

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 22, 1953
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Drake presiding.

Roll Call:

Present: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
Absent: None

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

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

Miss Martine Holbrook's 6th Grade class from Highland Park School was greeted and welcomed.

MR. JASPER GLOVER asked that stop signs be placed at 12th Street and Springdale Road and 12th Street and Webberville Road. Councilman Long asked that Mr. Klapproth check these intersections for stop signs. Mr. Glover also reported a ditch in front of his property in the 1100 block of Eastfield Avenue and that people could not get to his property. He stated he had been in contact with the Public Works Department and had done everything they told him to and now they had changed their minds. Mr. Levander, Director of Public Works, was asked to look into this.

DR. CHARLES D. PEAVY, 3501 Manchaca Road, submitted the following petition signed by 79 citizens:

"TO THE HONORABLE MAYOR AND CITY COUNCIL OF AUSTIN:

"We, the undersigned citizens of the City of Austin, residing adjacent to or near the proposed subdivision to be known as "Barton Oaks", which lies approximately 1,500 feet south of the Fredericksburg Road and east of the Manchaca Road, do hereby request the City Council of the City of Austin, to withhold issuance of a permit, and cause its City Planning Board to withhold issuance of a permit, to open the said subdivision until such time as the city

sanitary sewerage is available to residents in said subdivision. It is further requested that such permit be withheld until such time as an ample water supply is available to the residents of the said addition and to the surrounding houses, it being a well-known fact that this territory is without water during a long period of every summer.

"We are confident that this petition will receive your serious consideration and that we will be given an opportunity to present the facts and exposition of the circumstances which prompt it.

Dr. Peavy stated if this subdivision is accepted there would not be ample water supply and septic tanks would have to be used which would create a health menace. The City Manager stated the sewerage could be taken care of by Unit Plants. The Mayor stated the subdivision was not before the Council at this time. No action was taken.

MR. WERNER W. DORNBERGER presented the two following resolutions:

RESOLUTION

The State of Texas
City of Austin

WHEREAS, the development of a carefully prepared Master Plan is such a vital factor in the proper and orderly development of the City of Austin, and,

WHEREAS, the position of City Planner is now vacant, and the selection of the proper man to fill this position is one of the most important decisions facing the City Government, and,

WHEREAS, through its committees and individual members, the Travis Chapter of the Texas Society of Professional Engineers has long taken an active interest in the development of the City of Austin, and,

WHEREAS, within its membership there is available a wide range of professional talent, training, and experience,

NOW, THEREFORE, BE IT RESOLVED by the Travis Chapter of the Texas Society of Professional Engineers, as follows:

1. That the Travis Chapter of the Texas Society of Professional Engineers offer to the City Manager and the City Council the benefit of the wide range of professional talent and experience of its membership in any capacity that may be desirable to aid in the selection of a City Planner, and,
2. That copies of this resolution shall be presented to the City Council, the City Manager, and the local newspapers.

Passed and approved by unanimous vote by the Executive Board and the membership of the Travis Chapter of the Texas Society of Professional Engineers, assembled on Friday, January 16, 1953.

Original Signed:
(Sgd) Werner W. Dornberger
Chairman Civic Affairs Committee
Travis Chapter
Texas Society of Professional Engineers

RESOLUTION

The State of Texas
City of Austin

WHEREAS, the development of a carefully prepared City Plan is such a vital factor in the proper and orderly development of the City of Austin, and,

WHEREAS, the position of City Planner is now vacant, and the selection of the proper man to fill this position is one of the most important decisions facing the City government, and,

WHEREAS, through its committees and individual members, the Central Texas Chapter of the American Institute of Architects has long taken an active interest in the development of the City of Austin, and

WHEREAS, within its membership there is available a wide range of professional talent, training, and experience,

NOW, THEREFORE, BE IT RESOLVED by the Central Texas Chapter of the American Institute of Architects,

1. That the City Council be urged to give careful and deliberate consideration to the selection of a city planner of adequate professional stature, and,
2. That the Central Texas Chapter of the American Institute of Architects offer to the City Manager and the City Council the benefit of the wide range of professional talent and experience of its membership, in any capacity that may be desirable, to aid in the selection of a City Planner, and,
3. That copies of this resolution shall be presented to the City Council, the City Manager, and the local newspapers.

