

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

November 26, 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. RAYMOND CANION asked that something be done to widen South 1st Street, as the Colorado-Lavaca-South 1st Bridge would soon be complete, and this street is now only 30 feet wide. The people living on the street are anxious to know if they will have to move. Councilman Long thought a study should be made now. Councilman White understood a study was now underway. MR. CANION suggested that a part of the \$300,000 which the City had planned to spend in the widening of the Congress Avenue Bridge be spent on beautifying the bridge and putting in new banisters. The City Manager, with reference to the widening of South 1st Street, outlined the survey which had been made, and stated preparations were being made to submit a request to the Legislature for certain land for the widening of the street. Councilman White asked the City Manager to check to see if the State would contribute part of the cost for beautifying the Congress Avenue Bridge. The City Manager stated it might be possible that they would.

The Council received a petition from homeowners in BANISTER ACRES requesting that a street from the East portion of Banister Acres to South First Street be opened; and requesting that sanitary sewer lines be extended to this area. The petition was turned over to the City Manager.

Mr. E. W. Jackson, Chairman of the Charter Committee presented the following report of the Committee:

"To the Members of the City Council, Austin, Texas:

"We, your Committee appointed to submit a draft of the substantial amendments to the Austin City Charter, wish to transmit herewith the result of our work. In making this report, it seems in order to indicate to you the magnitude of the task that was assigned to us, to summarize the methods we used in carrying on our work, and to indicate briefly the points in which the proposed amended Charter differs significantly from the present Charter.

"The Committee met each Monday evening beginning January 21, 1952, excepting one Monday during graduation period and the summer months. We held a total of twenty-six meetings at which a quorum was present, and there was one meeting at which a quorum was not present and no business was transacted. Our meetings began at eight o'clock and adjourned at ten.

"We began our work by making a study of the present Charter, to try to learn what portions of it should be retained in the new Charter, what portions should be amended, and what new features should be added. In this connection we studied the draft of the eleven proposed amendments that were under consideration when the Charter Committee was appointed.

"By necessity we had to be a study group for some months so that all of us might be equally informed as to each of the problems that had to be dealt with in the Charter. To that end, we drew information from the following sources:

- "1. THE MODEL CHARTER, published by the National Municipal League.
- "2. Charters of other cities.
- "3. Outside experts covering planning, city finance and personnel.
- "4. Professionals on the Committee. (I refer here to Mr. Lynn Anderson, Dr. O. D. Weeks, and the Attorneys on the Committee.)
- "5. Members of the City Municipal Government staff.

"After we had gone through this intensive study period, we compiled a list of the items on which there appeared to be differences of opinion. These items were taken up, discussed, and then a vote was taken as to how they should appear in the Charter. After we had treated all the listed items in that manner, a sub-committee was appointed to make the initial draft of the new Charter.

"The sub-committee was composed of: Mr. Lynn Anderson, Mrs. Charles Mitchell, and Mr. Frank Erwin. They, more than any other members of the Committee, are due credit for the many hours of work they put in making this initial draft.

"When the initial draft was completed, it was submitted to the Committee and the Committee members were asked to familiarize themselves with it and make marginal notations on their copies as to changes they thought should be made.

We then held another series of meetings, approving, eliminating from the Charter, or amending every Article in the initial draft. When we had completed this, our task was finished. The Charter was mimeographed, and the copies that have been furnished to you are the result of this work.

"As to the significant differences between this and the present Charter, they are as follows:

"Perhaps the most far-reaching difference will be Section 11 of Article XII, entitled "Construction of Charter". It will be noted from this Section that the Committee intended that this Charter should be not a grant of enumerated powers, but a general grant of power as broad as that covered by Article XI, Section 5 of the Constitution of Texas, except insofar as specific limitations are placed on that power within the Charter.

