

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 17, 1952
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

Present also: W. E. Seaholm, City Manager; W. T. Williams, Jr., City Attorney; C. G. Levander, Director of Public Works; R. D. Thorp, Chief of Police.

Councilman Johnson 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

MR. ED CLARK, representing Southwestern Bell Telephone Company, asked the Council to set the application of the Company, filed on September 1, 1951, for a rate increase, for a public hearing. The Mayor submitted the letter of MR. CLINTON OWSLEY, Utility Rate Consultant, to the Council for consideration. Councilman White moved that MR. OWSLEY be employed to recommend to and aid the Council in determining a correct rate for the Southwestern Bell Telephone Company, in accordance with Mr. Owsley's letter of January 8, 1952. The motion, seconded by Councilman Long, carried by the following vote:

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

Noes: None

It was stated that Mr. Owsley's letter indicated it would take between forty-five and sixty days to get ready for the hearing. MR. CLARK thanked the Council, and stated the Company would be willing to work with him and give the Council any information it desired.

MR. ADAMSON and others who rented space at the Public Market, asked for additional time to hunt other locations, stating they had had only verbal notice from the Manager at the Market that the Market would be closed down as of February 1st. The Council agreed to give them until February 15, 1952, to vacate, which would be 30 days' notice. The City Manager stated if they wanted a written notice, he would have it sent out.

An ordinance pertaining to staggered terms of the Planning Commission was submitted. The Mayor suggested that other important advisory commissions did not receive compensation, and he thought possibly this commission should not receive pay. Councilman MacCorkle thought most of the members were willing to serve without pay, and the City Manager stated that all of them had indicated such to him. Councilman Long asked that copies of this ordinance be sent to Council members for study.

MR. ROY MARTIN, representing Mr. Bliss Spillar who wants to build on Ledesma Street in the newly annexed territory, appeared before the Council. He stated a building permit would not be issued unless a three piece bath were constructed and connected to a sewer or a septic tank. There is no water at this location unless a well were dug or unless water was purchased from the County. The Mayor asked that the City Manager and Superintendent of the Water Department make a report to the Council on the timing of getting these utilities to these various areas. The City Manager was under the impression that something could be worked out in this particular case, and the matter was referred to him.

The matter of the Ruling of the Supreme Court with reference to the Firemen's Case on the Initiative Petition for Adoption of a City Ordinance, was brought before the Council. Setting a date for the election was discussed at length. Councilman Long moved that the City Attorney be directed to apply for extension of the time, and that the election be set on April 5, 1952. The motion, seconded by Councilman White, carried by the following vote:

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

Noes: None

MR. ELMER DENSON, stated he had a 9.25 acre tract of land, with one house in the corner. He wants to build another house, but cannot get a water connection until he had subdivided the land, and he stated that would cost over \$200.00. The City Manager and the Mayor explained how he could subdivide two lots. The City Manager thought something might be worked out for him, and he could subdivide a small part of his tract, which subdivision would come before the Planning Board for its approval.

Councilman Long reported a bad traffic situation on Airport Boulevard stating between 7:20 and 8:00 A.M. the cars were backed up from 300 to 400 feet. The Mayor stated that a meeting was being held now in the Police Department with the Police officials, the Traffic Engineer and Provost Marshall of Bergstrom Field to work out the problem.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Mr. Herbert Bohn, through his agent, Mr. E. Ahlgrimm, has made application in writing for permission to operate a building on Lot 7, Block 45, Division E, of the Original City of Austin, the same being on the east side of Colorado Street and locally known as 1609 Colorado Street, as the Headquarters for the Texas Division of the American Cancer Society, it being located in a "B" Residential District, which under Section 5, paragraph 4C of the Zoning Ordinance requires a special permit from the City Council; and

WHEREAS, this application has been considered and approved by the City Council of the City of Austin, therefore

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

THAT permission for the use of the above described building by the American Cancer Society as the Headquarters of the Texas Division be granted.

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

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

Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids for the furnishing of Water Meter requirements for a period of six (6) months beginning February 1, 1952 and in the approximate quantities stated in said bids were received by the City of Austin on January 15, 1952, and

WHEREAS, the unit price bid of the Neptune Meter Company was the lowest and best bid, 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 enter into contract with Neptune Meter Company at the prices bid, for the approximate quantities set out in the proposal, and such additional quantities as may be determined by him.

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

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

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 City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Art Wilke, 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. 548-C)

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

Councilman Johnson 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 Dell Mayne Morley, 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. 549-C)

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

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 POST ROAD DRIVE, from a point 640 feet west of South Congress Avenue westerly 18 feet, the centerline of which gas main shall be 7.5 feet south of

and parallel to the north property line of said POST ROAD DRIVE.

