

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 5, 1953
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro-tem MacCorkle presiding.

Roll Call:

Present: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Absent: Mayor Drake

GENERAL J. WATT PAGE, Austin Kiwanis Club, displayed some markers of historical spots in Austin, and asked the Council to grant permission to erect these markers at certain locations on City property: on the City Hall property designating the site of the first Capitol of the Republic of Texas; by the Congress Avenue Bridge; and at Barton Springs. He asked also that a date be set for a short ceremony. Also he asked that if possible a city mechanic set the markers in place. Councilman Long moved that the Council grant the KIWANIS CLUB the authority with the direction of the City Manager to erect these plaques. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Absent: Mayor Drake

Mayor Pro-tem MacCorkle asked that after they erected the signs and planned their ceremony that they get with the Council and City Officials and set a date. He thanked the Club for its project, as this was something Austin needed badly.

Councilman Long made inquiry as to how the Charter Amendment, Proposition 13 would be interpreted; that if after the budget had been carried out there was an unexpended balance, the remainder or balance may be used to supplement other needs in the Department--a surplus in one item could be used to meet other needs. The City Attorney explained how transfers could be made within a department.

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 advertise for bids on the sale of bonds of the City of Austin at 10 o'clock A. M., February 26, 1953, as follows:

Library	\$ 100,000.00
Parks, Playgrounds & Recreation	200,000.00
Public Free Schools	2,000,000.00
Sanitary Sewerage System	850,000.00
Street Improvements	1,300,000.00
Water Plant and System	1,058,000.00

Total	\$5,508,000.00
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Advertisement for such bids shall be in the usual and customary forms and shall be published at least once in the Bond Buyer and in addition shall be given such circulation as will invite attention to the proposed sale. The right shall be reserved to the City of Austin to reject any and all bids, and advertisements shall direct the filing of sealed bids to be opened by the City Council at its regular meeting at the time and on the date set forth above.

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

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

MAYOR PRO-TEM MacCORKLE stated he had appointed COUNCILMEN JOHNSON and WHITE to canvass the returns of the Charter Amendment election. Councilman White reported that he and Councilman Johnson went over all of the tallies and found most of them correct--just a few differences, but nothing to speak of; and that everything was O.K. Councilman Long did not favor the appointment of a committee to canvass the returns and not inviting the other members to sit in on the canvass.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on the 9th day of December, 1952, a Resolution was duly passed by the City Council of the City of Austin, Texas, giving notice of its intention to pass an ordinance providing for the submission to the qualified voters of the City of Austin, Texas, at an election to be held for such purpose thirty-two certain propositions for the amendment of the existing Charter of the City of Austin; and,

WHEREAS, in accordance with law, notice of intention to submit such propositions at such election was given by publication in the Austin American and Austin Statesman, and the Sunday American-Statesman, newspapers of general circulation published in said City of Austin, which notice was published in

said newspapers consecutively for ten days from December 10, 1952, to December 20, 1952, both inclusive, the first of said publications being at least twenty days before the passage of said ordinance; and,

WHEREAS, under and by virtue of the terms of the certain ordinance passed by the City Council, and approved by the Mayor of said City, on the 31st day of December, 1952, a special election was held in said city, according to law, on the 31st day of January, 1953, for the purpose of the adoption or rejection by the qualified voters of said city of said proposed amendments to the existing Charter of the City of Austin; and

WHEREAS, upon due consideration of said election it appears and it is found that due and legal notice thereof has been given, and further upon consideration of the returns of said election it appears and it is found that the votes cast at said election have been duly counted and the returns thereof legally made, and the City Council having counted and canvassed said returns, it appears therefrom that there were cast in said election twelve thousand six hundred thirty-nine (12,639) votes, of which number there were cast for and against each of said propositions proposing said amendments the following:

For Proposition No. 1	7530
Against Proposition No. 1	4917
Majority For Proposition No. 1	2613

For Proposition No. 2	7638
Against Proposition No. 2	4780
Majority For Proposition No. 2	2858

For Proposition No. 3	7419
Against Proposition No. 3	4911
Majority For Proposition No. 3	2508