"The other significant differences I shall list briefly:

- "1. On page 2, Section 5 of Article I, alternate methods are provided for paying for paving so that the city can follow its present method or can itself purchase paving certificates.
- "2. Section 7 of Article I on page 4 gives the Council the power to annex areas for limited purposes. Areas so annexed are not subject to city taxes, can be annexed for only the purposes set forth in the Charter, and the qualified voters living within such areas may vote in city elections only on candidates for the Council, and to amend the Charter.
- "3. Section 1 of Article II on page 7 provides that Councilmen shall be elected by place instead of at large.
- "4. Section 3 of Article II provides that vacancies on the Council must be filled by election.
- "5. The last sentence of Section 9, Article II on page 10 provides that all meetings of the Council at which official action is taken, except for meetings for investigatory purposes, shall be open to the public.
- "6. Section 13 of Article II on page 11 makes codification of ordinances mandatory on the Council.
- "7. Section 2 of Article III on page 13 provides for runoff elections in the race for City Council.
- "8. Article IV beginning on page 16 provides that initiative and referendum elections can be had on a petition of ten per cent of the qualified voters, instead of a percentage of the voters voting at the last general election. The election for a recall requires a petition of twenty per cent of the qualified voters.
- "9. Section 6 of Article V on page 24 provides that the City Attorney will be appointed by the City Manager.

- "10. Section 3 of Article VII on page 28 provides for a change in the fiscal year of the city.
- "11. Section 11 of Article VII on page 32 permits the city to issue revenue bonds to run for such terms as the state law permits, instead of carrying the ten-year limit.
- "12. Section 2 of Article VIII on pages 34 raises the maximum rate of tax that may be levied for general fund purposes from \$1.00 to \$1.10 on each \$100 of assessed valuation of taxable property.
- "13. Section 5 of Article VIII on pages 37 and 38 deprives the Council of the power to waive penalty on delinquent taxes.
- "14. Article IX beginning on page 42 sets up a personnel department and provides for a classified personnel service. This does not signify a civil service.
- "15. Section 4 of Article IX provides for a retirement system.
- "16. Article IX beginning on page 45 sets up a Planning Commission and a system of planning it is hoped will be effective. It is believed that Section 5 appearing on page 47 will secure this result by preventing any municipal work being done that is in conflict with the master plan, unless it is first submitted to and approved by the Planning Commission, or unless the Planning Commission is overruled, after its having been submitted to it.

"An attempt was made to make the Charter as brief as possible, to write it in layman's language, and insofar as possible, to restrict it to broad plans and principles giving the Council adequate leeway to vary the implementation of such principles by ordinance in such manner as changing economic and social conditions might indicate.

"It is the consensus of the Committee that Austin's urgent need for a modernized Charter, together with the desirability of having the Charter considered on its merits, rather than involving it with controversies over personalities, makes it desirable that the Council submit the amended Charter to the electorate for approval at the earliest possible date, rather than have it submitted at the general election.

"Respectfully submitted,
(Sgd) E. W. Jackson, Chairman

Lynn Anderson	William Koen
E.C. Bartholomew	W.F. McNamara
A.C. Bull	Mrs. Chs. Mitchell
Frank Erwin	R. P. Roberson
Perry Jones	O. D. Weeks

MINORITY REPORT

"We, the undersigned, although we support the work of the Charter Committee, wish to go on record as opposing the place method of electing City Council members.

Charles Birdwell
W. Astor Kirk
Ed Idar
Mrs. Oscar Maurer "

Councilman Long moved that the City Attorney be instructed to draw a resolution thanking the Charter Committee for its work during these past months, and that it be spread on the Minutes and that copies be sent to each member of the Charter Committee. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