Passed and approved by unanimous vote by the Executive Committee and the membership of the Central Texas Chapter of the American Institute of Architects assembled on Monday, January 19, 1953.

Original Signed:
(Sgd) Louis F. Sutherland
President, Central Texas Chapter
Texas Society of Architects of the
American Institute of Architects

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas 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 Southern Union Gas 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 SKYVIEW ROAD, from Avenue F easterly 603 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said SKYVIEW ROAD.

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

(2) A gas main in AVENUE G, from Skyview Road southerly 1006 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said AVENUE G.

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

(3) A gas main in DUVAL STREET, from Skyview Road southerly 1016 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said DUVAL STREET.

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

(4) A gas main in SOUTH 3RD STREET, from a point 111 feet south of West Oltorf Street southerly 104 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said SOUTH 3RD STREET.

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

(5) A gas main in EAST 14TH STREET, from a point 60 feet east of Alexander Avenue westerly 25 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST 14TH STREET.

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

(6) A gas main in VILLAGE DRIVE, from a point 49 feet west of West Frances Place, westerly 216 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said VILLAGE DRIVE.

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

(7) A gas main in WESTFIELD DRIVE, from Village Drive northerly 1671 feet, the centerline of which gas main

shall be 6.5 feet west of and parallel to the east property line of said WESTFIELD DRIVE.

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

The Southern Union Gas 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 points. When the Southern Union Gas 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 Southern Union Gas 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 franchises granted to said company by the City of Austin.

The motion, seconded by Councilman Johnson, carried by the following vote:
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

Mayor Drake 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 BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT ON A PORTION OF A 21.5 ACRE TRACT, LOCALLY KNOWN AS 6104-6200 CAMERON ROAD, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Johnson 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 Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

The ordinance was read the second time and Councilman Johnson 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 Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

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

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

The Mayor announced the ordinance had been finally passed.

The City Manager submitted the following certificate from the City Tax Assessor and Collector:

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment for the property hereinafter described in the name of C. Ben Hibbetts is incorrect for the following reasons:

"The property owner, C. Ben Hibbetts, has submitted an affidavit showing that as of January 1, 1952 the improvements located on Lot 15, Block M, Highland Park West, Plat. 275, Item 27, were only approximately 5% completed. The records of the Water and Light Department and those of the Building Inspectors Office confirm this representation of incompleteness of improvements as of January 1, 1952.

"I recommend that I be authorized to reduce the assessed valuation on such property as follows:

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1952	Improvements on Lot 15, Block M, Highland Park West, (Plat 275 Item 27), known as 3311 Big Bend Drive	5,700	0

"(Sgd) T. B. Marshall
City Tax Assessor and Collector"

Councilman Long then offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector has made a special investi-

gation of the tax assessment hereinafter set forth in the name of C. Ben Hibbetts, and has found the same to be erroneous for the reasons stated in his certificate delivered to the City Council and filed with the City Clerk, and

WHEREAS, insuch certificate the City Tax Assessor and Collector has recommended the adjustment, Now Therefore,

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

That the following tax assessment for the year shown be, and the same is, hereby adjusted and corrected to fix the assessed value therein as indicated.

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1952	Improvements on Lot 15,Block M,Highland Park West,(Plat 275, Item 27),known as 3311 Big Bend Drive.	5,700	0

And the City Tax Assessor and Collector is authorized and directed to make such change in the tax rolls.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

Hearing on the tax protest of Mr. John C. Aycock set for this date was postponed.