For Proposition No. 4	7401
Against Proposition No. 4	4995
Majority For Proposition No. 4	2406

For Proposition No. 5	7244
Against Proposition No. 5	5125
Majority For Proposition No. 5	2119

For Proposition No. 6	7556
Against Proposition No. 6	4825
Majority For Proposition No. 6	2731

For Proposition No. 7	7647
Against Proposition No. 7	4708
Majority For Proposition No. 7	2939

For Proposition No. 8	7316
Against Proposition No. 8	5080
Majority For Proposition No. 8	2236

For Proposition No. 9	7496
Against Proposition No. 9	4903
Majority For Proposition No. 9	2593

For Proposition No. 10	7483
Against Proposition No. 10	4945
Majority For Proposition No. 10	2538

For Proposition No. 11	7490
Against Proposition No. 11	4940
Majority For Proposition No. 11	2550

For Proposition No. 12	7634
Against Proposition No. 12	4807
Majority For Proposition No. 12	2827

For Proposition No. 13	7153
Against Proposition No. 13	4848
Majority For Proposition No. 13	2305

For Proposition No. 14	7334
Against Proposition No. 14	5049
Majority For Proposition No. 14	2285

For Proposition No. 15	7567
Against Proposition No. 15	4816
Majority For Proposition No. 15	2751

For Proposition No. 16	7579
Against Proposition No. 16	4838
Majority For Proposition No. 16	2741

For Proposition No. 17	7454
Against Proposition No. 17	4917
Majority For Proposition No. 17	2537

For Proposition No. 18	7592
Against Proposition No. 18	4807
Majority For Proposition No. 18	2785

For Proposition No. 19	7547
Against Proposition No. 19	4742
Majority For Proposition No. 19	2805

For Proposition No. 20	7528
Against Proposition No. 20	4717
Majority For Proposition No. 20	2811

For Proposition No. 21	7770
Against Proposition No. 21	4689
Majority For Proposition No. 21	3081

For Proposition No. 22	7801
Against Proposition No. 22	4626
Majority For Proposition No. 22	3175

For Proposition No. 23	7730
Against Proposition No. 23	4667
Majority For Proposition No. 23	3063

For Proposition No. 24	7772
Against Proposition No. 24	4624
Majority For Proposition No. 24	3148

For Proposition No. 25	7715
Against Proposition No. 25	4688
Majority For Proposition No. 25	3027

For Proposition No. 26	7672
Against Proposition No. 26	4732
Majority For Proposition No. 26	2940

For Proposition No. 27	7639
Against Proposition No. 27	4782
Majority For Proposition No. 27	2857

For Proposition No. 28	7664
Against Proposition No. 28	4781
Majority For Proposition No. 28	2883

For Proposition No. 29	7692
Against Proposition No. 29	4732
Majority For Proposition No. 29	2960

For Proposition No. 30	7710
Against Proposition No. 30	4717
Majority For Proposition No. 30	2993

For Proposition No. 31	7714
Against Proposition No. 31	4726
Majority For Proposition No. 31	2988

For Proposition No. 32	7657
Against Proposition No. 32	4782
Majority For Proposition No. 32	2875

And it appearing to the City Council from the returns of said election, after the canvass thereof as tabulated and set out above, that a majority of the qualified voters at said election have voted in favor of each of the thirty-two said amendments to the City Charter of the City of Austin, Texas, therein contained, and that all of the propositions proposing said amendments were approved and adopted at said election; therefore,

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

1. That the Thirty-two said propositions to adopt the amendments proposed at said election were sustained, and that at such election said amendments were approved and adopted by a majority of the qualified voters of said city voting at said election, and that the Charter Amendments thereby became and are now hereby recognized and declared to be a part of the City Charter of the City of Austin, Texas, and it is so ordered.

2. That the Mayor and the City Manager be, and they are hereby directed, to certify to the Secretary of State of the State of Texas, an authenticated copy of each of the thirty-two amendments, under the seal of the City of Austin, showing the approval of and adoption by the qualified voters at said

election of said amendments, and that the Secretary of State be requested to file and record the same in a separate book to be kept in his office for such purpose.