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

(2) A gas main in DE VERNE STREET, from a point 180 feet west of Bluebonnet Lane easterly 109 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said DE VERNE STREET.

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

(3) A gas main in VARGAS ROAD, from Felix Avenue northerly 105 feet, the centerline of which gas main shall be 7.5 feet east of the west property line of said VARGAS ROAD.

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

(4) A gas main in MULLEN DRIVE, from a point 128 feet south of Anderson Lane southerly 76 feet, the centerline of which gas main shall be 5 feet west of and parallel to the east property line of said MULLEN DRIVE.

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

(5) A gas main in BOWLING GREEN DRIVE, from a point 18 feet north of Ohlen Road south to Ohlen Road, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said BOWLING GREEN DRIVE.

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

(6) A gas main in OHLEN ROAD, from Bowling Green Drive easterly 155 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said OHLEN ROAD.

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

(7) A gas main in PORTER STREET, from a point 109 feet East of Vargas Road easterly 372 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said PORTER STREET.

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

(8) A gas main in CHERRYWOOD ROAD, from a point 26 feet

south of Edgewood Avenue northerly 70 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said CHERRYWOOD ROAD.

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

(9) A gas main in CHERRYWOOD ROAD, from Edgewood Avenue northerly 184 feet, the centerline of which gas main shall be 13.5 feet west of and parallel to the east property line of said CHERRYWOOD ROAD.

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

(10) A gas main in NEIRAY BOULEVARD, from a point 256 feet east of Lamar Boulevard, easterly 106 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said NEIRAY BOULEVARD.

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

(11) A gas main in DELORES STREET, from Webberville Road easterly 327 feet, the centerline of said gas main shall be 7.5 feet south of and parallel to the north property line of said DELORES STREET.

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 it 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 White, carried by the following vote:
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on the 9th day of January, 1952, at 10:00 o'clock A.M., the City of Austin received and considered bids for the furnishing of one 10,000 GPM mixed flow or propeller type motor driven pump, complete with motor and starter; and

WHEREAS, the bid of Southern Engine & Pump Company, Houston Texas, bidding on Fairbanks-Morse pumps, in the sum of \$10,537.00 for a propeller type pump, as specified, with an extra of \$68.00 for a strainer (not specified), making a total, with stainer, of \$10,605.00 was the lowest and best bid, and the acceptance of such bid has been recommended by the Water and Sewer Treatment Superintendent and by the City Manager; Now, Therefore,

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

That the bid of Southern Engine & Pump Company be and the same is hereby accepted, and W. E. Seaholm, City Manager, is authorized and directed to purchase said Fairbanks-Morse Propeller type pump, complete with strainer, on the basis of such bid.

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

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS bids were received by the City of Austin for the construction of the Airport Fire Station in the City of Austin, bids having been received on the general contract, on a contract for plumbing and heating, and a contract for electrical work; and

WHEREAS, the bid of Cline Brother, in the sum of Forty-Six Thousand Nine Hundred Five and no/100 (\$46,905.00) Dollars was the lowest and best bid on the general contract; and

WHEREAS, the bid of A.A.A. Plumbing Company, in the sum of Four Thousand Seven Hundred Sixty-Two and no/100 (\$4,762.00) Dollars was the lowest and best bid on the plumbing and heating contract; and

WHEREAS, the bid of Walter Tew, in the sum of Four Thousand Seven Hundred Sixty-Two and no/100 (\$4,762.00) Dollars was the lowest and best bid on the electrical contract; Now, Therefore,

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

That the low bids above described by and the same are hereby accepted, and W. E. Seaholm, City Manager, is hereby authorized and directed to enter into contract with each of said companies for the performance of such work.

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

Councilman Johnson 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 Part of Lots 2, 3, 4, 5 and 6, Beau Site Addition", approved by the City Plan Commission of the City of Austin on December 13, 1951, 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

Councilman Johnson 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 "Schieffer Place, Section Three", approved by the City Plan Commission of the City of Austin on January 10, 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 MacCorkle, carried by the following vote:
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

The Council received notice from the City Manager that the following applications for change of zoning had been referred to the Zoning Board of Adjustment:

A. D. BOLM	609 West 31st Street	From "A" Residence To "C" Commercial
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A. STRIPLING, M.W. BLAKE, & NANCY STRIP- LING	5605-07 Adams Avenue	From "A" Residence To "C" Commercial
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JOE CROW	8900 Block Interregional Hwy. (West side) 8900-9400 blks. Interretional Hwy. (east side)	From "A" Residence To "D" Industrial
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JOE CROW	7900, 8000, 8100 and 8200 Blks. Burnet Road	From "A" Residence To "D" Industrial
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There being no further business, the Council adjourned subject to the call of the Mayor.

APPROVED: _____

W D Drang

ATTEST:

Ebie Hooley

City Clerk