Noes: None

The matter of changing the name of the AMERICAN TAXI COMPANY to the CHECKER CAB COMPANY, and changing the design and colors of the cabs came before the Council. The City Manager stated everyone was in accord with everything except the color scheme, and it was his recommendation that something else be worked out. MR. HERMAN JONES appeared in behalf of the AMERICAN TAXI COMPANY. MR. FRANK KERBOW appeared in behalf of the OWL TAXI COMPANY, protesting the proposed color scheme. At the suggestion of the Mayor, Mr. Jones, Mr. Kerbow, Mr. K. M. Fisher, Ralph Moore, and Mr. McClain got together and arrived at an agreement. Councilman Johnson then offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by Resolution duly passed April 17, 1952, the City Council of the City of Austin approved a mortgage of all assets, including taxicab franchises of Frank Morgan, an individual doing business as AMERICAN TAXI COMPANY, to K. M. Fisher, of San Antonio, Texas, and approved the transfer of such franchise to the said K. M. Fisher in the event of foreclosure of said mortgage; and

WHEREAS, on November 17, 1952, the said K. M. Fisher foreclosed said mortgage on such assets including said taxicab franchise; and

WHEREAS, the said K. M. Fisher, presently operating the taxicab business of the American Taxi Company in the City of Austin, now desires to change the name of said taxicab business to CHECKER CAB COMPANY and to change the design and combination of colors on the 61 taxicabs authorized under said franchise to a color scheme as follows:

All black except doors, which shall be white with the name of the Company in black, and except for a 2 1/2 inch black and white checkered stripe on each side, beginning at the hood ornament, running diagonally across the hood and passing immediately below the windows and across the trunk to the rear of the cab.

and

WHEREAS, the CHECKER CAB COMPANY is a taxicab name known throughout the Nation, and it is believed that the public convenience will best be served by permitting the change of the name of such taxicab business; Now, Therefore,

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

That K. M. Fisher, an individual doing business as AMERICAN TAXICOMPANY, the present owner and holder of a taxicab franchise from the City of Austin under the terms of the Taxicab Ordinance of the City of Austin, be and he is hereby authorized to change the name of the business operated under such

franchise to CHECKER CAB COMPANY; that the design and combination of colors on the taxicabs to be operated under such franchise, be changed to the combination of colors heretofore described; and

That the said K. M. Fisher be and he is hereby granted a period of six months to change the color scheme on said taxicabs, provided however, that under no condition is a taxicab to be operated on the streets of the City of Austin with a mixed color scheme of the AMERICAN TAXI COMPANY design and the CHECKER CAB COMPANY design.

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, the City of Austin has purchased the water distribution system of Travis County Water Control and Improvement District No. 3, for the amount of its outstanding bonds and accrued interest, and

WHEREAS, the outstanding bonds and interest coupons of said District consisted of 103 Revenue Bonds, Series 1950, of the denomination of \$1,000.00 each, with interest coupons No. 5 due July 15, 1953, and all interest coupons due subsequent thereto attached, as shown in the schedule attached to this Resolution, and

WHEREAS, such District has caused all said outstanding bonds and interest coupons to be assembled and delivered to the City of Austin for payment and cancellation, and the same have been paid by the City of Austin, and

WHEREAS, the cancellation and delivery of said bonds to the City of Austin has been duly verified by examination and audit of certified Public Accountants, 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 destroy or cause to be destroyed, by cremation in the City Incinerator, before witnesses, all such bonds and interest coupons.

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

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

(Schedule attached on following page)

