

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 4, 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 Long, carried by the following vote:

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

MR. ED CLARK, representing the Southwestern Bell Telephone Company, in its request for rate increase, asked the Council to take action on the Motion for Re-hearing as soon as it could, copies of the motion having been sent to the Council last Saturday. Councilman Long wanted to study the transcript more thoroughly and asked for additional time. Councilman MacCorkle told Mr. Clark he did not mean to be postponing the matter, but he would like to have a little more time to investigate getting an evaluation expert, and what it would cost to go into court. He felt the matter could be settled out of Court and the people would be benefited by not going into Court. MR. M. J. WILLIAMS, Assistant General Manager of the Telephone Company stating that the Council would not stand by and see one of its largest taxpayers placed under undue hardship, urged that the Council answer this motion at its earliest possible date. MRS. EVANGELINE WILLIAMS spoke against any rate increase and asked the Council to take the matter on into court. MR. M. W. OAKLEY asked the Council not to grant any increase. The Mayor stated he wanted a little more time to discuss the legal aspects of this, and Mr. Clark agreed. Mr. Clark stated the Company would be glad to go over any questions with the Council, about their testimony.

MR. BUD HARRIS, Fiskville Community, outlined a water problem that nine residents were having since the private line to which their water lines were connected, was to be removed. These people were outside the City limits at the time the Interregional Highway right-of-way was purchased by the County, and it was their understanding that the County would move the lines for them. The City Manager explained their problem, and stated he had recommended a refund contract for them, and to put in a good water system; but they had not seemed interested in that. After further discussion, Councilman Long moved that the City Manager be instructed to confer with the County Commissioners' Court and see if they could arrive at some understanding in the matter and report back to the Council. The motion, seconded by Councilman White, carried by the following vote:

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

MR. BILL WHITE, Austin Junior Chamber of Commerce, submitted the name of CAPTAIN JAY MATTHEWS for the position as Director of Civil Defense, and listed his fine qualifications along this line. Councilman Long pointed out the place was Honorary and there would be no expenditures from the City at this time. Mr. White felt that CAPTAIN MATTHEWS was aware of that and would be glad to serve.

The Council, on Mayor Drake's suggestion, referred the zoning application of ANDREW BAILEY for change of zoning at 1805 E. 14th from "A" Residence to "C" Commercial back to the Zoning Commission for a restudy. Councilman Long felt that the character of the neighborhood would not be changed by granting this zoning, and she was in favor of either granting the change or referring it to the Zoning Commission for restudy.

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

HERBERT NASSOUR, By Harrison-Wilson-Pearson	804 So. 1st & 804 Rear South 1st	From "A" Residence To "B" Residence
TRAVIS INDUSTRIAL CORP. By J.W.Fainter	8305 through 8325 Lamar Boulevard	From "A" Residence To "D" Industrial

Councilman MacCorkle was anxious to do something to promote the activities of the Zoning and Planning Commissions. The Mayor suggested that the Council wait until it got the recommendations from the two Boards.

Councilman Johnson moved that the following applications for change of zoning be set for public hearing at 11:00 A.M., September 25, 1952:

NORTHWAY CREST DEV. CO. INC., By G.W.Sandlin	Blks A & B, less the w. 150' Northway Crest, Sec. 1, lo- cally known as 7601-7835 Lamar Blvd.	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Commission on August 27, 1952.
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and

