

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 15, 1946
10:50 A.M.

Council Chamber, City Hall

-----O-----

The meeting was called to order, with Mayor Miller presiding.

Roll call

Present : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry
and Wolf - 4

Absent : 1

Present also: Guiton Morgan, City Manager; Trueman E. O'Quinn, City Attorney; J. E. Motheral, Director of Public Works; and R. D. Thorp, Chief of Police.

The reading of the minutes was dispensed with.

Wynn S. Goode, Chairman of the Austin Famine Emergency Committee, came before the Council and asked that the City give its indorsement to the Fat Salvage Campaign being sponsored by his Committee, in conjunction with the Fat Salvage Committee and the United States Department of Agriculture in a nation-wide campaign for the collection of used kitchen fats. The request was granted.

Mrs. Opal Hibler submitted a written application for permission to sell wine and beer at her cafe located at 2714 East Ist Street. Applicant was advised that the owner of the property would have to make application for change in zoning to "C-1" Commercial before Council could take any action in the matter.

Lloyd Dunagan, President Austin Tennis Club, submitted a complaint against the concrete courts that were put in at the Austin Athletic Club during the War, claiming that same are very unsatisfactory; and requested that the City go ahead and build tennis courts with the bond money earmarked for that purpose. The Mayor advised him that the City could not build tennis courts, or the ball park either, until sewer lines and other more urgent matters are first taken care of.

Pursuant to published notice, the public hearing on the proposal of the City Council to amend the Zoning Ordinance in the following particulars:

To amend the Use designation of the following described property so as to change the same from "B" Residence District and Second Height and Area District to "C" Commercial District:

A portion of Sunny Ridge Addition and the Lewis Hancock Tract at the northeast corner of the intersection of Red River Street and East 32nd Street, having a frontage on Red River Street of 175 feet and abutting on East 32nd Street a distance of 150 feet, in the City of Austin, Travis County, Texas,

was duly opened.

The following property owners appeared and protested the change in zoning substantially as follows:

JULIUS RUNGE, representing the Runge Estate, owner of property at 32nd and Red River Streets, stated that they had paid taxes on this property since 1910 and had paid three thousand dollars for paving on Red River Street and farther south; that they objected to a grocery store there as there was no necessity for same, there being a commercial district within four or five blocks in every direction to serve the people of this area; that they bought this property for the purpose of selling it for residence; that one reason North and East Austin have not developed more is because of so many grocery stores and these sections should be given a chance to develop into pretty residential districts by not allowing any more stores; that a commercial district would be a blight so far as a residential district is concerned; that the Hancock property and other property being near the University and town, there is no reason why it cannot develop into pretty residential property; and that he thought the Council should give North and East Austin a break on this.

H. A. BUTCHER protested the change on the grounds that the neighborhood does not want it, that it is opposed by people two thousand feet away, as well as those within two hundred feet, and that he has not found anyone who was favorable to the store; furthermore, he thought that any decision like this should be made more or less on the basis of how it affects the majority and not the minority; that he had bought three other residences in that neighborhood because they were in walking distance of the school and the University and the people who have rented from him stated that they did so because their children could walk to school; that others have bought there with the intention of building, but if a grocery store goes in, they will sell and not build; that it will decrease the value of more property than it will help; and that there is no demand for a general commercial zone, and he hoped the Council would see fit not to grant it.

MRS. H. A. BUTCHER protested the change on the grounds that this is a most desirable residential section and that the objection to a grocery store is unanimous in the neighborhood; that several people have bought lots there to build on, but do not care to build if the grocery store goes in.

DR. W. F. HAILE protested the change on the grounds that he intends to build there and opposes a grocery store.

GLEN LEWIS stated that he is an occupant of a home on Harris Park

Boulevard and would not like to see a grocery store go in that neighborhood.

MRS. HUIE stated that she had bought a lot there in hopes that it would not be commercial; that she lives close to a store now, and, while it is kept clean, still it is not where one would want to live.

E. C. SWENSON opposed a grocery store there.

Written protests from the following property owners, declaring that the change in zoning would greatly reduce the value of their property for residential purposes, were also received:

Mrs. Anna Mae Ford; R. E. Adloff; Mrs. H. A. Butcher; Mr. and Mrs. U.S. Purcell; Mr. and Mrs. C. C. Baker.