DATE OF ISSUE	INTEREST RATE - %	COUPON NUMBER	BOND NUMBERS BOTH INCL.	NUMBERS COUPONS ATTACHED	COUPON VALUE	AMOUNT OF INTEREST	BOND NO'S BOTH INCL.	PRINCIPAL AMOUNT OF PRINCIPAL	TOTAL PRINCIPAL & INTEREST
7-15-50	3 1/2	5-6	3-4	4	\$17.50	\$ 70.00	3-4	\$2,000.00	\$2,070.00
7-15-50	3 1/2	5-8	5-6	8	17.50	140.00	5-6	2,000.00	2,140.00
7-15-50	3 1/2	5-10	7-8	12	17.50	210.00	7-8	2,000.00	2,210.00
7-15-50	3 1/2	5-12	9-10	16	17.50	280.00	9-10	2,000.00	2,280.00
7-15-50	3 1/2	5-14	11-13	30	17.50	525.00	11-13	3,000.00	3,525.00
7-15-50	3 1/2	5-16	14-16	36	17.50	630.00	14-16	3,000.00	3,630.00
7-15-50	3 1/2	5-18	17-19	42	17.50	735.00	17-19	3,000.00	3,735.00
7-15-50	3 1/2	5-20	20-22	48	17.50	840.00	20-22	3,000.00	3,840.00
7-15-50	3 1/2	5-20	23-25	48	17.50	840.00			
7-15-50	3 3/4	21-22	23-25	6	18.75	112.50	23-25	3,000.00	3,952.50
7-15-50	3 1/2	5-20	26-28	48	17.50	840.00	26-28	3,000.00	4,065.00
7-15-50	3 3/4	21-24	26-28	12	18.75	225.00			
7-15-50	3 1/2	5-20	29-31	48	17.50	840.00	29-31	3,000.00	4,177.50
7-15-50	3 3/4	21-29	29-31	18	18.75	337.50			
7-15-50	3 1/2	5-20	32-35	64	17.50	1,120.00	32-35	4,000.00	5,720.00
7-15-50	3 3/4	21-28	32-35	32	18.75	600.00			
7-15-50	3 1/2	5-20	36-39	64	17.50	1,120.00	36-39	4,000.00	5,870.00
7-15-50	3 3/4	21-30	36-39	40	18.75	750.00			
7-15-50	3 1/2	5-20	40-43	64	17.50	1,120.00	40-43	4,000.00	6,020.00
7-15-50	3 3/4	21-32	40-43	48	18.75	900.00			
7-15-50	3 1/2	5-20	44-47	64	17.50	1,120.00	44-47	4,000.00	6,170.00
7-15-50	3 3/4	21-34	44-47	56	18.75	1,050.00			
7-15-50	3 1/2	5-20	48-51	64	17.50	1,120.00	48-51	4,000.00	6,320.00
7-15-50	3 3/4	21-36	48-51	64	18.75	1,200.00			
7-15-50	3 1/2	5-20	52-55	64	17.50	1,120.00	52-55	4,000.00	6,470.00
7-15-50	3 3/4	21-38	52-55	72	18.75	1,350.00			
7-15-50	3 1/2	5-20	56-59	64	17.50	1,120.00	56-59	4,000.00	6,620.00
7-15-50	3 3/4	21-40	56-59	80	18.75	1,500.00			
7-15-50	3 1/2	5-20	60-63	64	17.50	1,120.00	60-63	4,000.00	6,770.00
7-15-50	3 3/4	21-42	60-63	88	18.75	1,650.00			
7-15-50	3 1/2	5-20	64-67	64	17.50	1,120.00	64-67	4,000.00	6,920.00
7-15-50	3 3/4	21-44	64-67	96	18.75	1,800.00			
7-15-50	3 1/2	5-20	68-71	64	17.50	1,120.00	68-71	4,000.00	7,070.00
7-15-50	3 3/4	21-46	68-71	104	18.75	1,950.00			
7-15-50	3 1/2	5-20	72-75	64	17.50	1,120.00	72-75	4,000.00	7,220.00
7-15-50	3 3/4	21-48	72-75	112	18.75	2,100.00			

