

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

December 18, 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 White moved that the Minutes of the previous meeting be approved. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Council greeted and welcomed ELSE REVENTLOW from Germany.

Councilman MacCorkle moved that TRAVIS POST NO. 76 be granted permission to display the "WORLD OF TOMORROW" through December 27th at 7th and Congress. The motion, seconded by Councilman Long, carried by the following vote:

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, 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 EAST 11TH STREET, from a point 252 feet east of Lincoln Street easterly to a point 72 feet west of Prospect Avenue, the centerline of which gas main shall be 22 feet south of and parallel to the north property line of said EAST 11TH STREET.

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

(2) A gas main in NORTHEAST DRIVE, from Betty Cook Drive easterly 675 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said NORTHEAST DRIVE.

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

(3) A gas main in ARNOLD DRIVE, from a point 15 feet north of Northeast Drive southerly 998 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said ARNOLD DRIVE.

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

(4) A gas main in BETTY COOK DRIVE, from a point 265 feet south of Emory Lane southerly 221 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said BETTY COOK DRIVE.

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

(5) A gas main in JACK COOK DRIVE, from Betty Cook Drive easterly 451 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said JACK COOK DRIVE.

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

(6) A gas main across Airport Boulevard at Middle Fiskville Road.

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

(7) A gas main in MIDDLE FISKVILLE ROAD, from Airport Boulevard southerly 280 feet, the centerline of which gasmain shall be 6.5 feet west of and parallel to the east property line of said MIDDLE FISKVILLE ROAD.

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

(8) A gas main in HEMLOCK AVENUE, from a point 35 feet south of Walnut Avenue southerly 100 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said HEMLOCK AVENUE.

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

(9) A gas main in HARDY DRIVE, from Rickcreek Road to St. Joseph Boulevard, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said HARDY DRIVE.

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

(10) A gas main in ST. JOSEPH BOULEVARD, from Hardy Drive westerly 196 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said ST. JOSEPH BOULEVARD.

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

(11) A gas main in POQUITO STREET, from East 12th Street northerly 111 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said POQUITO STREET.

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

(12) A gas main in CORONADO STREET, from Pedernales Street westerly 154 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said CORONADO STREET.

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

(13) A gas main in KERR STREET, from Bluebonnet Lane to Garner Avenue, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said KERR STREET.

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

(14) A gas main in BLUEBONNET LANE, from a point 410 feet south of Dexter Street north to Kerr Street, the centerline of which gas main shall be 6.5 feet east of and parallel to the west property line of said BLUEBONNET LANE.

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

(15) A gas main in DEXTER STREET, from Robert E. Lee Road to Garner Avenue, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said DEXTER STREET.

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

(16) A gas main in TREADWELL STREET, from Folts Avenue to Garner Avenue, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said TREADWELL STREET.

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

(17) A gas main in FOLTS AVENUE, from Dexter Street to Treadwell Street, the centerline of which gas main shall be 6.5 feet east of and parallel to the west property line of said FOLTS AVENUE.

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

(18) A gas main in LUND STREET, from Dexter Street to Robert E. Lee Road, the centerline of which gas main shall be 6.5 feet north of and parallel to the south property line of said LUND STREET.

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

(19) A gas main in ROBERT E. LEE ROAD, from a point 323 feet west of Dexter Street easterly 1306 feet, the centerline of which gas main shall be 12.5 feet north of and parallel to the south property line of said ROBERT E. LEE ROAD.

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

(20) A gas main in WEST 46TH STREET, from a point 55 feet east of Shoal Creek Boulevard westerly 62 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said WEST 46TH STREET.

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

(21) A gas main in SHOAL CREEK BOULEVARD, from West 46th Street southerly 99 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said SHOAL CREEK 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 Johnson, carried by the following vote:
Ayes: Councilmen Johnson, Long, MacCorkle, White, Mayor Drake
Noes: None

Mayor Drake introduced the following ordinance:

AN ORDINANCE ORDERING AN ELECTION IN THE CITY OF AUSTIN, TEXAS, TO BE HELD ON JANUARY 31, 1953, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF AUSTIN, FOR ADOPTION OR REJECTION, CERTAIN AMENDMENTS TO THE EXISTING CHARTER OF SAID CITY.