Blk. C, except the south 140' Northway Crest, Sec. 1, lo- cally known as 7421-7549 La- mar Blvd.	From "A" Residence and "C" Com- mercial & 1st Height & Area To "B" Residence and 2nd Hgt. & Area RECOMMENDED by the Zoning Commission on August 27, 1952.
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MARVIN C. TURNER and FRANK J. SMITH	Lots 5, 6, & 7, Block 102, Original City, locally known as 501-07 West 9th Street.	From "B" Residence To "C" Commercial RECOMMENDED By the Zoning Commission on August 27, 1952
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HENRY WIRE	Lot 6 (the "A" Residence portion), Staehely & Wend- landt Add'n., locally known as 2030 South Lamar Blvd. Rear.	From "A" Residence To "C" Commercial RECOMMENDED By the Zoning Commission on August 27, 1952.
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CITY OF AUSTIN	Rear 13' of property front- ing 95' on the north side of Barton Springs Rd. and 163' on the east side of Fredericksburg Road	From "A" Residence To "C-1" Commercial RECOMMENDED By the Zoning Commission on August 27, 1952.
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MRS. MIKE ORTIZ, By Andrew Alba	Lots 29 and 43, Outlot 22, Div. A, Paul O. Simms Add'n. locally known as 2501 E. 7th Street	From "D" Industrial To "C-1" Commercial RECOMMENDED by the Zoning Commission on July 30 and August 27, 1952.
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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 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 "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT ON A TRIANGULAR TRACT OF LAND BOUNDED ON THE EAST BY AIRPORT BOULEVARD, ON THE WEST BY KIRK AVENUE AND ON THE SOUTH BY BLOCK 2, E. C. GOODWIN SUBDIVISION, 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 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.

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 "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT ON PROPERTY LOCALLY KNOWN AS 710 ST. JOHNS STREET, 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 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

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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:

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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.

Mayor Drake introduced the following ordinance:

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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 Councilmen 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.

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 "I", 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 "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT ON 0.36 OF AN ACRE OF LAND IN THE GEORGE W. SPEAR LEAGUE, LOCALLY KNOWN AS THE 7800 BLOCK BURNET ROAD, 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 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.

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on the 26th day of August, 1952, bids were received on Switchgear Units for substations at Bergstrom Air Force Base, Cardinal Lane and South Fifth Street, and the substation for the new Water Filtration Plant Substation, such bids being as follows:

Cardinal Lane Substation

General Electric Company	\$ 34,014.00	45 weeks
Westinghouse Electric Corporation	34,960.00	March 1953
Allis-Chalmers Mfg. Company	35,060.00	14 months

Filter Plant Substation

General Electric Company	\$ 43,075.00	45 weeks
Westinghouse Electric Corporation	43,955.00	40 weeks
Allis-Chalmers Mfg. Company	44,220.00	14 months

Bergstrom Substation

General Electric Company	\$ 54,875.00	45 weeks
Westinghouse Electric Corporation	56,755.00	March 1953
Allis-Chalmers Mfg. Company	56,880.00	14 months

and,

WHEREAS, the bid of General Electric Company is the best and lowest responsible bid on each of such substations, and the acceptance of such bids has been recommended by the Superintendent of the Electrical Division of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS;

That the bids of General Electric Company on each of said substations be and they are hereby accepted, and the City Manager is hereby authorized and directed to execute a contract with General Electric Company for the purchase of Switchgear Units for the substations at Bergstrom Air Force Base, Cardinal Lane and South Fifth Street, and at the new Water Filtration Plant in accordance with the bids above set out.

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

Councilman Long noted no ceiling regulations or patent contracts were reflected in these bids, since the same companies that bid on these, bid on former similar equipment.

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on August 26, 1952, bids were received for the purchase of



Electrical Supply Transformers and related Switchgear for the Water Filtration Plant, such bids being as follows:

Item B-1,      Chemical Building Transformer, 500 KVA,  
3 phase, 60 cycle, 4160 volt, wye to  
480 volt delta

Allis-Chalmers Manufacturing Company	\$ 4,335.50	10 months
Westinghouse Electric Corporation	4,233.38	36 weeks
General Electric Company	4,870.02	46 weeks

Item B-2,      Low Lift Pump Switchgear and Transformer

Allis-Chalmers Manufacturing Company	\$ 15,230.00	10 months
Westinghouse Electric Corporation	14,735.00	46 weeks
General Electric Company	18,195.00	46 weeks

Item B-3,      High Service Pump Switchgear and Transformers

Allis-Chalmers Manufacturing Company	\$ 112,044.00	10 months
Westinghouse Electric Corporation	112,636.00	46 weeks
General Electric Company	113,505.00	46 weeks

and;