DATE OF ISSUE	INTEREST RATE-%	COUPON NUMBER	BOND NUMBERS BOTH INCL.	NUMBER COUPONS ATTACHED	COUPON VALUE	AMOUNT OF INTEREST	BOND NO'S BOTH INCL	PRINCIPAL		TOTAL PRINCIPAL & INTEREST
								AMOUNT OF	PRINCIPAL	
7-15-50	3 1/2	5-20	76-80	80	17.50	1,400.00	76-80			
7-15-50	3 3/4	21-50	76-80	150	18.75	2,812.50		5,000.00		9,212.50
7-15-50	3 1/2	5-20	81-85	80	17.50	1,400.00				
7-15-50	3 3/4	21-52	81-86	160	18.75	3,000.00	81-86	5,000.00		9,400.00
7-15-50	3 1/2	5-20	86-90	80	17.50	1,400.00				
7-15-50	3 3/4	21-54	86-90	170	18.75	3,187.50	86-90	5,000.00		9,587.50
7-15-50	3 1/2	5-20	91-95	80	17.50	1,400.00				
7-15-50	3 3/4	21-56	91-95	180	18.75	3,375.00	91-95	5,000.00		9,775.00
7-15-50	3 1/2	5-20	96-100	80	17.50	1,400.00				
7-15-50	3 3/4	21-58	96-100	190	18.75	3,562.50	96-100	5,000.00		9,962.50
7-15-50	3 1/2	5-20	101-105	80	17.50	1,400.00				
7-15-50	3 3/4	21-60	101-105	200	18.75	3,750.00	101-105	5,000.00		10,150.00
						<u>\$61,882.50</u>		<u>\$103,000.00</u>		<u>\$164,882.50</u>

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Texas Press Association, has made application for permission to use and maintain a building as the temporary headquarters of this Association only, on Lot 12, Block 28, of the Original City of Austin, Travis County, Texas, the same being on the south side of West 18th Street and is locally known as 501 West 18th Street, and is located in a "B" Residential District which, under Section #5, Item #4, as revised May 17, 1951 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 and maintenance of this building as the temporary headquarters at the location described above be granted to the Texas Press Association.

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)

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 GLISSMAN ROAD, from a point 395 feet east of Springdale Road easterly 239 feet, the centerline of which gas main shall be 12.5 feet south of and parallel to the north property line of said GLISSMAN ROAD.

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

(2) A gas main in MIDWAY STREET, from East 11th Street southerly 66 feet, the centerline of which gas main shall be 9 feet east of and parallel to the west property line of said MIDWAY STREET.

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

(3) A gas main in LINDEN STREET, from a point 184 feet south of Stokes Drive southerly 303 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said LINDEN STREET.

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

(4) A gas main in BROOKVIEW ROAD, from a point 242 feet south of East 40th Street southerly 103 feet, the centerline of which gas main shall be 6 feet east of and parallel to the west property line of said BROOKVIEW ROAD.

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

(5) A gas main in CONCHO STREET, from East 9th Street southerly 82 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said CONCHO STREET.

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

(6) A gas main in GONZALES STREET, from a point 185 feet east of Mansell Avenue easterly 696 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said GONZALES STREET.

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

(7) A gas main in SHADY LANE, from Gonzales Street southerly 324 feet, the centerline of which gas main shall be 13.5 feet west of and parallel to the east property line of said SHADY LANE.

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

(8) A gas main in AIRPORT BOULEVARD, from a point 44 feet south of Bolm Road southerly 268 feet, the centerline of which gas main shall be 7.5 feet east of and parallel to the west property line of said AIRPORT BOULEVARD.

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

(9) A gas main in AIRPORT BOULEVARD, across Shady Lane Intersection beginning at a point 10 feet north of west property line of Shady Lane and 7.5 feet east of west property line of Airport Boulevard easterly to a point 54 feet south of the east property line of Shady Lane and 6.5 feet west of the east property line of AIRPORT BOULEVARD.

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

(10) A gas main in AIRPORT BOULEVARD, from a point 54 feet south of Shady Lane southerly 853 feet, the center-line of which gas main shall be 6.5 feet west of and parallel to the east property line of said AIRPORT BOULEVARD.

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 MacCorkle, carried by the following vote:

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

Noes: None

Mayor Drake brought up the following ordinance for its second reading:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "B" RESIDENCE TO "C" COMMERCIAL DISTRICT ON LOT 2, BLOCK 39, DIVISION E, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Johnson, Long, MacCorkle, White
Noes: None
Present but not voting: Mayor Drake

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

Ayes: Councilmen Johnson, Long, MacCorkle, White
Noes: None
Present but not voting: Mayor Drake

The Mayor announced that the ordinance had been finally passed.