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on January 20, 1953, bids were received for the construction of the Low Service Pump Station and Raw Water Supply Line; and,

WHEREAS, such bids were as follows:

James C. Williams, Inc.	\$267,960.00
Hoffman & Borders	270,956.00
O. J. Broughton	298,245.00
Sira & Payne	336,634.00
Rex D. Kitchens	379,377.00
Leslie Crockett	388,945.00
Brown & Root	396,119.00

and

WHEREAS, the bid of James C. Williams, Inc. in the sum of \$267,960.00 was the lowest and best responsible bid therefor, and the acceptance of such bid has been recommended by Freese and Nichols, Consulting Engineers, and by the Superintendent of Water and Sewage Treatment and the City Manager; Now, Therefore,

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

That said bid of James C. Williams, Inc. in the sum of \$267,960.00 be and the same is hereby accepted, and W. E. Seaholm, City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with James C. Williams, Inc. for the construction of the Low Service Pump Station and Raw Water Supply Line.

The motion, seconded by Councilman White, carried by the following vote:
 Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
 Noes: None

The City Council received the following:

"January 21, 1953

Memo to: Mr. W. E. Seaholm, City Manager
 From: D. C. Kinney, Superintendent Electric Division

"Bids were opened December 12, 1952, for three types of substations, City Specifications Numbers E-259, E-260, and E-261 which are the types needed for Cardinal Lane, Austin Dam Switching Station, Bergstrom Substation and Lakeshore Substation (to serve new Filter Plant). The bids for these substations are tabulated below:

	<u>Three Stations One Each Spec. E-259, E-260 and E-261</u>	<u>Four Stations One Each Spec. E-259 & E-261 2 Each Spec. E-260</u>
Westinghouse Electric Corporation	70,120.00	91,312.00
Pacific Electric Mfg. Corporation	71,300.00	94,860.00
Pacific Electric Mfg. Corp. (alternate)	66,150.00*	----
General Electric Company	68,300.00*	89,800.00*
Delta-Star Electric Company	68,230.00*	90,281.00*
Delta-Star Electric Company (alternate)	62,380.00*	83,261.00*

*These bids did not conform to the specifications requiring that the structure be designed with sufficient mechanical strength to withstand the loading of the incoming lines to their ultimate strength of 10,000 pounds. This provision is necessary in order that under icing conditions or other unusual line loading conditions that the conductor will break before the substation structure fails.

"The acceptable bids were analyzed and the differences were considered. The bid of Pacific Electric Manufacturing Corporation proposed to furnish their Type YSW air switch for the horizontally mounted horn gap switches required. This type YSW switch is a two insulator side break switch and is not suitable or satisfactory for this application. Pacific Electric Manufacturing Corporation also include switches which are neither desired nor required by the specifications. Pacific Electric Manufacturing Corporation also allowed a 2% cash discount.

"The above differences were evaluated as follows:

	<u>Three Substations</u>	<u>Four Substations</u>
Pacific Electric Mfg. Corp. base bid	71,300.00	94,860.00
Add for furnishing 3 insulator horn gap air switches @ \$265.00 each	3,180.00	4,505.00
	<u>74,480.00</u>	<u>99,365.00</u>

Less auxiliary switches @ 62.00 each	434.00	558.00
	<u>74,046.00</u>	<u>98,807.00</u>
Less 2% cash discount	1,480.92	1,976.14
Pacific Electric Mfg. Corp. evaluated bid	<u>72,565.08</u>	<u>96,830.86</u>
Westinghouse Electric Corporation bid	<u>70,120.00</u>	<u>91,312.00</u>
Difference	<u>2,445.08</u>	<u>5,518.86</u>

"I recommend that the lowest and best bid of Westinghouse Electric Corporation at the firm lump sum price of \$91,312.00 be accepted for four substations, one each per City Specification E-259 and E-261, and two each per City Specification E-260, and that one substation per Specification E-261 for Austin Dam Switching Station be scheduled for delivery in May 1953 and the remaining three for delivery in February 1954. This will require an expenditure of \$21,000.00 in 1953 and \$70,312.00 in 1954.