3. That the City Clerk be and is hereby directed to record at length upon the records of the City of Austin, Texas, in a separate book to be kept for such purpose, the thirty-two said amendments so adopted.

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

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its underground telephone conduits in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the Director of Public Works; therefore

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

THAT the Southwestern Bell Telephone Company be and the same is hereby permitted to construct its underground telephone conduits in the following streets:

(1) An underground telephone conduit in EAST 6TH STREET, from Congress Avenue Alley easterly 128 feet, the center-line of which underground telephone conduit shall be 24 feet north of and parallel to the south property line of said EAST 6TH STREET.

(2) An underground telephone conduit across EAST 6TH STREET, from a point approximately 109 feet east of Congress Avenue Alley and 24 feet north of the south property line of East 6th Street northerly 64 feet.

THAT the work and construction of said underground telephone conduits, including the excavation of the streets and the restoration and maintenance of said streets after said underground telephone conduits have been constructed, shall be under the supervision and direction of the City Manager and in accordance with the ordinances and regulations of the City of Austin governing such construction.

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

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Robert R. Elam is the Contractor for the painting of a building located at 512-22 Congress Avenue and desires a portion of the sidewalk and street space abutting Lots 4, 5, and 6, Block 55, Of the Original City of Austin, Travis County, Texas, during the painting 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 Robert R. Elam, the boundary of which is described as follows:

Sidewalk and Street Working Space

The Contractor will be required to barricade a portion of the sidewalk area immediately below the swinging scaffold used by the painters on the east and north sides of the building leaving a four-foot passageway next to the curb for the passage of pedestrians. He will also be permitted to barricade two parking meter spaces in the street immediately in front of the aforementioned barricade. This barricade will be moved progressively as the work proceeds.

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

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

(2). 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.

(3). 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.

(4). 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 not be removed not later than May 1, 1953.

(5). 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.

(6). 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.

(7). 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.

(8). 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 or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

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

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, G. W. Haschke is the Contractor for the alteration of a building located at 704 Congress Avenue and desires a portion of the sidewalk and street space abutting the south 1/2 of Lot 2, Block 83, in 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 G. W. Haschke, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southeast corner of the above described property; thence in an easterly direction and at right angles to the centerline of Congress Avenue 5 feet to a point; thence in a northerly direction and parallel with the centerline of Congress Avenue approximately 23 feet to a point; thence in a westerly direction and at right angles to the centerline of Congress Avenue to the northeast corner of the above described property.

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

(1). That the Contractor shall erect within the above described working space a solid fence built of not less than one inch material and at least 8

feet in height (or extending from the sidewalk to the underside of the present awning) substantially braced and anchored and to maintain same in good condition at all times while the work is in progress. The Contractor will be permitted to put a door in the barricade that will either open in or slide parallel to the barricades, and at all times that material is being delivered or taken away from the building, a watchman shall be provided to warn pedestrians of approaching danger. The Contractor will also be permitted to use two parking meter spaces for the delivery or removal of materials during construction work.

(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 May 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 Two Thousand Dollars (\$2,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

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

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

Mayor Pro-tem MacCorkle brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 117.2 ACRES OF LAND, MORE OR LESS, OUT OF THE JAMES P. WALLACE SURVEY, 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 second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle
Noes: None
Absent: Mayor Drake

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 Council of the City of Austin hereby approves the erection of a boat dock on the property owned by Joseph W. Hamilton and located upstream from Mount Bonnell and listed in the Travis County Deed Records, and hereby authorizes the said Joseph W. Hamilton to construct, maintain and operate this boat dock subject to same being constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the erection of this boat dock after full compliance with all the provisions of this resolution. Said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, fire and health regulations and the right of revocation is retained if, after hearing, it is found by the City Council that the said Joseph W. Hamilton has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"February 5, 1953

"Mr. Walter E. Seaholm
City Manager
Austin, Texas

"Dear Sir:

"I, the undersigned, have reviewed the plans and have considered the application of Joseph W. Hamilton, owner of a piece of property located upstream from Mount Bonnell and listed in the Travis County Deed Records, for permission to construct and maintain a boat dock projecting out into the lake

approximately forty (40) feet, meeting all requirements, and I therefore recommend that if Joseph W. Hamilton is granted his request by the City Council that it be subject to the following conditions:

"(1). That nothing but cresoted piles, cedar piles or concrete piles, substantially braced to withstand wind and water pressure, be used in the construction and that no structure shall be nearer than ten feet to any side property line of the owner or applicant.