Councilman MacCorkle 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 6, 7, 8, 9, 10, Brykerwoods Annex No. 2", approved by the City Plan Commission of the City of Austin on November 13, 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 Johnson, 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)

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

That the final plat of the subdivision known as "H. E. Glenn", approved by the City Plan Commission of the City of Austin on November 13, 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 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)

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

That the final plat of the subdivision known as "South Lund Park" approved by the City Plan Commission of the City of Austin on August 28, 1952, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Johnson, Long, MacCorkle, White
Noes: None
Present but not voting: Mayor Drake

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED:
"AN ORDINANCE PRESCRIBING REGULATORY MEASURES
PERTAINING TO ELECTRICAL WORK IN THE CITY OF
AUSTIN; CREATING AN ELECTRICAL BOARD AND PRO-
VIDING FOR APPOINTMENT OF ITS MEMBERS, AND
FIXING THE DUTIES AND POWERS OF SAID BOARD;
PROVIDING FOR APPEAL FROM THE DECISIONS OF SAID
BOARD; PROVIDING FOR THE ISSUANCE OF LICENSES
TO MASTER ELECTRICIANS, BUILDING OWNERS, SIGN
MANUFACTURERS, ELEVATOR CONTRACTORS, MOTION
PICTURE OPERATORS, REPAIR SERVICES, EQUIPMENT
MANUFACTURERS, SPECIALIZED SERVICES AND MAIN-
TENANCE ELECTRICIANS; PROVIDING FOR FEES, BONDS
AND THE KEEPING OF RECORDS, AND FOR THE REVOCATION
OF LICENSES AND CERTIFICATES; PROVIDING
FOR ELECTRICAL INSPECTORS AND PRESCRIBING THE
DUTIES AND POWERS OF SAID OFFICERS; PROVIDING
FOR THE ISSUANCE OF PERMITS FOR ELECTRICAL WORK
AND THE INSPECTION THEREOF AND FIXING THE FEES
FOR SUCH INSPECTION; PROMULGATING RULES AND
REGULATIONS TO GOVERN ALL ELECTRICAL WIRING,
CONSTRUCTION, INSTALLATION, ALTERATIONS, REPAIRS,
OPERATION AND MAINTENANCE OF ELECTRICAL WIRING
APPARATUS AND FIXTURES; REGULATING THE OPERATION
OF MOTION PICTURE PROJECTORS AND MAINTENANCE OF
MOTION PICTURE PROJECTION BOOTHS; PROVIDING
PENALTIES FOR THE VIOLATION OF THE PROVISIONS
OF THIS ORDINANCE; REPEALING CONFLICTING
ORDINANCES, AND DECLARING AN EMERGENCY," WHICH
ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE

CITY OF AUSTIN ON APRIL 12, 1951, AND IS RECORDED IN BOOK "Q", PAGES 227-256, BOTH INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING ARTICLE I, SECTION 1, PARAGRAPH (m) RELATING TO THE DEFINITION OF THE NATIONAL ELECTRICAL CODE, AND BY ADDING TO ARTICLE VII, SECTION 26 A NEW PARAGRAPH TO BE DESIGNATED AS PARAGRAPH (f) AND RELATING TO THE WIRING OF SINGLE PHASE AIR CONDITIONING UNITS; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Drake brought up the following ordinance for its second reading:

AN ORDINANCE PRESCRIBING TEMPORARY RATES AND FARES TO BE CHARGED BY AUSTIN TRANSIT, INC. UNDER CERTAIN CONDITIONS; PROVIDING FOR RECONSIDERATION OF RATES AND FARES OF AUSTIN TRANSIT INC. WITHIN SIX MONTHS; AND DECLARING AN EMERGENCY.

