

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

November 13, 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.

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

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

MR. MARTIN HARRIS appeared asking the Council to take action on the rate increase requested by the AUSTIN TRANSIT COMPANY. The recommendations of the auditor, WADE, BARTON & MARSH, were gone into. Mr. Harris stated a letter was being written to the Council, putting down in writing what the Company was doing to conform with these recommendations. No. 1 - Adequacy of the capital structure: plans are underway to revise this. No. 2 - Adequacy of public liability insurance program: 1% of the gross receipts will be set aside to secure damage claims up to a maximum of \$25,000; No. 3 - adequacy of bus replacement: it contemplates bus replacement of seven or eight a year. No. 4 - The Company agrees to submit a report to the Council as would be mutually agreeable between the Company and City Officials. No. 5 - Adequacy of the routes and service: The Company always maintained a policy of serving the public. No. 6. The Company is prepared to submit a report showing to whom the salary increases are to be given. Councilman Long asked MR. BARTON some questions about the audit. After detailed discussion, Councilman White moved that the City Attorney be instructed to draw an ordinance

granting the Bus Company its increase; and in this ordinance set out these six points, and give them six months' time to work it out. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

Noes: None

It was stated the rates would go into effect immediately after passage of the ordinance.

MRS. J. T. SIMMS asked that she and a group of others on Highway 81 be excluded from the Water District No. 5, as they were now receiving water on a City line, and did not want to have to join the district. The City Manager explained to her that those connected now on the 4" line would continue to be served but the customers beyond that would have to be included in the District; however, she and the others on this line will be served as they are now.

Pursuant to published notice thereof, the Council publicly heard the following zoning applications:

ERNEST ROSNER

1512 Colorado

From "B" Residence

To "C" Commercial

RECOMMENDED by the Zoning
Commission 10-21-52.

No opposition appeared. The Mayor asked that those that favored upholding the recommendation of the Zoning Commission and granting the requested change, and instructing the City Attorney to draw up the necessary ordinance to vote "aye"; those opposed vote "no". Roll call showed the following:

Ayes: Councilmen Johnson, Long, MacCorkle, White

Noes: None

Present but not voting: Mayor Drake

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ANNIE MAE & LUSH M.
RANDOLPH

1212 Chicon St.

From "C" Commercial

To "C-1" Commercial

NOT Recommended by the
Zoning Commission on 9-16-52.

MR. W. R. SMITH, JR., represented the applicant. He stated there was "C-1" zoning in this area just across the alley from this location, as well as other places. MRS. JESSIE L. JOHNSON, mother of Jodie Thompson, 1806 E. 13th, expressed opposition to any more places selling beer in the neighborhood as it would increase the noise and the disturbances. No action was taken by the Council, as the members wanted to make a personal inspection of the area and decide on the application the following week.

CECIL LEONARD WRIGHT
& BEATRICE WRIGHT

5601-5611 Wild Street

From "A" Residence
To "C" Commercial
NOT RECOMMENDED by the
Zoning Commission on
10-21-52

MR. WRIGHT appeared in his own behalf, stating commercial property adjoining the new High School would benefit the students and be convenient for them. He asked the Council to inspect the property. MR. HAROLD HENNINGSON, member of the Executive Council of the Brentwood P.T.A., expressed opposition, stating it was their hope to keep the adjoining property around the school free from commercial development. He stated the area already had ample commercial development. The Council took no action this week, but postponed its decision until the following week so the members could make a personal inspection of the property.

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EUGENE VEGA

2101 Haskell Street

From "A" Residence
To "C" Commercial
NOT RECOMMENDED by the
Zoning Commission on

EUGENE VEGA appeared in his own behalf. Opposition was expressed by RALPH RICH, stating there were enough grocery stores in the neighborhood. He was business manager of one. MR. L. J. RYE, 2104 Haskell, complained of the old barracks that had been moved on Vega's property. He asked that the property be left residential. The Council postponed action until the following week in order that the members could inspect the area personally.

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The Council noted that the zoning request of MRS. BEN A. SIECK, by T. J. NORTH, for change of zone at 1513-17 Koenig Lane from "A" Residence to "C" Commercial, had been withdrawn by Mr. North.