"(2.). That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares and merchandise, except marine supplies and tackle, and no living quarters of any character, shall be erected on any pier, dock, wharf, float, island, piling or other structure extending into or above Lake Austin.

"(3). That every structure shall be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

"(4). That all structures extending out into the Lake be constantly kept in a state of good repair and that the premises be kept reasonably clean at all times.

"Respectfully submitted,
(Sgd) J. C. Eckert
Building Inspector"

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

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

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 assessments for the property hereinafter described in the name of R. B. Dyke are incorrect for the following reasons:

"The area of the garage apartment building was incorrectly computed because of an error in measurement by the George Ehrenborg Company, in the city-wide survey of 1947, as 35' x 32' instead of the actual size, namely 35' x 22' revealed upon reinspection by the Tax Department. Furthermore, the appraiser, making the recent reinspection, recommends a depreciation allowance of 20 per cent because of used materials.

"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>
1947	Improvements on Lots 9 & 10 in Block 10, North Loop Terrace, Plat 200, Item 86, located on 5303 Jim Hogg	4,770	2,860
1948	"	4,770	2,860

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1949	Improvements on Lots 9 & 10 in Block 10, North Loop Terrace, Plat 200, Item 86, located on 5303 Jim Hogg	4,770	2,860
1950	"	4,770	2,860
1951	"	4,770	2,860
1952	"	5,370	3,220

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector has made a special investigation of the tax assessments hereinafter set forth in the name of R. B. Dyke, 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, in such certificate the City Tax Assessor and Collector has recommended the adjustments, Now Therefore,

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

That the following tax assessments for the years shown be, and the same are, hereby adjusted and corrected to fix the assessed values therein as indicated.

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1947	Improvements on Lots 9 & 10 in Block 10, North Loop Terrace, Plat 200, Item 86, located on 5303 Jim Hogg	4,770	2,860
1948	"	4,770	2,860
1949	"	4,770	2,860
1950	"	4,770	2,860
1951	"	4,770	2,860
1952	"	5,370	3,220

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, White, Mayor Pro-tem MacCorkle
Noes: None
Absent: Mayor Drake

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 John H. Groce is incorrect for the following reasons:

"The contractor has submitted information showing that as of January 1, 1952, the improvements referred to were only partially completed. The records of the Water and Light Department confirms this fact. In our judgement, the portion of completion was approximately 60 per cent.

"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 136, Ridgelee, Plat 160, Item 183, known as 3811 Pete's Path	3,800	3,480

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector has made a special investigation of the tax assessment hereinafter set forth in the name of John H. Groce, 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, in such 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 136, Ridgelee, Plat 160, Item 183, known as 3811 Pete's Path.	3,800	3,480

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, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

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 North Millican is incorrect for the following reasons:

"An affidavit signed by the owner of the described property shows no improvements were located on the property 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 a portion of 80'x278' & 40'x139', Lots E & G, O.L. 72, Div. D, unplatted Plat 63, Item 57, at 505 Fountain Terrace.	560	0

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector has made a special investigation of the tax assessment hereinafter set forth in the name of North Millican 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, in such 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 a portion of 80'x278' & 40'x139', Lots E & G, O.D. 72, Div. D, unplatted, Plat 63, Item 57, at 505 Fountain Terrace.	560	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 Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

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 Edgar Nelson is incorrect for the following reasons:

"According to an affidavit submitted by the contractor, no improvements were located on the property described as of January 1, 1952. The records of the Plumbing Inspector verify this fact.