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

The Council brought up the application of MRS. A. L. PATTON for a rest home at 1205 Nueces Street in order that Councilman White might cast the deciding vote, the vote of the previous week being a tie. Councilman White voted against granting the permit, and thereby the permit was DENIED.

Pursuant to published notice thereof, public hearings were held on the following applications:

LLOYD W. TAYLOR	2501-2507 Manor Road	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission that Manor Road from Interregional Highway to Airport Blvd. be designated as a boulevard and then change this property as requested, and with 5th Height and Area.
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No opposition appeared. Councilman Johnson moved that the application be granted as recommended and that the City Attorney be instructed to draw the ordinance required to make the changes. The motion, seconded by Councilman MacCorkle carried by the following vote:

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

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H. O. BROOKS & HORACE POLLEY	2600 Blk. Manor Road	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission that Manor Road from Interregional Highway to Airport Blvd. be designated as a boulevard and then change this property as requested, and with 5th Height and Area.
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No opposition appeared. Councilman Johnson moved that the application be granted as recommended and that the City Attorney be instructed to draw the ordinance required to make the change as recommended by the Zoning Commission. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

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RICHARD G. AVENT

2401 Manor Road

From "A" Residence
To "C" Commercial

RECOMMENDED by the Zoning Commission that Manor Road from Interregional Highway to Airport Blvd. be designated as a boulevard and then change this property as requested, and with 5th Height and Area.

No opposition appeared. Councilman Johnson moved that the application be granted as recommended, and that the City Attorney be instructed to draw the ordinance required to make the change as recommended by the Zoning Commission. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

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HERBERT NASSOUR

804 South 1st St.
804 Rear So. 1stFrom "A" Residence
To "B" Residence

RECOMMENDED by the Zoning Commission on 10-21-52 and 10-28-52.

MR. FISHER AMES TYLER represented the applicant. Mr. J. E. WHITEAKER objected, with particular objection to the rear part of the area; also there is no road leading to the property--only an alley way. MRS. I. B. FELPS, 904 So. 1st Street expressed opposition to any change. Councilman Johnson asked if the applicant would give 20' of the property to widen the alley. The Council postponed action on this application until the following week in order that the members could personally inspect the property and that discussion could be held on widening the alley.

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A. L. PETERSON ESTATE

4001-05 Alice Ave., &
4000-04 Marathon Blvd. ToFrom "A" Residence
To "C" Commercial

NOT RECOMMENDED by the Zoning Commission on 10-28-52.

MR. JAY PATTERSON represented the applicant, stating nothing could be done with the property in a residential way, and that it could be used for a small commercial establishment and the owners could receive some benefit out of their property. The Council postponed action on this application until the following week in order that it might make a personal inspection of the area.

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The Council brought up the following applications for action, as they had been postponed the week before due to absence of one of the members of the Council:

ANNIE MAE & LUSH M. RANDOLPH	1212 Chicon Street	From "C" Commercial To "C-1" Commercial NOT RECOMMENDED by the Zoning Commission on 9-16- 52.
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The Mayor asked that those that favored upholding the recommendation of the Zoning Commission and denying the change to vote aye: those opposed, vote no. Roll call showed the following vote:

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

The Mayor announced that the requested change had been DENIED.

EUGENE VEGA	2101 Haskell St.	From "A" Residence To "C" Commercial NOT RECOMMENDED by the Zon- ing Commission on 7-2-52.
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The Mayor asked that those that favored upholding the recommendation of the Zoning Commission and denying the change to vote "aye"; those opposed, vote "no". Roll call showed the following vote:

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

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The request of MR. M. K. HAGE, that his application for change of zoning at 93-95-97 East Avenue from "A" Residence to "C" Commercial be set for public hearing or rereferred to the Zoning Commission, was referred to the City Manager to contact MR. HAGE.