"(Sgd) DCK
D. C. Kinney, Superintendent
Electric Division

Approved & Recommended:
W. E. Seaholm
City Manager "

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on December 12, 1952, the City of Austin received bids for purchase by the City of Four electric substations, one according to City Specification No. E-259, one according to City Specification No. E-261, and two according to City Specification No. E-260; and,

WHEREAS, the bid of Westinghouse Electric Corporation in the sum of \$91,312.00, was the lowest and best bid; and

WHEREAS, the Superintendent of the Electric Division and the City Manager have recommended the acceptance of such bid; Now, Therefore,

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

That the said bid of Westinghouse Electric Corporation in the total sum of \$91,312.00 for all four of the substations described above be, and the same is hereby accepted, and W. E. Seaholm, City Manager, is hereby authorized and directed on behalf of the City to enter into contract with Westinghouse Electric Corporation for the purchase of such substations, one substation according to specification No. E-261 to be delivered in May, 1953, and the remaining substations to be delivered in February, 1954.

The motion, seconded by Councilman Johnson, carried by the following vote:
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

Pursuant to published notice thereof, public hearing was held on the following application for change of zoning:

JACK SPARKS

607 West 12th Street

From "C" with restrictions
To "C" Commercial

NOT RECOMMENDED By the Zoning
Commission on July 30, 1952

No opposition appeared. Mr. George Sparks and Mr. George Page appeared in behalf of this change.. The Mayor asked that all those in favor of upholding the recommendation of the Zoning Commission to vote "Aye"; those opposed to vote "No". Roll call showed the following vote:

Ayes: None

Noes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake

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

Pursuant to published notice thereof, public hearing was held for consideration of change in the Zoning Ordinance Text, regarding hospitals, clinics, convalescent homes, etc. The City Attorney explained the changes. The Council asked the City Attorney to draw the ordinance for next weeks meeting.

Mayor Drake introduced the following ordinance:

AN ORDINANCE APPOINTING ELECTION JUDGES AND
CLERKS TO SERVE AT THE VARIOUS POLLING PLACES
IN THE VARIOUS ELECTIONS TO BE HELD IN THE
CITY OF AUSTIN DURING THE TERM OF OFFICE OF
SUCH JUDGES AND CLERKS.

The ordinance was read the first time and Councilman MacCorkle 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 Johnson, Long, MacCorkle, White, Mayor Drake

Noes: None

The ordinance was read the second time and Councilman MacCorkle 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 Johnson, Long, MacCorkle, White, Mayor Drake

Noes: None

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

Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake

Noes: None

The Mayor announced the ordinance had been finally passed.

That the final plat of the subdivision known as "Shoal Village, Section 4", approved by the City Plan Commission of the City of Austin on August 28, 1952, 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 White, carried by the following vote:
 Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
 Noes: None

The City Manager submitted his recommendation for the sale of the following bonds:

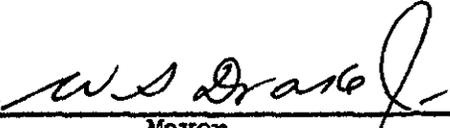
Library	\$ 100,000
Parks and Playgrounds	\$ 200,000
Sanitary Sewers	\$ 850,000
Streets and Bridge	\$1,300,000
Water Plant and System	\$1,058,000
Schools	\$2,000,000
Total	<u>\$5,508,000</u>

He suggested February 26, 1953 as a suitable date and asked the Council's approval to go ahead with the necessary steps for the sale. After discussion, the Council indicated its approval. The City Manager stated he would have the formal resolution later.

Councilman White read a letter requesting the paving of Avenue G between 44th and 45th Streets. Shipst Park is on one side of this block and Elizabeth Ney Museum is on the other side. After discussion, the Council requested the City Manager to check this and report back to the Council.

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

APPROVED


 Mayor

ATTEST:


 Deputy City Clerk