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

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

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE FIXING AND ESTABLISHING THE WARD BOUNDARIES OF THE CITY OF AUSTIN FOR

VOTING PURPOSES ONLY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," PASSED BY THE CITY COUNCIL MARCH 26, 1948, BY CHANGING THE WARD BOUNDARIES OF EAST FIRST WARD, WEST SECOND WARD, FOURTH WARD - H, FIFTH WARD-B, SIXTH WARD-A, AND CREATING A NEW WARD TO BE DESIGNATED AS EIGHTH WARD-A, OF THE CITY OF AUSTIN; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance 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

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

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

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 23(d) AND SECTION 23(b) OF ARTICLE IV RELATING TO LOADING ZONE LOCATIONS AND PASSENGER ZONE LOCATIONS RESPECTIVELY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; DECLARING AN EMERGENCY AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

The Mayor announced the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE
ENTITLED: "AN ORDINANCE REGULATING TRAFFIC
UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN;
PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME;
REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN
CONFLICT HERewith; AND DECLARING AN EMERGENCY",
WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL
OF THE CITY OF AUSTIN, MAY 6, 1937, AND IS RE-
CORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF
THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY
AMENDING SECTION 12(b) OF ARTICLE III RELATING
TO STOP SIGN LOCATIONS; REPEALING ALL ORDINANCES
OR PARTS OF ORDINANCES IN CONFLICT HERewith;
DECLARING AN EMERGENCY AND SUSPENDING THE RULE
REQUIRING THE READING OF ORDINANCES ON THREE
SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND DECLARING AN EMERGENCY", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 23(b) OF ARTICLE IV RELATING TO LOAD ZONE LOCATIONS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; DECLARING AN EMERGENCY AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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 Johnson, carried by the following vote:

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

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

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

The Mayor announced the ordinance had been finally passed.

Councilman Long asked if charges could not be made for these loading zones, based on the amount the parking meters would bring in. She noted that other cities were doing that. The City Manager stated he would make a study of this and report back.

Mayor Drake introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT ON LOTS 2, 3, 4 and 5, BLOCK 8, OUTLOT 5, DIVISION 2, SILLIMAN ADDITION, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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 Johnson, 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 Johnson, 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 Johnson, carried by the following vote:

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

The Mayor announced the ordinance had been finally passed;

The Mayor introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "C-1" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT ON THE SOUTHWEST OF TRACT A, LOCALLY KNOWN AS 1210 BARTON SPRINGS ROAD, BEING THE SAME PROPERTY CONVEYED TO A. G. FERRIS BY THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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 Miss Barbara Helen Schenck is incorrect for the following reasons:

"A reclassification of the improvements, due to certain constructional features not previously noted, indicates that the original assessed value was excessive and should be adjusted.

"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	Lot 14, Ridgelea, Plat 186, Item 5, 4100 Idlewild Road.	3,550	3,120

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

Councilman MacCorkle 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 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	Lot 14, Ridgelea, Plat 186, Item 5, 4100 Idlewild Road.	3,550	3,120

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

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

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be and he is hereby authorized and directed to enter into a certain contract on behalf of the City of Austin with Clarence Flournoy in accordance with the terms of and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No. 666-C)

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

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

Noes: None

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Northway Crest Development Co., Inc., in accordance with the terms of and provisions of a certain contract copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No.)

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

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

Noes: None

The Mayor read the following letter from H. R. HALLOCK, Colonel, CE,

District Engineer, Corps of Engineers, U. S. Army, dated 16 December 1952:

"Honorable W. S. Drake, Jr.
Mayor, City of Austin
Austin, Texas

Re: Bergstrom Air Force Base, Texas

"Dear Mayor Drake:

"It has been determined by the Department of the Air Force that, because it is considered a permanent installation, it is desirable that the indefeasible fee simple title to the lands upon which Bergstrom Air Force Base is located be vested in the United States.

"Will you kindly advise if the City of Austin is agreeable to donating and quitclaiming to the United States such right, title, interest and estate as it may now possess as a result of its having furnished funds used in acquiring subject lands.

Sincerely yours,
(S) H. R. HALLOCK
Colonel, CE
District Engineer"

Councilman White moved that this matter be referred to the City Attorney for a legal opinion to the present title the City now owns, before taking any action. The motion, seconded by Councilman Johnson, carried by the following vote:

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

Councilman MacCorkle inquired about some items in the Budget. It was decided to have a meeting at 2:30 Monday, December 22nd, with the City Manager and major Department heads to discuss the budget.

The mayor reappointed the following as Commissioners of the Austin Housing Authority for a two-year period beginning December 23, 1952:

MR. HUBERT B. JONES
MISS LOUISE HAYNIE

Councilman MacCorkle inquired about the inspection fees charged dairies located from fifty to a hundred miles from Austin. The Health Officer stated there were no fees charged for inspections, but only a license fee. In some cases, other City Health Officers' inspections and recommendations were used. The City Manager stated a study was underway on this and some other fee charges out of the Health Department.