The following applications for change of zoning were set for public hearing on December 18th:

JASPER GLOVER	Lot 1, Blk. 7, Eastfield Addition, locally known as 1165 E and 1167E, Webber- ville Road and 1152E to 1165 E, Eastfield Avenue	From "A" Residence To "C" Commercial RECOMMENDED
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H. P. ALLEN	The so. 120' of a 3.88 acre tract out of Blk.C, Live Oak Grove, less the front 400' now zoned "C-1" and less the w.120' now zoned "A"; locally known as the rear 2400 Block South Congress Avenue	From "A" Residence To "C-1" Commercial NOT RECOMMENDED by the Zoning Commission
NELSON PUETT, JR.	Lots 28, 29, & 30, N. A. Ladd Subd. locally known as 807, 809, & 811 Capital Courts.	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
MRS. ETHEL ROBINSON BROWN, By Frank Erwin, Jr.	Lots 1, 2 and the south 56' of the west 15' of lot 3, Blk. 77, Original City, locally known as 704-706 West 7th Street	From "B" Residence To "C" Commercial RECOMMENDED by the Zoning Commission.

The Council received notice that the following zoning application had been referred to the Zoning Commission:

LEROY FAWVER, By Frank J. Clement	5016-22 Bolm Rd. & 1100A-1102A Shady Lane	From "A" Residence To "C" Commercial
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The Council received the following from the City Manager, dated November 25, 1952:

SUBJECT: RECOMMENDATION ON CONTRACT FOR "RENT-A-CAR SERVICE" AT MUNICIPAL AIRPORT

In the past few months, the City has received several proposals to operate a franchise to furnish car rental service at our Municipal Airport. In the usual custom, we have gotten in touch with three known "rent-a-car" companies and asked if they were interested in submitting bids on such a proposition. The following bids have been received by this office:

Avis Rent-A-Car System: Pay to the city 5% of gross rental receipts, no guaranteed minimum. Require counter space and parking space for ten cars. Request 5 year contract with 3 year option clause.

Hillard's Rent-A-Car: Pay to the city 15% of gross revenues with a guarantee of \$100 per month minimum. Require counter space and parking space for 4-6 cars. Request five year contract.

City Rent-A-Car, Inc. (Hertz): Pay to the city a guaranteed monthly rental of \$150 or 10% of gross receipts, whichever is greater. Counter space required, but no parking space (will park cars at a distance from Administration Building). Request 2 year contract with 3 year option clause, subject to revision of rental payments by mutual agreement at the end of first 2 years.

All three concerns are reputable companies and have extensive experience in furnishing this type service. Hillard's Rent-A-Car is a local concern and has operated in Austin for the past six years.

The latter two proposals offer the city the best return. In view of the fact that the gross receipts of such a venture are unknown, it would appear that City Rent-A-Car, Inc. (Hertz) is the better gamble of the two proposals since it guarantees the City a higher minimum payment and we are given the opportunity at the end of the two years to revise such rental payments upward."

The Council considered the requests of MR. MEEKS, HILLARD'S RENT-A-CAR SERVICE; MR. ROY FARMER, and the AVIS COMPANY for rental of space at the airport to operate a rent-a-car service. MR. MEEKS explained his proposal; MR. TRUEMAN E. O'QUINN represented MR. FARMER and explained his proposal. The Council wanted to go into this matter more thoroughly and postponed action at this meeting.

The Council brought up for consideration the application of MRS. WILLIE HORTON for rest home at 805 Waller Street, which application had been pending before the Council. Councilman Long moved that the application be denied. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Johnson, Long, White, Mayor Drake

Noes: None

Present but not voting: Councilman MacCorkle

The City Attorney gave a brief resume of the situation of DR. PEAVY'S request that a street not be abandoned in a certain subdivision. The City Attorney stated there was a controversy between the property owners in that area as to whether or not the street had ever been opened. (This matter came before the Council on November 20, 1952)

There being no further business, the Council adjourned at 12:30 P.M., subject to the call of the Mayor.

APPROVED: W. S. Drake

Mayor

ATTEST:

Elise Hooley
City Clerk