"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 104, Tarry-Town, Plat 163, Item 141, known as 3016 Windsor Road.	2,080	0

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector has made a special investigation of the tax assessment hereinafter set forth in the name of Edgar Nelson, 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, in such 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 104, Tarry-Town, Plat 163, Item 141, known as 3016 Windsor Road.	2,080	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 Long, carried by the following vote:

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

Noes: None

Absent: Mayor Drake

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the construction by the City of Austin of coffer dams in Lake Austin for the low water pumping station will require lowering the level of the water in said lake; and,

WHEREAS, the provisions of the contract between the City of Austin and the Lower Colorado River Authority prohibit the Authority from lowering the level of the water without authorization from the City, 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, in behalf of the City of Austin, to authorize the Lower Colorado River Authority to lower the water level in Lake Austin for such length of time as may be necessary to construct said coffer dam.

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

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

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 "Resubdivision of Lots 6 and 7 and a Portion of Lot 8, Block W, Highland Park West", approved by the City Plan Commission of the City of Austin on January 29, 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 White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

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 "Spillar and Greenwood Addition", approved by the City Plan Commission of the City of Austin on January 29, 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 White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

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 "Roy Addition", approved by the City Plan Commission of the City of Austin on January 29, 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 White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle

Noes: None

Absent: Mayor Drake

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

E. L. STECK ESTATE By John Coats, Atty.	2911-2935 Guadalupe	From "C-1" Commercial To "C-2" Commercial
A. VAN SMITH	2703 Sol Wilson Avenue	From "A" Residence To "C" Commercial
M. H. CROCKETT, JR., By T.E.O'Quinn	1000 & 1100 blocks U.S. Hwy. 290 or Texas State Hwy 20	From "A" Residence To "C" Commercial

Mayor Pro-tem MacCorkle inquired about the necessity of an ordinance with reference to the Planning and Zoning Commissions. The City Attorney stated that in order for the City's ordinances to conform with the new Charter, an ordinance would be ready by next Thursday so that recommendations on changes of zoning could be carried on.

JASPER GLOVER made inquiry about the City's filling in the ditch where it installed a drainage pipe for him on his property at Webberville and Eastfield Roads. It was explained the installation of these sewers were made by the City, but the property owners filled in the property themselves. JASPER GLOVER asked if the City, when it was hauling dirt, would fill it in for him. The City Manager stated he did not know if work would be done in that vicinity in the near future, but if it were being done and if there were extra dirt, it could be used.

MR. EMIL SPILLMAN, South Austin Civic Club, made inquiry about cross arteries for traffic in South Austin. The City Manager outlined the plans for the extension of Oltorf Street, stating the engineering had been accomplished and right-of-way would be acquired. Later in the meeting DR. TOM F. CALDWELL, JR., and MR. JOHNNIE SANDERS, came before the Council also making inquiry about the east-west streets; and in addition, asking information concerning streets around the new high school, and about the traffic light on Monroe and South Congress. Dr. Caldwell asked if the street (Oltorf) would be ready by September. The City Manager stated it would not be ready by then, but just as soon as it possibly could. He explained that Live Oak would be improved soon and that would help around the High School. Regarding the light at Monroe and the 1600 Block of South Congress, a traffic study had been completed, and an engineering study was now underway of all of the intersections. This had not yet been completed. Councilman White stated he had been interested in this arrow on this light for sometime, and it was on the pending list of the Council now.

MR. CECIL CABINISS, Cabiness-Brown Furniture Store, 200 E. 6th, asked that while the drive for clothing for the Holland flood refugees was on that two parking spaces be marked off in front of his store for people to unload these bundles. Then Councilman Long moved that permission be granted to use those two parking spaces as a loading zone for this emergency. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle
Noes: None
Absent: Mayor Drake

Councilman Long inquired about a petition filed two years ago by residents around the Rosedale School requesting a street light at 42nd and Rosedale, and asked if this could be looked into and the matter speeded up. She also asked about the water proposition on Goodwin Street that she reported on the past week. The City Manager stated the report was not completed on this.