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

MRS. COLUMBIA JONES	104-06 Pleasant Valley Road & 2728-2734 E. 1st	From "C" Commercial To "C-2" Commercial
MOTON H. CROCKETT, JR.	6104-6200 Cameron Road	From "A" Residence To "C" Commercial
MRS. MARY MADELEY	711 W. 14th Street	From "A" Residence To "C" Commercial
C. BEN HIBBETTS	5005 Burnet Road	From "A" Residence To "C" Commercial

Mayor Drake brought up the following ordinance for its third 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 14.53 ACRES OF LAND OUT OF THE HENRY P. HILL 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 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

Mayor Drake 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 A TRACT OF LAND OUT OF THE J. C. TANNEHILL LEAGUE IN TRAVIS COUNTY, TEXAS, WHICH 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. The motion, seconded by Councilman MacCorkle, 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 THOMPSON STREET, from Hargrave Street easterly 341 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said THOMPSON STREET.

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

(2) A gas main in BANISTER LANE, from a point 33 feet north of Redd Street southerly 1170 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said BANISTER LANE.

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

(3) A gas main in RICHMOND AVENUE, from Banister Lane southerly 1049 feet, the centerline of which gas mains shall be 6.5 feet west of and parallel to the east property line of said RICHMOND AVENUE.

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

(4) A gas main in EAST 20TH STREET, from a point 44 feet west of Leona Street easterly 162 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST 20TH 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 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

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on November 10, 1952, bids were received by the City of Austin for the construction of a sanitary sewer in Waller Creek between 38th Street and West 51st Street, such bids being as follows:

Joe Bland Construction Co.	\$35,141.25
Karl B. Wagner Engr. Const. Co.	\$36,696.10

and

WHEREAS, the bid of Joe Bland Construction Co. in the sum of \$35,141.25 was the lowest and best bid, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin and by the City Manager; Now, Therefore,

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

THAT the bid of Joe Bland Construction Co. in the sum of \$35,141.25 be and the same is hereby accepted, and W. E. Seaholm, City Manager, is hereby authorized and directed to execute a contract with Joe Bland Construction Co. for the construction of a sanitary sewer in Waller Creek between East 38th Street and West 51st Street.

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

The Council received the following report from the Board of Equalization:

"November 12, 1952

"City Council of the City of Austin
Municipal Building
Austin, Texas

"Gentlemen and Lady:

"In conformity with the provisions of the Charter of the City of Austin, The Board of Equalization, heretofore appointed by you, herewith submits its final report to the City Council after completion of the Board's work on the tax rolls of the City of Austin for the year 1952.

"The Board of Equalization met for business as soon as the City Tax Assessor and Collector had complied all or any one of the assessment rolls of the City and the Board carefully examined said rolls and has properly and equitably adjusted and equalized the taxable values thereon. Numerous protests were heard and adjustments were made where, in the opinion of the Board, such changes were necessary to conform with the policy of seeing that all tax assessments were uniform and equal as provided by law.

"The Board of Equalization stands adjourned, subject to call of the City Council to render any assistance the Council may desire.

"Respectfully submitted,
(Sgd) H. W. Bull
(Sgd) L. Theo Bellmont
(Sgd) Rickey Key
Chairman "

Councilman Johnson offered the following resolution and moved its adoption: a

(RESOLUTION)

WHEREAS, the City Tax Assessor and Collector of the City of Austin has submitted to the City Council the tax assessment rolls and records of the City of Austin for the year 1952; and

WHEREAS, said tax assessment rolls appear in all respects to be in correct form and prior to their submission the valuations of property shown in said rolls have been examined and corrected in the manner provided by law and ordinances of the City of Austin by the Board of Equalization which has made its report; Now, Therefore,

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

That the tax assessment roll, showing a total amount of \$299,942,900.00 valuation of property within the City of Austin assessed for City and School taxes for said year, and the tax assessment roll showing the total value of \$1,790,390.00 valuation of the property lying within and assessed by the City for School purposes only for said year, be and the same are hereby approved and adopted.

