, a subdivision of a portion of Outlot No. 11, Division "Z" of the Government Outlots adjoining the original City of Austin on file in the General Land Office of the State of Texas, as shown on a map or plat of said Raymond Plateau recorded in Book 1, Page 30, Travis County Plat Records, conveyed by a warranty deed dated 12-27-57 from George T. Reinhardt et ux Erma S. Reinhardt to the City of Austin recorded in Book 1881, Pages 416-418, Travis County Deed Records, SAVE AND EXCEPT a triangle out of the Southwest corner of the above described tract of ground, said triangle being described as follows:

Commencing at the Southeast corner of the above described tract;

THENCE Westerly along the South line of said tract a distance of 47 feet to the place of BEGINNING;

THENCE Westerly along the South line 3 feet to the Southwest corner of the above described tract;

THENCE Northerly along the West line of said Tract 3 feet to a point;

THENCE Southeasterly at an angle of  $45^{\circ}$  to the West line of said tract a distance of 4.24 feet to the place of BEGINNING.

And being the same property as was conveyed from Paul H. Pfeifer, et ux, Mildred Giles Pfeifer, to George T. Reinhardt by deed dated the 4th day of June, 1931, and recorded in Book 466, Page 621-622 of the Deed Records of Travis County, Texas.

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

The Council discussed the purchase of the Hart property and Steiner property for the low water dam. The Mayor outlined the propositions in detail.

The Council went over the tax appeals pending, and made the following changes:

GEORGE S. NALLE, 1003 Rio Grande, Lots 1 & 2, Blk. 129, Original City.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$15,860	
Improvements	14,970	
Total	\$30,830	No Change

JAMES M. McCLENDON, 903 and 1001 West 17th Street, 1.73 Acres, Outlot 11, Division E.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$20,190	\$17,860
Improvements	35,530	35,530
Total	\$55,720	\$53,390

WILLIAM NOLEN, 5803 Timber Trail, Lot 21, Highland Hills Sec. 3.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 3,680	\$ 3,680
Improvements	17,800	16,530
Total	\$21,480	\$20,210

GAYLE EDWARDS, 5805 Timber Trail, Lot 22, Highland Hills, Sec. 3.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 3,690	\$ 3,690
Improvements	15,510	14,300
Total	\$19,200	\$17,990

H. M. WEBB & S. C. McINTOSH, property adjacent to the 3300 block of East 7th Street and Allen Street, South 26.62' average, Lot 3, Block 3, Outlot 18, Division A, Eden Acres.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$2,880	No change

M. E. McFARLAND, 42 Canadian Street, Lot 16, Block L, Outlot 61, Division O, Driving Park.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 400	\$ 400
Improvements	1,760	1,490
Total	\$2,160	\$1,890

E. J. WALKER, 1701 Mariposa Drive, Lot 9, Blk. B, Mariposa Heights, Section 1.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$2,080	\$1,840

Er-J. WALKER, 1710 Mariposa Drive, Lot 3, Blk. A, Mariposa Heights, Sec.1.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 3,120	
Improvements	11,190	
Total	\$14,310	No Change

DON W. ELLINGER, 4612 Caswell Avenue, Lots 1 & 2, Blk. 1, Outlot 16, Division C, O. E. Hallen's Resub.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 2,620	
Improvements	8,040	
Total	\$10,660	No Change

ROSWELL MILLER, Northeast corner of Quarry Road and Elton Lane, South 143 feet average of Lot 8, Block 5, Westfield A.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$5,440	No Change

GEORGE E. MEYERS, 3510 Red River, Lots 2,3,4 and part of 5, Oakvale Resub. of Beau Site.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 7,560	
Improvements	17,270	
Total	\$24,830	No Change

BURETTE BALFOUR, 1704 Woodland Avenue, Lot 9, Woodland Hills, Section 1.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 1,760	\$ 1,760
Improvements	16,240	13,170
Total	\$18,000	\$14,930

ALLEN H. LEISTICO, 3800 East Avenue, W. 19.87' average of Lot 1 and 2, Block A, Outlot 20 and 21, Division C, Resub of Block 4, Plainview Heights.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 2,050	No Change

HENRY O. LEISTICO, 1024 East 38th Street, Lot 12, Blk. A, Outlot 20 & 21, Division C, Resub. of Blk. 4, Plainview Heights.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$4,700	No Change

THOMAS GREGORY, 1306 Meriden Lane, Lot 1, Blk. 4, Westfield A.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$10,280	\$ 9,260
Improvements	7,460	7,460
Total	\$17,740	\$16,720

E. H. MITCHELL, 1302 Winsted Lane (2102 Quarry Road), Lot 1, Blk. 3, Westfield A.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 8,430	\$ 7,590
Improvements	6,730	6,730
Total	\$15,160	\$14,320

HENRY HOLLE, 5503 Ridgeoak Drive, Lot 11, Blk. A, Highland Park West, Section 2.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 4,180	\$ 3,650
Improvements	18,190	17,250
Total	\$22,370	\$20,900

JOHN VAUGHT, (No appeal but property affected by Council action on Holle property, 1-3203-0201)

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$ 4,610	\$ 4,030
Improvements	21,820	20,700
Total	\$26,430	\$24,730

LAMARWELL REALTY CORPORATION, 1004-1144 South Lamar Boulevard (4.48 Acres, Lot 5, Evergreen Heights.)

On December 4, 1958, the Attorney T. E. O'Quinn withdrew the protest.

	<u>Assessed Value</u>	<u>Council Action</u>
Land	\$12,360	No Change
Land	\$14,680	
Improvements	112,500	
Total	<u>\$127,180</u>	No Change

The Council took no action on the following appeals:

ROSWELL G. MILLER, 3421 Monte Vista Drive, Lot 11, Block Y, Balcones Park, Section 8.

W. W. PATTERSON, 3403 Mount Bonnell Drive, Lot 6, Block G, Balcones Park Addition, Section 2, and 3419 Monte Vista Drive, Lot 12, Block Y, Balcones Park Section 8.

DOLLY MAUDE BRYANT, 2804 Enfield Road, E. 65' of Lot 8, Westenfield 1, and 2806 Enfield Road, Lot 7, and West 10' of Lot 8, Westenfield 1.

The Council again discussed the purchase of the Hart and Steiner property for the Low Water Dam.

There being no further business, the Council adjourned at 7:00 P.M., subject to the call of the Mayor.

APPROVED

Jon Miller  
Mayor

ATTEST:

Elsie Hoosley  
City Clerk