

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 4, 1953
10:00 AM

Council Chamber, City Hall

The meeting was called to order with Mayor McAden presiding.

Roll Call:

Present: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Absent: None

Present also: W. E. Seaholm, City Manager; Robert L. Burns, Acting City Attorney; C. G. Levander, Director of Public Works.

Invocation was delivered by REV. LAWRENCE W. BASH, University Christian Church.

Councilman White moved that the Minutes of the previous meeting be approved. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

The City Manager presented a communication from the Boy Scouts whereby the Boy Scouts were giving two and one-half acres of land in the Bull Creek area to the City for installing a boat ramp and providing adequate parking. He stated MR. GARY MORRISON and MR. JOE CARRINGTON had turned over an instrument giving the city the use of that land. The Mayor expressed appreciation to COUNCILMEN PEARSON and WHITE for the work they had done in this respect; and in behalf of the Council, thanked the Boy Scouts of America for being so generous in providing this land and helping the City solve one of its problems. Councilman Pearson stated he and Mr. White felt this was a wonderful location; and while other sites were badly needed also, this property could be developed very reasonably, and he

hoped the City and County could join in this development, as it was a very expensive piece of property that had been given. He complimented MR. CARRINGTON and MR. MORRISON in presenting this, and MR. SEAHOLM in the excellent manner in which he had worked to get all the legal documents cleared. Councilman Thompson commended the Boy Scouts for their cooperation in helping out in this. Councilman White was pleased with this location as the road was very good leading out to it. He too hoped other locations later on could be obtained. He had inspected the City property on the South side of the lake, but it would take a long time to develop it. Councilman Long was interested if the location was acceptable to the petitioners. It was stated that several had been contacted and they were well pleased.

MR. C. A. BURTON, Chairman of the Fire Prevention Committee, presented a proposed ordinance which the Committee sponsored which would provide fire protection, would work no unnecessary burden on any class of use or occupancy, would require the licensing of all dealers in fire extinguishing devices, vest in the Fire Marshall the power to promulgate rules and regulations, make inspections, and would require licensing of dealers in thirty days. (Copy of this communication on file in City Clerk's Office under FIRE DEPARTMENT) MR. HEATON stated this proposed ordinance would be reasonable and yet afford a lot of protection in occupancies where needed. Councilman White inquired as to the number of dealers of the specified types of extinguishers in town, and Councilman Long asked if any dealers now operating would be eliminated. It was stated there were six or eight, and none would be eliminated by this ordinance. MR. EUGENE SANDERS expressed his hope that the Council would pass this measure for the protection of life and economics. Councilman Thompson asked for time to read through the ordinance and noted with appreciation the detailed work this Committee had done during the past two years, and he thought it should have public recognition. The Mayor complimented the Committee and announced that just as soon as the Council could, it would take this matter up and that would be in about two or three weeks.

MR. M. H. CROCKETT asked the Council if it had been able to do anything about the set-back on his son's property on Lamar Boulevard and stated that MR. TRUEMAN E. O'QUINN had submitted to the Council a proposed ordinance which would provide a 12' set-back. COUNCILMAN THOMPSON suggested specifying a time when this would come before the Council for definite action, and give Mr. Crockett an answer. He suggested getting the matter into shape for the Council. Councilman Long moved that the following proposed amendment to the Zoning Ordinance be referred to the Planning Commission for action:

"Section 17-A, sub-paragraph (b) to read as follows:

'(b) There shall be a setback line from the Boulevard Street right-of-way line of not less than twenty-five (25) feet for the building line including steps, porches, or wall of any building, and no building hereafter erected or structurally altered shall project beyond the minimum line herein established except for (1) the ordinary projections of window sills, belt courses, cornices, eaves and other ornamental features or awnings and marquise suspended from the building and extending not more than six (6) feet;

(2) Filling Station canopies not exceeding two (2) feet in depth and Filling Station pumps and pump islands the front edge of which shall be set back not less than twelve (12) feet from said right-of-way line; and (3) any building erected or structurally altered which may be situated upon any lot or parcel of land having a depth of less than 35 feet from said right-of-way line at the time the provisions of this Section became applicable thereto shall be set back not less than twelve (12) feet from said right of way line.