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)

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 Mrs. Roberta P. Dickson, joined by her husband, Fagan Dickson, in accordance with the terms and provisions of a certain contract, a 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 ELECTRIC DEPARTMENT - Contract File No. 643-C)

The motion, seconded by Councilman Johnson, 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 A. D. Stenger, acting as Trustee for E. J. Lund & A. D. Stenger, in accordance with the terms and provisions of a certain contract, a 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. 639-C)

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

Ayes: Councilman Johnson, Long, MacCorkle, White

Noes: None

Present but not Voting: Mayor Drake

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by action of the City Council unanimously taken at its regular meeting February 7, 1952, W. E. Seaholm, City Manager, was authorized and directed to enter into negotiations with the Board of Directors of Travis County Water Control & Improvement District No. 3 for the purchase by the City of Austin of all properties of the Water District with a view to acquiring such properties as an addition to and extension of the water system of the City of Austin; and

WHEREAS, preliminary to completion of such proposed sale, it was necessary to assemble, preparatory to taking up and cancelling, all outstanding bonds, interest coupons, and other obligations of Travis County Water Control & Improvement District No. 3; and

WHEREAS, Travis County Water Control & Improvement District No. 3, acting by and through its fiscal agents, Dunn & Wills, a partnership of San Antonio, Texas, has assembled all outstanding bonds, interest coupons, and other obligations of the District which will be made available for cancellation, upon payment of principal, accrued interest, and incidental charges, at the Capital National Bank in Austin, Texas, on or before November 15, 1952; and

WHEREAS, by resolution duly adopted by the Board of Directors of Travis County Water Control & Improvement District No. 3 on November 10, 1952, said District authorized sale to the City of Austin of all its properties of whatever kind and wherever situated, including properties outside the corporate limits of the City of Austin, in accordance with general laws of the State of Texas: 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 acquire all of the properties of whatever kind and wherever situated of Travis County Water Control &

Improvement District No. 3, including properties of the District outside the corporate limits of the City of Austin, and in consideration for said properties, he is further authorized and directed, in behalf of the City of Austin, to take up, pay, and cancel upon presentation all outstanding bonds, together with accrued interest and expenses incidental to the cost of assembling and acquiring said bonds, and to accept the transfer and conveyance of such property in behalf of the City of Austin for the further consideration that the City of Austin will assume control of the water distribution system of Travis County Water Control & Improvement District No. 3 and will operate such water lines and system as a part of the water system of the City of Austin and for the use and benefit of the customers and citizens within the limits of Travis County Water Control & Improvement District No. 3.

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

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

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, assessed in the name of Frank Christal, are incorrect because of erroneous information as follows:

"The assessments involved were based upon the value of an average car of the same year, model and make. According to information furnished by Frank Christal the automobile has been in a collision with a City of Austin street sweeping machine in 1941 and as a result thereof was in a damaged condition. The damage consisting of a bent axle and frame and the loss of a fender and dents in the body. The car was never repaired to the condition it was in before the accident and was finally sold for forty dollars (\$40.00) in 1946.

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

Year	Description of Property	Original Assessed Value	Recommended Value
1941	1937 Ford Tudor F91036	\$120.00	\$70.00
1942	1937 Ford Tudor N11870	\$115.00	\$70.00
1943	1937 Ford Tudor	\$125.00	\$70.00
1944	1937 Ford Tudor FR8282	\$120.00	\$70.00
1945	1937 Ford Tudor FS2104	\$100.00	\$70.00

"(Sgd) T. B. Marshall
City Tax Assessor & 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 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.

Year	Description of Property	Original Assessed Value	Recommended Value
1941	1937 Ford Tudor F91036	\$120.00	\$70.00
1942	1937 Ford Tudor N11870	\$115.00	\$70.00
1943	1937 Ford Tudor	\$125.00	\$70.00
1944	1937 Ford Tudor FR8282	\$120.00	\$70.00
1945	1937 Ford Tudor FS2104	\$100.00	\$70.00

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 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 assessed in the name of L. B. Shifflett, are incorrect because of erroneous information as follows:

"The assessment involved was based upon the value of an average car of the same year, model and make. According to information furnished by L. B. Shifflett the automobile in question had been wrecked prior to January 1, 1948. The car was subsequently sold for \$50.00 as junk.

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

Year	Description of Property	Original Assessed Value	Recommended Value
1948	1935 Ford Coach	\$80.00	\$20.00

"(Sgd) T. B. Marshall
City Tax Assessor & 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 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 had 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 it is, hereby adjusted and corrected to fix the assessed value therein as indicated.