Councilman White asked if some sort of shelter could be provided for the patrolman who stands at the corner of Congress and 1st Street to regulate the traffic light there. He stated the patrolman had to stand out in all sorts of weather. The City Manager explained that the patrolmen had not wanted that, as it would obstruct their view.

DR. E. H. GIVENS appeared before the Council. He introduced the new President of Huston Tillotson College. Dr. Givens asked for permission to use Rosewood Park for the WESTERN STATE SHOWS from March 20-28 for the boy scouts. Councilman Long moved that March 20-28 be set out for the WESTERN STATE SHOWS for the boy scouts as requested. The motion, seconded by Councilman Johnson, carried by the following vote:

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

DR. GIVENS thanked the Council for hiring three negro firemen, and he reported there were several to take the examination to fill the other places. He asked that an additional park be provided out of the \$200,000 Park Fund this year and that Olive Street Park be equipped. He asked that more information be made available on the revenue bond issue that will be presented. He asked that something be provided for the areas in South Austin and West Austin for playgrounds. DR. GIVENS asked for a street light at 17th and Chestnut, and traffic lights at 12th and San Bernard; Rosewood and Chicon; 11th and Rosewood.

MRS. VAN DYKE, introduced by Dr. Givens, appeared in behalf of the branch library at Hackberry and Angelina. She stated Miss King, the director, was taken away so much to visit 12 stations including the schools in that area, and several mornings the library was closed. She stated they needed someone there to help issue the books, and she was appealing to the Council for an assistant

to increase the service. The Council replied that it was having a meeting to study the budget, and at this time it was not able to say what had been included for these different projects.

The Council had before it the following tabulation of bids:

"TABULATION OF BIDS

Twelve Months - January 1, 1953 to December 31, 1953

3200 tons Quick Lime - Filter Plant

Opened 2:00 P.M. 12-9-52

Tabulated by O. G. Brush

Quantity	Austin White Lime Co.	Total	Round Rock White Lime Co.	Total
3200 tons quick lime, approx.	\$13.41 ton	\$42,912	\$13.41 ton	\$42,912
Cash discount if paid by 10th prox	.25 ton		\$.25	

Recommend that the award be made for the first six months to Round Rock White Lime Company, and the second six months to the Austin White Lime Company.

O. G. Brush
Purchasing Agent

A. H. Ullrich, Supt.
Water Filtration &
Sewage Treatment

APPROVED & RECOMMENDED:

(S) W. E. Seaholm
City Manager"

Councilman Long inquired about the bids being the same, \$13.41 a ton. The City Manager stated this was the ceiling price, and these were the only two companies that bid. Councilman Johnson moved that the contract be awarded in accordance with the recommendation of the City Manager. The motion, seconded by Councilman White, carried by the following vote:

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

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

KATHERINE PARR HAMILTON 2327-2347 So. Congress From "A" Residence
(By Odas Jung) To "C" Commercial

The Council set the following applications for change of zoning for public hearing for January 8, 1953 at 11:00 A.M.:

BEN H. POWELL	Lot 73, College Court Addition, locally known as 2505 San Jacinto Blvd.	From "B" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
MRS. HELEN C. PEARSON (By Forrest Pearson)	Lot 72, College Court Add'n. locally known as 2507 San Jacinto Boulevard.	From "B" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
MR. MOTON H. CROCKETT, JR.	A portion of a 21.5 acre tract conveyed to Moton H. Crockett, Jr., locally known as 6104-6200 Cameron Road	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
MRS. MARY MADELEY	W. 27.5' of north 78', Lot 7, and the east 14' of the north 78' of Lot 7, Blk. 153, Original City, locally known as 711 West 14th St.	From "A" Residence To "B" Residence RECOMMENDED by the Zoning Commission
J. M. RHOADES	813-839 Airport Blvd. Two acres, Lot 6, Thomas F. Taylor, Subdivision (approximately 2 acres)	From "A" Residence To "D" Industrial RECOMMENDED by the Zoning Commission
TRAVIS INDUSTRIAL CORP., By J. W. Fainter	A 6.66 acre tract of land beginning 500' north of the intersection of Lamar Blvd and Powell Lane... locally known as 8305-8325 Lamar Blvd.	From "A" Residence To "D" Industrial RECOMMENDED by the Zoning Commission
B. E. MILBURN	.97 Acre tract (portion) on the north side of E. 7th and a .51 acre tract on the south line of East 7th, locally known as 4600-4716 and 4601-4715 East 7th.	From "A" Residence To "D" Industrial RECOMMENDED by the Zoning Commission
LEROY FAWVER, By Frank J. Clement	A rectangular tract of land fronting 110' on the west side of Shady Lane and 85' on the north side of Bolm Road, locally known as 5016-5022 Bolm Road and 1100A-1102A Shady Lane.	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
C. BEN HIBBETTS	E. por. of a .45 acre tract of Lot 27, Walling Place, . . . locally known as 5005 Burnet Rd.	From "A" Residence To "C" Commercial (RECOMMENDED by the Zon. Com.)