The following property owners appeared in support of the change, substantially as follows:

A. E. CUNEO stated that he thought a community center the proper thing for development in that part of town; and that he had no objection to it and thought it would build up the City.

LOMIS SLAUGHTER stated that Austin is a growing city and needs more room to expand its commercial areas; that a community center in that particular area would serve not only that section but the one on either side as well; that a grocery store is no more objectionable than a fraternity; and that if the neighbors knew the type of building that is going in there, they would not object to it.

There being no other property owners desiring to be heard, action on the matter was postponed to the next regular meeting in order to give the proponent of the change, S. G. GARRETT, who was prevented from being present at this hearing on account of illness, an opportunity to be heard.

CARL STERZING submitted a complaint against a sanitary sewer line across property in South Austin recently purchased by him, for which it appears the City had never obtained an easement. The matter was referred to the Director of Public Works for investigation and report to the Council, through the City Manager, at the next regular meeting.

The Mexican Patriotic Committee, John Carrillo, Chairman, as spokesman, extended an invitation to the City Council to attend the Mexican Independence Day celebration at Zaragosa Park on September 15, 16, and 17; and submitted a request that certain things be done at the Park for the occasion. Accordingly, the City Manager was instructed to have the following matters attended to for the Committee:

- Paint the bandstand;
- Fix approach to the bridge;
- Have Recreation Department furnish piano for the three days;
- Sprinkle the streets during that time;
- Have street light placed at entrance to Park;

The Committee's request for bleachers at the Park could not be granted because of shortage of lumber.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE VACATING AN ALLEY
THROUGH BLOCK 2, FRUTH ADDITION
OF THE CITY OF AUSTIN, TEXAS; AND
DECLARING AN EMERGENCY.

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

Ayes : Councilmen Bartholomew, Thornberry and Wolf;

Noes : None

Present but not voting: Mayor Miller

The ordinance was then read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Thornberry and Wolf;

Noes : None

Present but not voting: Mayor Miller

The ordinance was then read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Thornberry and Wolf

Noes : None

Present but not voting: Mayor Miller

Thereupon Mayor Miller announced that the ordinance had been finally passed.

The application of HERMAN E. WHITE, 300 Congress Avenue, for a license to operate as a taxicab a Plymouth Sedan, 1940 Model, Motor No. P10-323690, State License No. FV-3204, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of ROBERT JAMES SOUTHERLAND, 217 West 8th Street, for a license to operate as a taxicab a 4-door Plymouth Sedan, 1939 Model, Motor No. P#8-148211, State License No. H-N 2223, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of BERNARD WARREN, 93 Rainey Street, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Wolf moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of W. H. Green and Tom Rowe, 403 West 14th Street,

for a license to operate as a private boat a 1941 Model, Outboard, Neptune, 3-passenger, duly approved by the Lake Austin Navigation Board, was submitted. Councilman Bartholomew moved that the license be granted. The motion carried by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

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

THAT Texas Public Service Company be, and the same is hereby, permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in WEST FORTY-SIXTH STREET from Shoalwood Avenue westerly 256 feet, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said West 46th Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (2) A gas main in LAWTON AVENUE from West 37th Street northerly 58 feet, the centerline of which gas main shall be 7.5 feet east of, and parallel to, the west property line of said Lawton Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (3) A gas main in WEST THIRTY-SEVENTH STREET from Lawton Avenue westerly 47 feet, the centerline of which gas main shall be 13.5 feet south of, and parallel to, the north property line of said West 37th Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (4) A gas main in COMAL STREET from Garden Street southerly 181 feet, the centerline of which gas main shall be 15 feet east of, and parallel to, the west property line of said Comal Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (5) A gas main in WEST FORTY-FOURTH STREET from Maybelle Avenue