Year	Description of Property	Original Assessed Value	Recommended Value
1948	1935 Ford Coach	\$80.00	\$20.00

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 "Ridgewood Village Addition, Section I", approved by the City Plan Commission of the City of Austin on September 25, 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 Council individually received the following recommendation from the City Manager on Convalescent Homes and Day Nurseries:

"During the past several weeks, we have done considerable work in trying to determine current trends in the location of convalescent homes and day nurseries.

CONVALESCENT HOMES

"Letters were written to the American Society of Planning Officials, the American Association of Nursing Homes, and several of our large Texas cities.

"Replies from all of these sources indicate that cities over the nation generally are restricting convalescent homes from their highest residential areas, but allowing them in less restricted residential areas, though usually a special permit is required.

"In line with the above, my recommendation would be that in the future, convalescent homes be prohibited in "A" Zones, allowed in "B" Zones by special permit of the City Council, and allowed in "C", "D", and "E" Zones without special permits.

"As a practical matter, owners planning to operate homes in "B" Zones would do well to get support from their adjacent property owners for their operation.

"If the Council does not want to restrict these homes entirely from "A" Zones, I would suggest that they follow the pattern of the City of Dallas in requiring a 5 acre plot of ground for a home located in an "A" Zone.

DAY NURSERIES

"Study in this field shows that the same general pattern is true, though the restrictions are not so rigid. There is more reason to allow day nurseries in "A" Zones since parents must make twice-daily trips to the location and cannot afford the drive a great distance to place their child in a day nursery.

"It is my recommendation that day nurseries be allowed in "B" Zones with a special permit from the City Council and that the zoning ordinance be amended to also allow nurseries in "A" Zones, again with the requirement of a special permit from the Council. This is the practice followed in Dallas and is in the proposed zoning ordinance of San Antonio.

GRANTING SPECIAL PERMITS

"The following remarks apply to the granting of special permits for both homes and nurseries. This would include a special permit in a "B" Zone for convalescent homes and special permits in "A" and "B" Zones for nurseries if the Council follows my suggestions.

"(1) I suggest the Council provide in the Zoning Ordinance that they will issue special permits only in cases where the Council finds that operation of the home or nursery will not be "detrimental" to the adjacent property. Failure of the owners of the adjacent property to object before the Council may be considered by the Council as evidence that the operation will not be "detrimental" to their property.

"(2) I further suggest that the Council issue special permits for the operation of convalescent homes in "B" Zones only where the structure is at least five feet from the side lot lines.

GENERAL NOTES

"The present practice of allowing both convalescent homes and day nurseries in 'A' Zones by securing a variation from the Zoning Board of Adjustment has been held illegal by the Legal Department and will be discontinued.

"Nothing has been found on the subject of standards relating to noise, traffic, yard area, etc. Several persons have suggested that patients do not mind noise and traffic, and for those able to sit on porches or out in the yard, some activity taking place serves to occupy their mind and interests them. Yard area is not considered too important since most of the patients are not prone to care for too much exercise.

"(Sgd) W. E. Seaholm"

The City Manager explained his recommendations, and the procedures followed in other cities. Councilman MacCorkle moved that the present ordinance be amended to comply with the suggestions as presented by the City Manager. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Council then decided to consider the three pending applications for nursery schools and convalescent homes the following week. (MRS. LEWIS M. COUCH, Day nursery, 1709 Sabine; MRS. HELEN MILES - Day Nursery, 1508 Enfield Road; MRS. A. L. PATTEN - Home for the Aged, 1205 Nueces.) The City Attorney explained the legal status of the Council's action on granting permits in "B" Residence zones; in that the standards propose that the Council determine whether or not the neighboring property would be damaged or impaired.

MR. R. E. HOLCOMB appeared in the interest of the Nursery School application of MRS. LEWIS M. COUCH, 1709 Sabine, and asked that the Council act on this application.

The Council received a request from the FRENCH LEGATION, through MRS. FRANK DAVOL, for free water service.

Councilman MacCorkle moved that the City Attorney be instructed to draw an ordinance placing a light at Burnet Road and Hancock Drive as was recommended by memorandum dated November 5, 1952. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

APPROVED: W. S. Drake

Mayor

ATTEST:

Elin Hooley
City Clerk