MRS. FLORENCE HALL Beginning at a point on the From "A" Residence
w. line of Hargrave St. at To "C" Commercial
its intersection with the pro- NOT RECOMMENDED by
longation of the centerline of the Zoning Commission
Neal Street....Locally known
as 3100 Block Hargrave Street.

MRS. MATTIE TAYLOR W. 150' of Blk. 9, Fortview From "A" Residence
Addition, locally known as To "B" Residence
3911 South 1st Street. NOT RECOMMENDED by
the Zoning Commission

The Council received a petition (submitted through MRS. ANNIE L. KUSE)
signed by 27 residents requesting reduction in phone rates.

Pursuant to published notice thereof, the Council publicly heard the fol-
lowing requests for change of zoning:

MRS. ETHEL ROBINSON 704-706 West 7th Street From "B" Residence
BROWN To "C" Commercial
RECOMMENDED by the
Zoning Commission

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

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

The Mayor announced that the change had been granted.

- - - - -

NELSON PUETT, JR. 809-11 Capitol Courts From "A" Residence
To "C" Commercial
RECOMMENDED by the
Zoning Commission

MR. MARTINEZ, 910 Capitol Courts, appeared stating he was in accord with
the change as long as it stayed as he planned; but if Mr. Puett wants to put in
something else, he did not know whether he favored the change or not. MR.
HENRY HABEEB, 902 Capitol Courts, appeared in opposition. MR. PUETT appeared
in his own behalf, and MR. THOMPSON who owned the property and house next to
these lots, appeared in favor of the change, as it was impossible to get a
loan for residential development. The Mayor asked that those who favored

upholding the recommendation of the Zoning Commission, granting the change, and instructing the City Attorney to draw the necessary ordinance to vote "aye"; those opposed to vote "no". Roll call showed the following:

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

The Mayor announced that the change had been granted.

- - - - -

JASPER GLOVER	1165E & 1167E Webberville Rd. 1152-1156 Eastfield Avenue	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission
---------------	---	--

JASPER GLOVER appeared in his own behalf. No opposition appeared. MR. A. J. SMITH, next door appeared, but had no objections. The Mayor asked that those who favored upholding the recommendation of the Zoning Commission, granting the change and instructing the City Attorney to draw up the necessary ordinance to vote "aye;" those opposed to vote "no". Roll call showed the following vote:

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

The Mayor announced that the change had been granted.

- - - - -

H. P. ALLEN	2400 Block South Congress Avenue (Rear)	From "A" Residence To "C-1" Commercial NOT RECOMMENDED by the Zoning Commission
-------------	--	--

MR. HERMAN JONES represented the applicant and explained the situation, and stated that there was no need for "C-1" zoning, but that the application had been amended to be "C" Commercial in order to permit a building to be used in conjunction with the business now in operation. Mr. Jones stated there was 220' x 120' of property condemned and confiscated against any use. Mr. Allen had received a building permit on June 12, 1952, to put a storehouse on the property to be used for a small laundry room and tool room. The permit was issued, and the building is now one-half complete. The permit was issued on the assumption the property was commercial; the building was started and is about four feet from the south property line. Under "A" Residence, the building is too close and the Building Inspector required him to stop construction. Mr. Jones stated the neighbors would not be affected in this change. Two occupants of the Courts spoke in favor of the change. Opposition was expressed by VERNON BROWN 2409 Euclid Avenue, ERNEST STARK, 2011 Euclid, and MR. HAROLD O. EITZE. MRS. MAE S. COX, 2500 South Congress, MR. FRED SEVINE, 2501 Euclid Avenue, also objected. After long discussion, the Mayor asked that those who favored upholding the recommendation of the Zoning Commission and thereby denying the change to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

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

The Mayor announced that the change had been DENIED.

The Council received a report from the City Manager regarding the sanitary problem at East 1st Street and Red River, which problem had come to the Council on October 23, 1952.

There being no further business, the Council adjourned at 12:00 noon, subject to the call of the Mayor.

APPROVED: _____

W. S. Drake
Mayor

ATTEST:

Elin Hoover
City Clerk