WHEREAS, the bid of Westinghouse Electric Corporation on Item B-1 and B-2 was the lowest and best responsible bid, and the bid of Allis-Chalmers Manufacturing Company on Item B-3 was the lowest and best responsible bid therefor, and the acceptance of such bids has been recommended by the Superintendent of the Electrical Division of the City of Austin and by the City Manager; Now, Therefore,

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

That bids of Westinghouse Electric Corporation on Items B-1 and B-2 be and the same are hereby accepted, and the City Manager is hereby authorized and directed to execute a contract with the Westinghouse Electric Corporation for the purchase of Items B-1 and B-2; and,

BE IT FURTHER RESOLVED:

That the bid of Allis-Chalmers Manufacturing Company on Item B-3 be and the same is hereby accepted and the City Manager is authorized and directed to execute a contract with Allis-Chalmers Manufacturing Company for the purchase of Item B-3.

The motion, seconded by Councilman MacCorkle, 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, G. H. Gaut is the Contractor for the remodeling of a building

located at 301-03 East 16th Street and desires a portion of the sidewalk space abutting Lot 12, Block 55, Division E, in the Original City of Austin, Travis County, Texas, during the remodeling of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to said C. H. Gaut, the boundary of which is described as follows:

Sidewalk Working Space

Beginning at the northeast corner of the above described property; thence in a northerly direction and at right angles to the centerline of East 16th Street to a point 3 feet south of the south curb line; thence in a westerly direction and parallel with the centerline of East 16th Street approximately 46 feet to a point; thence in a southerly direction and at right angles to the centerline of East 16th Street to the northwest corner of the above described property;

Thence in a westerly direction and at right angles to the centerline of San Jacinto Blvd. to a point 3 feet east of the east curb line; thence in a southerly direction and parallel with the centerline of San Jacinto Blvd. approximately 60 feet to a point; thence in an easterly direction and at right angles to the centerline of San Jacinto Blvd. to the west line of the above described property.

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

(1). That the Contractor shall construct a guard rail within the boundary lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

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

(3). That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(4). That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(5). That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than October 1, 1952.

(6). That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(7). That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(8). That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(9). That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

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

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

Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, H. P. Ross is the Contractor for the alteration of a building located at 215-17 East 6th Street and desires a portion of the sidewalk and street space abutting the east 1/2 of Lot 9 and the west 1/2 of Lot 8, Block 57, of the Original City of Austin, Travis County, Texas, during the alteration of the building, such space to be used in the work and for the storage of materials therefor; therefore

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

1. THAT space for the uses hereinabove enumerated be granted to said H. P. Ross, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the northeast corner of the above described property; thence in a northerly direction and at right angles to the centerline of East 6th Street to a point 4 feet south of the south curb line; thence in a westerly direction and parallel with the centerline of East 6th Street approximately 46 feet to a point; thence in a southerly direction and at right angles to the centerline of East 6th Street to the northwest corner of

the above described property.

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

(1). That the Contractor shall construct a guard rail within the boundary lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2). The Contractor will be permitted to use one parking meter space for the delivery or removal of materials during construction work.

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

(4). That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(5). That the Contractor shall place on the outside corners of any walkway, barricades, or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(6). That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than September 30, 1952.

(7). That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(8). That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(9). That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(10). That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman White, 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 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 GEORGE W. DAVIS SURVEY, IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN THE PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Johnson, 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 16.63 ACRES OF LAND, BEING A PORTION OF A 103.06 ACRE TRACT OUT OF THE GEORGE W. SPEAR LEAGUE AND THE GEORGE W. DAVIS SURVEY NO. 15, 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.

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 "Evergreen Cemetery, Section B", 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 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 "Resubdivision of Part of Lots 34, 35 and 36, Delcrest Addition", 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, 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 in the name of D. D. Heath is incorrect for the following reasons:

"The assessments involved were apparently based upon an appraisal prior to 1932 at which time the land was assessed at 1.6 acres of land when, as a matter of fact, at least two-thirds of this land as shown by the plat records of the City is actually under water. This land abuts the Colorado River and prior to the time the flood waters were controlled by the present dams it was several times completely covered by water during each flood. A small part of this land was washed away by the worst of the floods. The soil is sandy and uneven and some 10 to 15 feet below the level of the street abutting it. When the land was reappraised in 1947 it was valued at \$110.00, and the value from 1932 through 1946 was no greater than it was in 1947.