621
easterly 85 feet, the centerline of which gas main shall be 15 feet south of, and parallel to, the north property line of said West 44th Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (6) A gas main in EVANS AVENUE from a point 217 feet south of East 51st Street southerly 106 feet, the centerline of which gas main shall be 7.5 feet west of, and parallel to, the east property line of said Evans Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (7) A gas main in EAST TWENTY-SECOND STREET from a point 217 feet west of Alexander Avenue easterly to Alexander Avenue, the centerline of which gas main shall be 9 feet south of, and parallel to, the north property line of said East 22nd Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (8) A gas main in ALEXANDER AVENUE from East 22nd Street northerly 176 feet, the centerline of which gas main shall be 7.5 feet west of, and parallel to, the east property line of said Alexander Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (9) A gas main in EAST TWELFTH STREET from a point 15 feet east of Cedar Street easterly to Hargrave Street, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said East 12th Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (10) A gas main in HARGRAVE STREET from East 12th Street south to Sol Wilson Street, the centerline of which gas main shall be 7.5 feet west of, and parallel to, the east property line of said Hargrave Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (11) A gas main in NORTH LOOP BOULEVARD from Georgetown Road to Huisache Street, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said North Loop Boulevard.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (12) A gas main in HUISACHE STREET from North Loop Boulevard southerly 181 feet, the centerline of which gas main shall be 7.5 feet west of, and parallel to, the east property line of said Huisache Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special point. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

And that whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

That the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, J. M. Odom is the Contractor for the alteration of a building located at 1308 Congress Avenue and desires a portion of the sidewalk and street space abutting the northeast 36'x74' of Lot 1, Block 159, of the Original City of Austin, Travis County, Texas, during the alteration 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 J. M. Odom, the boundary of which is described as follows:

Sidewalk and Street Working Space

(a) Beginning at the northwest corner of the above described property; thence in a northerly direction and at right angles to the centerline of West 14th Street to a point 14 feet north of the south curb line; thence in an easterly direction and parallel with the centerline of West 14th Street approximately 74 feet to a point; thence in a southerly direction and at right angles to the centerline of West 14th Street to the northeast corner of the above described property.

(b) Beginning at the northeast corner of the above described property; thence in an easterly direction and at right angles to the centerline of Congress Avenue to a point 4 feet west of the west curb line; thence in a southerly direction and parallel to the centerline of Congress Avenue approximately 36 feet to a point; thence in a westerly direction and at right angles to the centerline of Congress Avenue to the southeast corner of the above described property.

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

(a) 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.

(b) That the Contractor shall construct a guard rail within the boundary line along the north, east, and south lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(c) 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.

(d) 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.

(e) That "No Parking" signs shall be placed on the street side of the barricades.

(f) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(g) 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.

(h) 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.

(i) That the Contractor shall remove all fences, barricades, loose materials, and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event, all such sidewalk barricades, materials, equipment, and other obstructions shall be removed not later than November 1, 1946.

(j) 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.

(k) 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.

(l) 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 Contractor's expense.

(m) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000.00), which shall protect, indemnify, and hold harmless the City of Austin from any claims for 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.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

The application of Austin Building & Development Company, by H.W.Holtzer, for change in zoning to "B" Residence District and Second Height and Area District of Lots 7 through 18, inclusive, Block B, Bluffview Addition, was received. Councilman Bartholomew moved that the application be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

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

That Guiton Morgan, City Manager, be, and he is hereby, authorized and directed to execute for and in behalf of the City of Austin a contract with Collins Construction Company providing for the construction by Collins Construction Company of an eight (8) inch sanitary sewer in Brykerwoods G Subdivision, beginning at the manhole located in the intersection of Oakmont Boulevard and West 29th Street and running westerly 161.18 feet and northerly to the south line of 30th Street through easements acquired for the purpose and continuing northerly in Funston Street to the north line of Brykerwoods G Subdivision, and a six (6) inch sanitary sewer in West 33rd Street running from the Funston Street line easterly to the west line of Lot 14 in Brykerwoods G Subdivision, together with cleanouts, manhole and house connections, for the sum of \$3,300.00 plus \$5.00 per cubic yard for the excavation of rock encountered.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Thornberry offered the following resolution and moved its adoption:

(RESOLUTION)

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

That Guiton Morgan, City Manager, be, and he is hereby, authorized and directed to execute for and on behalf of the City of Austin a contract with Murray Graham of Travis County, Texas, providing for the payment by the City of Austin of the sum of \$1,000.00 toward the cost of construction of an eight (8) inch sanitary sewer in Brykerwoods G Subdivision to run from the manhole now located in the intersection of Oakmont Boulevard and West 29th Street running westerly 161.18 feet and northerly to the south line of 30th Street through easements acquired for the purpose and continuing northerly in Funston Street to the north line of Brykerwoods G Subdivision, and a six (6) inch sewer line in West 33rd Street running from the Funston Street line easterly to the west line of Lot 14 of Brykerwoods G Subdivision, together with house connections serving the lots abutting such lines, and providing for the payment by Murray Graham of the remaining cost, which is estimated at \$2,300.00, with the understanding that such payment by Murray Graham shall be refunded at the rate of \$150.00 per connection to such line until the amount paid by Murray Graham has been refunded, or until the expiration of a period of ten (10) years from date of completion of the sewer line.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