"The provisions regulating the setback lines from the side street line in the Height and Area District regulations made controlling by subsection (a) shall govern the setback from the side street line of lots situated at the junction of a side street and a Boulevard."

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

The Mayor brought up the zoning request of C.B. SMITH, W.P. WEBB, MRS. IRMA WRIGHT, A.P. BEDDOW AND MRS. MAY FINKELSTEIN for change of zoning at 600-612 Canon Street from "A" Residence to "D" Industrial. Action on this had been postponed from the previous week until today. Councilman Thompson was interested in diverting any truck traffic from the residential section to Airport Boulevard in case this were made industrial. The City Manager stated there were some drainage ditches to be constructed and acquisition of some property that would be necessary to put in this cross road from Airport Boulevard to this location. Councilman Thompson was interested in controlling the truck traffic. The Mayor announced that the Planning Commission had not recommended this change. He then asked that all in favor of upholding the Planning Commission in its recommendation and Denying the change to vote "aye"; those opposed to vote "no". Roll call showed the following:

Ayes: Councilmen Pearson, White
Noes: Councilmen Long, Thompson, Mayor McAden

The Mayor announced that the zoning had not been changed as it failed to receive a four-fifths vote necessary to overrule the recommendation of the Planning Commission.

Councilman Long reported a request made by MR. OTTO STERNBERG, Koerner Drive, that a fire plug be installed at Bolm Road and Koerner Drive as there were 27 houses in that area, and had adequate water lines, and were inside the city limits, 400 yards from a fire plug. They are just east of the Govalle Park. The City Manager stated he would look into this request.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

a municipal corporation of the State of Texas, that W. E. Seaholm, said corporation's City Manager, be and he is hereby duly authorized and fully empowered to enter into and execute, for and in the name of said corporation, one certain written agreement, dated May 21, 1953, between said corporation and Guy A. Thompson, Trustee, International-Great Northern Railroad Company, Debtor, herein called Carrier, respecting among certain things the construction, ownership, maintenance and use of two (2) certain 11,500-volt underground power transmission lines crossing Carrier's premises at Engineer's Chaining Station 22/90 and 9500/96, at or near Austin, Travis County, Texas, all as more particularly set out in said agreement, to which reference is made the same as if fully set out herein.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain sanitary sewer and drainage easement was reserved to the public on a map or plat of Lot 5, Block A of South Lund Park, Section 1, a subdivision of a portion of the Isaac Decker League and the Henry P. Hill League in the City of Austin, Travis County, Texas, according to a map or plat of said South Lund Park, Section 1, of record in Book 6, Page 63, Plat Records of Travis County, Texas; and,

WHEREAS, such easement as hereinafter described is not now needed and hereafter will not be required by the City of Austin; Now, Therefore,

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

That W. E. Seaholm, City Manager, be and he is hereby authorized and directed to execute a release of the certain sanitary sewer and drainage easement described as follows:

A strip of land fifteen (15) feet in width same being out of and a part of Lot 5 of Block A of South Lund Park, Section 1, a subdivision of a portion of the Isaac Decker League and the Henry P. Hill League in the City of Austin, Travis County, Texas, according to a map or plat of said South Lund Park, Section 1, of record in Book 6, page 63, Plat Records of Travis County, Texas, the centerline of said strip of land fifteen (15) feet in width being more particularly described by metes and bounds as follows:

BEGINNING at a point in the north line of said Lot 5, and from which point of beginning the northeast corner of said Lot 5 bears S. 60° 23' E. 30.46 feet;