"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
	LOT	BLOCK	OUTLOT	DIV	PLAT			
1932	1.6 Acres (D)	3	72,73	E	14		320	110
	Unplatted							
1933	"	"	"	"	"		320	110
1934	"	"	"	"	"		320	110
1935	"	"	"	"	"		320	110
1936	"	"	"	"	"		320	110
1937	"	"	"	"	"		320	110

1938	"	"	"	"	"	320	110
1939	"	"	"	"	"	320	110
1940	"	"	"	"	"	320	110
1941	"	"	"	"	"	320	110
1942	"	"	"	"	"	320	110
1943	"	"	"	"	"	320	110
1944	"	"	"	"	"	320	110
1945	"	"	"	"	"	320	110
1946	"	"	"	"	"	320	110

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

Councilman MacCorkle then 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
	LOT	BLOCK	OUTLOT	DIV	PLAT		
1932	1.6 Acres (D) Unplatted	3	72,73	E	14	320	110
1933	"	"	"	"	"	320	110
1934	"	"	"	"	"	320	110
1935	"	"	"	"	"	320	110
1936	"	"	"	"	"	320	110
1937	"	"	"	"	"	320	110
1938	"	"	"	"	"	320	110
1939	"	"	"	"	"	320	110
1940	"	"	"	"	"	320	110
1941	"	"	"	"	"	320	110
1942	"	"	"	"	"	320	110
1943	"	"	"	"	"	320	110
1944	"	"	"	"	"	320	110
1945	"	"	"	"	"	320	110
1946	"	"	"	"	"	320	110

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

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

The Council studied the list of matters still pending before it. Certain items were removed. The City Manager offered his recommendation pertaining to amending the fire ordinance to permit people to burn their lots. He pointed out this would affect the insurance rates; and at this time he would not recommend such; and as the emergency was now past, this matter could be removed from the list until later.

The City Attorney was preparing an ordinance regarding sound trucks, and this pending item will soon be acted upon.

As to the plan of permitting those with parking tickets to come to the Police Department and pay a nickle within an hour, the City Manager explained that inquiries had been sent to other cities, and the study had not been completed as yet.

An ordinance placing parking meters in the vicinity of Brazos and 10th will be drawn when the meters are available. This matter was taken off the pending list, as the ordinance had been authorized by the Council, but would not be put into effect until the meters were ready to be set up.

The survey of merchants on Guadalupe in the University neighborhood regarding 30-60 minute parking meters showed this plan not to be needed at this time; however, another check will be made when the students come in.

Hearing on the building code should possibly be held soon after some recommendations are received pertaining to certain points. It was thought this would be in in about 30 days.

Appointments on the Library Commission, Navigation Board, and Civil Defense Advisory Committee were to be considered the following week.

About the hearing on the Austin Transit, Inc., for rate increase, it was stated that the Auditor and the Director of Finance are making an audit, and possibly it would be available in about two weeks.

The Assistant Director of Public Works explained a map and gave a report on the sidewalk question on Koenig Lane. Since it would be necessary to require quite a bit of right-of-way for sidewalks, and since those not in favor of including the sidewalks in with the paving program had such a large amount of footage out of the total amount to be considered, Councilman MacCorkle moved that the Director of Public Works be instructed to prepare a new roll omitting the sidewalks on Koenig Lane. The motion, seconded by Councilman White, carried by the following vote:



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

Councilman Long inquired about the reason the contract for widening West 6th was not being carried out. The City Manager stated the contractor was now on West 5th, and there was no delay, except that the Contractor had not finished West 5th Street yet.

Councilman Long submitted a suggestion she had read of in the Texas League of Municipalities, whereby some cities had a box on a certain number of parking meters and citizens could put their tickets in an envelope and 50¢ and deposit it in the box. The cities reported collecting twice as much money this way, and she wanted this suggestion passed on to Mr. Klapproth.

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

APPROVED: W. S. Drake

Mayor

ATTEST:

Elaine Hooley  
City Clerk