626

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be, and he is hereby, authorized and directed to execute a contract for and in behalf of the City of Austin with the Mercury Airlines, a corporation, for the use of the Municipal Airport and other privileges at the airport, all in accordance with the terms and provisions of a certain contract, a copy of which is attached hereto and made a part of this resolution for all purposes.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be, and he is hereby, authorized and directed to execute a contract for and in behalf of the City of Austin with The United States of America for the storage, handling and delivery of government-owned aircraft engine fuel and oil and other miscellaneous services, all in accordance with the terms and provisions of a certain contract, a copy of which is attached hereto and made a part of this resolution for all purposes.

(See the original of this resolution for contract attached)

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf 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 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 ORDINANCE BOOK "I", PAGES 301-318, BOTH INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION AND HEIGHT AND AREA DESIGNATION OF VARIOUS PORTIONS OF THAT 1901 ACRE TRACT OF LAND ANNEXED

TO THE CITY OF AUSTIN BY ORDINANCE ON OCTOBER 18, 1945, AND WHICH 1901 ACRES WAS ZONED AS "A" RESIDENTIAL DISTRICT BY ORDINANCE PASSED DECEMBER 20, 1945; AND WHICH AMENDATORY ORDINANCE HEREBY CONTINUES THE ZONING OF "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON THE SAID 1901 ACRES AS TO ALL PORTIONS THEREOF NOT HEREBY OTHERWISE ZONED; ORDERING A CHANGE IN THE USE MAPS AND THE HEIGHT AND AREA MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND DECLARING AN EMERGENCY.

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

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf
Noes : None

The ordinance was then read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf
Noes : None

The ordinance was then read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf
Noes : None

Thereupon the Mayor announced that the ordinance had been finally passed.

A petition signed by a number of boat owners, property owners, and owners of business establishments along Lake Austin, asking that the lowering of the Lake be postponed to the winter season in order not to interfere with their various activities, was received and ordered filed.

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, in Book 3, page 26, of the Plat Records of Travis County, Texas, there appears a map or plat of a subdivision of land known as Walsh Place, a subdivision of a portion of the D. J. Gilbert Survey within the City of Austin, Travis County, Texas; and

WHEREAS, upon said map or plat there appears various streets and alleys, one of which alleys herein referred to is 20 feet in width, and being the alley one-half block north of, and parallel to, Poplar Street, now known as Bridle Path, and extending from Scenic Avenue, now known as Rockmoor Avenue, to Walsh Avenue, now known as Raleigh Avenue; and

WHEREAS, all the owners of the property abutting said alley have requested the City Council of the City of Austin to close said alley; and

WHEREAS, said request has been reviewed and considered by the City Council of the City of Austin; therefore,

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

That that certain alley 20 feet in width which is one-half block north of, and parallel to, Poplar Street, now known as Bridle Path, and extends from Scenic Avenue, now known as Rockmoor Avenue, to Walsh Avenue, now known as Raleigh Avenue, as referred to above, be closed and vacated, except the City of Austin hereby retains utility easement rights in, upon, and across said alley.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

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

THAT the City Manager be, and he is hereby, authorized and directed, acting in behalf of the City of Austin, to execute a contract with the Karpark Corporation for the purchase of one thousand (1000) parking meters in accordance with the terms and provisions of a certain contract, a copy of which is attached hereto and made a part of this resolution for all purposes.

The price to be paid for the one thousand (1000) meters, installed by the City of Austin, and at the option of the City of Austin to pay in cash after the expiration of a ninety (90) day trial period provided in said contract, shall be Forty-three Thousand Eight Hundred and Fifty-eight Dollars and Eighteen Cents (\$43,858.18) after deduction of five percent (5%) discount for cash.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes : Councilman Bartholomew, Mayor Miller, Councilmen Thornberry and Wolf

Noes : None

There being no further business, upon motion of Councilman Thornberry, the meeting was recessed at 12:30 P. M., subject to call of the Mayor.

Attest:

Shelia M. Keen

City Clerk

Approved:

Tom Miller

MAYOR