THENCE following a line 30.46 feet westerly from and parallel to the east line of said Lot 5, S. 29° 21' W. 131.23 feet to point of termination on the south line of said Lot 5.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That W. E. Seaholm, City Manager, be and he is hereby authorized and directed to execute a release of the paving lien on all of Lot 1, Block T of the Resubdivision of Violet Crown Heights, Section 2, in the City of Austin, Travis County, Texas, in consideration of the full payment of the paving assessment against such property by James Carey Chandler and wife, Beuna Chandler, the apparent owners.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

Mayor McAden introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 0.099 OF ONE ACRE OF LAND OUT OF THE J. C. TANNERHILL LEAGUE IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN THE PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Long moved that the ordinance be passed to its second reading and published as provided in Article I, Section 6, of the Charter. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

Mayor McAden introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF A TRACT OF LAND LYING PARTLY IN THE GEORGE W. SPEAR LEAGUE AND PARTLY IN THE GEORGE W. DAVIS SURVEY, WHICH

SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN THE PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Long moved that the ordinance be passed to its second reading and published as provided in Article I, Section 6, of the Charter. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

Mayor McAden introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAYMENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

The Mayor announced the ordinance had been finally passed.

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 Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Wilson & Pegram in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No. 700-C)

The motion, seconded by Councilman Thompson, carried by the following vote:
Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
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 the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Hilliare Nitschke in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No. 701-C)

The motion, seconded by Councilman Thompson, carried by the following vote:
Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
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 the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Travis Development Company of Austin, in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No. 702-C)

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

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 the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Delwood Development Company, Incorporated, in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No. 699-C)

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

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 the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Tom W. Bradfield in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No. 698-C)

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Noes: None

Councilman Thompson inquired about the general practice of making similar contracts by other cities. The City Manager explained the different methods used in that some cities required the developer to put in the systems at his own costs without any refund; some participated, and some did the work as is done here on a refund bases. He stated a report was going to be made on this subject in line with the subdivision paving report, and he hoped it would be ready in about two weeks.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Scales Electric & Plating Company is the Contractor for the remodeling of a building located at 1603 Lavaca Street and desires a portion of the sidewalk and street space abutting the north 64' of Lots 1 and 2, Block 40, Division, E, in the Original City of Austin, Travis County, Texas, during the remodeling 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 Scales Electric & Plating 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 centerline of Lavaca Street to a point 4 feet east of the east curb line; thence in a northerly direction and parallel to the centerline of Lavaca Street approximately 64 feet; thence in an easterly direction and at right angles to the centerline of Lavaca Street to the northeast corner of the above described property.

2. THAT the above privileges and allotment of space are granted to the said Scales Electric & Plating Company, hereinafter termed "Contractor", upon the following express terms and conditions:

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

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

(3). 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.

(4). 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.

(5). 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 October 1, 1953.

(6). 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.

(7). 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.

(8). 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.

(9). That the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee thereplacement 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 Pearson, carried by the following vote:
Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
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 the final plat of the subdivision known as "Resubdivision of Lot 11, Block G, North Gate Addition", approved by the City Planning Commission of the City of Austin on May 28, 1953, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the final plat of the subdivision known as "J. G. Shelton Subdivision", approved by the City Planning Commission of the City of Austin on May 28, 1953, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

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

An ordinance governing designation of Depositories of Funds of the City was before the Council; also a resolution designating the five banks as depositories and increasing the deposits to two of the banks. The Council deferred action on these until the following week.

The Mayor announced that certain appointments to various Boards and Commissions were in order.

Councilman Long moved that the following be appointed as members of the Planning Commission with terms expiring as indicated:

Terms expiring June 1, 1954

MR. HUGO KUEHNE
MR. C. A. DYE
MRS. FREDERIC MEYERS
MR. NEVILLE JOHNSTON

Terms expiring June 1, 1955

MR. TOM GRAHAM
MRS. CHAS. F. MITCHELL
MR. MARTIN KERMACY
MR. BEN HIBBETTS
MR. CORWIN JOHNSON

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

Councilman Thompson moved that MRS. JOHN BROAD be appointed as a member of the Library Commission, for a term expiring January 1, 1954. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