MAYOR PRO-TEM MacCORKLE inquired about the progress of the hutment removal. The City Manager reported the City had the cash for them; and there were two models set up to show people what could be done with them. Councilman White asked about the restrictions on them. The City Manager stated the restrictions that they would not be placed in Travis County was in the contract.

COUNCILMAN LONG inquired if the revolving fund on the paving program

would be set up right away. The City Manager stated it probably could not be set up until after the rights-of-way had been acquired, and it depended on the amount of bond money that would be available. He stated the Council would have a report on the rights-of-way within the next thirty days. Councilman Long stated that according to the Good Government League's spot announcements that if the Charter were amended, street paving would be stepped up; she was interested in getting the program started immediately. The City Manager stated it has been the feeling of the Council to step up the program of paving.

The following applications for change of zoning were set for public hearing at 11:00 A.M., March 12, 1953:

M. K. HAGE	Lots 21 & 22, Blk. 1, Outlots 31 & 32, Div. O, M.K. & T. Addition, locally known as 93-95-97 East Avenue	From "A" Residence To "C" Commercial NOT Recommended by the Zoning Commission.
KATHARINE PEARR HAMILTON	That portion now zone "A" Residence of 5 acres of land, known as Lot 4, Spaulding's Subdivision of a part of the Isaac Decker League....locally known as 2327-2347 South Congress Avenue.	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
ROLLINS MARTIN	That 1.07 acre tract out of the Jesse Tannehill Leaguelocated at the southwest corner of E. 12th & Webberville Road....locally known as 1100 E. Block of Webberville Road	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
MRS. LENORA SIMS & MRS. LENA K. PFEFFER	Lot 20, Blk. 1, Outlot 31, Div. O, M.K.&T. Addn., locally known as 802 Willow Street.	From "A" Residence To "C" Commercial RECOMMENDED TO CHANGE TO 5th Height & Area.
D. C. REED ESTATE	Lots 5 & 6, Blk. 179, Original City, locally known as 701 & 703 W. 15th Street and 1410 Rio Grande Street.	From "B" Residence To "C" Commercial NOT RECOMMENDED by the Zoning Commission.
FRANK C. BARRON	Those portions of Blks. E.F. & G, not now zoned "C" in Manor Hill Subd., locally known as Rear 3700 Blk. & 3800 Blk. Airport Blvd. and Lot 3, Blk. C, and Lot 8, Blk. D, Manor Hill Subd., locally known as 3701-03 and 3700-02 Manorwood Road	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission From "A" Residence To "B" Residence RECOMMENDED by the Zoning Commission

MRS. COLUMBIA JONES	E. 86.4', south 130' of Outlot 28, Div. "O"...locally known as 104 & 106 Pleasant Valley Road and 2728-2734 East 1st Street.	From "C" Commercial To "C-2" Commercial NOT Recommended by the Zoning Com.
A. E. GREEVEN	Lots 12 and 13, Blk. 14, Fruth Addition, locally known as 2816 Hemphill Park	From "B" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
W. K. JENNINGS ELEC. COMPANY	Lots 6, 7 and 8, Blk. 3, Sunrise Addition, locally known as 2200-04 Maple Avenue.	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
LEMUEL SCARBROUGH	All of a strip of land....situated between Inter. Hgy. and a line 500' east thereof and extending from Atkinson Road to State Highway 20....except the west 200' thereof....locally known as the rear portion of the 6200-6800 blocks, Inter. Highway.	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
PAUL MURCHISON	All of Lot 6, Lewis Hancock Sub-division....locally known as 4200 Alice Avenue, except 8502 square feet thereof, being the south 20 feet of said lot.	From "A" Residence To "C" Commercial NOT RECOMMENDED, but Zoning Commission made substitute recommendation.
A. CASIRAGHI	Lots 10, 11 and 12, Blk. 3, Martin's Subdivision, locally known as 1901 West 10th Street.	From "A" Residence To "C-1" Commercial RECOMMENDED by the Zoning Commission

Councilman Johnson moved that the Council adjourn. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Pro-tem MacCorkle
Noes: None
Absent: Mayor Drake

APPROVED: _____

Mayor Pro-tem

ATTEST:

City Clerk