Councilman White moved that the following be appointed as members of the Zoning Board of Adjustment with terms expiring as indicated:

Terms Expiring December 31, 1954

Term expiring December 31, 1953

MR. WILLIAM B. CARSSOW

MRS. FRANCIS R. HODGE

MR. H. M. TOTLAND

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Noes: None

Councilman Long moved that the following be appointed as members of the Board of Equalization for terms to expire June 1, 1954:

MR. ELDRIDGE MOORE

MR. W. R. NABOURS

MR. CAREY THOMPSON

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Noes: None

The Mayor introduced the following ordinance:

AN ORDINANCE ESTABLISHING COMPENSA-
TION OF THE MEMBERS OF THE BOARD OF
EQUALIZATION; AND DECLARING AN EMER -
GENCY.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Noes: None

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Noes: None

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Long had two calls from members of the Civic Group from St. Elmo about the water pressure in that area. The Civic Group had been before the Council several months ago. She stated the water pressure was very bad and they hardly had any water at all, and she inquired if this could be relieved. The City Manager reported that when the Water District put in the system, the water condition would be improved, and it will probably be six months before the system is in. The calls were from MR. O.R.KRAUSE, 4103 Manchaca Road, and MR. A.E.FIELDER, 4105 Manchaca Road.

Councilman Thompson inquired if the campaign of the Junior Chamber of Commerce in their Clean-up work had increased the demands on the Health Department. He suggested that the Health Department might step up the activity all through the year in order to prevent a big rush during the particular campaign. MR. HARGIS reported on the procedure followed by the Health Department and the cooperation of the Department of Public Works in clearing lots where the owners could not be located or refused to comply with requests. The City Manager explained that although the ordinance permits the City to go in and clear off vacant lots, the city has to use caution for fear of someone claiming damages to some tree or shrub or something. When property did become a hazard to public health, the City could and has cleared it off.

Councilman Long read an opinion concerning the appointment of the City Health Officer. The opinion was written by MR. CREEKMORE FATH and MR. L. HAMILTON LOWE. She asked that the Council ask the County or State Health Officer to get an opinion from the Attorney General. Councilman Thompson asked that the Council defer action on requesting an opinion from the Attorney General at this time.

The Council received notice that the following applications for change of zoning had been referred to the PLAN COMMISSION:

ERNEST J. RISSMAN	507 Radam Lane	From "A" Residence To "C" Commercial
MR. SAM N. ALLRED	4400-18 Manchaca Rd. 2001-13 Allred Lane 2000-12 Redd Street	From "A" Residence To "C" Commercial

The City Manager reported that he had received several offers on the tract of land at the Reservoir at Lamar and Koenig Lane. The best offer he had received was for 140 feet on Lamar and 180 feet on the curve on Koenig Lane for \$150.00 a month rent and a promise of one-half of one percent on all over \$200,000 amount of business. They wanted a ten year lease, but at the end of five years, the city could go into it and make any changes before extending the option for another five years. He explained the buildings erected on this property would be taxed; that the land had been appraised by the city, and this amount would be well in line. Councilman Pearson moved that the City Manager's recommendation be accepted and that the property be leased as outlined for \$150.00 a month

plus one-half of one percent over \$200,000 as commission of the gross receipts as additional rental. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

Councilman White inquired about the developments of the steel for the bridge. The City Manager reported some equipment to lay and lift the steel was needed, and he was told it was going to be in last week. Later it was announced that the steel had arrived.

The City Manager stated the Highway Department had asked for right-of-way property for an elaborate intersection at Anderson Lane and Lamar Boulevard. He showed a drawing of the proposed intersection, and stated it would cost between \$150,000 and \$175,000 for the property to carry out the plan. He wanted to get the Council's idea before he worked with the Highway Commission. He felt the plans could be modified some. The Council indicated this was a lot of money, and the Mayor advised the City Manager to proceed with the idea of economizing as much as possible.

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

APPROVED:

CA McAden
Mayor

ATTEST:

Elaine Thosley
City Clerk