

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 23, 1954  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor McAden presiding.

## Roll Call:

Present: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Absent: None

Present also: W. E. Seaholm, City Manager; W. T. Williams, Jr., City Attorney; C. G. Levander, Director of Public Works.

Invocation was delivered by REV. M. H. BURTON, Shettles Memorial Methodist Church.

Pledge of Allegiance to the Flag.

Councilman White moved that the Minutes of September 16th be approved. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Noes: None

Councilman White offered the following resolution and moved its adoption:

## (RESOLUTION)

WHEREAS, Mrs. L. M. Etheredge has made application in writing for permission to use and maintain in her residence a day nursery complying with all City and State regulations, on Lot 6, Block O, Wilder Addition, in the City of Austin, Travis County, Texas, the same being on the west side of Woodrow Avenue and locally known as 5800 Woodrow Avenue which property is located in an "A" Residence District and under Section #4, Item 13a 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 a day nursery at the location described above be granted to Mrs. L. M. Etheredge.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

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

AN ORDINANCE ADOPTING AND APPROVING THE BUDGET FOR THE FISCAL PERIOD BEGINNING OCTOBER 1, 1954, AND TERMINATING SEPTEMBER 30, 1955, AND MAKING APPROPRIATIONS FOR EACH DEPARTMENT, PROJECT AND ACCOUNT; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Long, Pearson, White, Mayor McAden  
Noes: Councilman Thompson

Mayor McAden 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 "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT ON PROPERTY LOCALLY KNOWN AS 1504, 1500-1502, 1506 WEST 5TH STREET AND 501-503 POWELL STREET, 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 White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
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 Pearson, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

The Mayor announced the ordinance had been finally passed.

Councilman Thompson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain public utilities and drainage easement was reserved and dedicated to the public on a map or plat of Delwood 4, Section B, a subdivision of a portion of the James P. Wallace Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Delwood 4, Section B, of record in Book 6, at page 167, Plat Records of Travis County, Texas; and,

WHEREAS, such drainage easement is not now needed and hereafter will not be required by the City of Austin; 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 execute a release of such drainage easement in, upon, and across the following described property to wit:

A strip of land ten (10) feet in width, same being the south ten (10) feet of Block X of Delwood 4, Section B, a subdivision of a portion of the James P. Wallace Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Delwood 4, Section B, of record in Book 6 at page 167, Plat Records of Travis County, Texas.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain public utility easement was reserved and dedicated to the public on a map or plat of A. N. McQuown Subdivision, a subdivision of a portion of Outlots 32, 33 and 34, Division "C" of the Government Outlot

adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said subdivision of record in Book 4 at Page 298, Plat Records of Travis County, Texas; and

WHEREAS, such easement as hereinafter described is not now needed and hereafter will not be required by the City of Austin; 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 execute a release of such easement, as follows:

- No. 1. The south five (5) feet of Lot 18 of Block B of said A. N. McQuown Subdivision, less the east thirty (30) feet of said south five (5) feet of lot 18;
- No. 2. The north five (5) feet of Lot 17 of Block B of said A. N. McQuown Subdivision less the east thirty (30) feet of said north five (5) feet of Lot 17.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, certain sanitary sewer easements were reserved and dedicated to the public on a map or plat of Tarrytown River Oaks, Section 2, a subdivision of a portion of the Daniel J. Gilbert Survey, in the City of Austin, Travis County, Texas, according to a map or plat of said Tarrytown River Oaks Section 2, Plat Records of Travis County, Texas, Book 6, Page 135, and

WHEREAS, the owner of Lots 37 and 38 of said Tarrytown River Oaks, Section 2, has granted the City of Austin a sanitary sewer easement across said lots at a more desirable location; and

WHEREAS, the owner of said lots has requested the City of Austin to release the hereinafter described sanitary sewer easement; and

WHEREAS, the hereinafter described portion of such easement is not now needed and hereafter will not be required by the City of Austin; 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 execute a release of a portion of such sanitary sewer easement located on the following described property, to wit:

All of that portion of a strip of land twenty (20) feet in width which traverses Lots 37 and 38 of Tarrytown River

Oaks Section 2, a subdivision of a portion of the Daniel J. Gilbert Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Tarrytown River Oaks, Section 2 of record in Book 6, Page 135, Plat Records of Travis County, Texas, the centerline of said strip of land twenty (20) feet in width being described on said map or plat as "Centerline 20' Sanitary Sewer Easement".

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That W. E. Seaholm, City Manager, be and he is hereby authorized and directed to execute a contract on behalf of the City of Austin under the terms of which the City is to place Seventy-Nine Thousand Nine Hundred Fifty Dollars (\$79,950.00) on deposit with the Treasury Department of the State of Texas, which sum is to pay the City of Austin's share of the cost of improving East 19th Street and West 45th Street by work to be done by the Highway Department of the State of Texas.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
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 WALNUT AVENUE, from a point 180 feet north of East 17th Street northerly 21 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said WALNUT AVENUE.

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

(2) A gas main in BOWLING GREEN DRIVE, from a point 110 feet north of Shamrock Avenue northerly 41 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said BOWLING GREEN DRIVE.

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

(3) A gas main in BURNET ROAD, from a point 7 feet west of east property line of BURNET ROAD and 435 feet south of south line of U. S. Highway #183 westerly 106 feet across BURNET ROAD.

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

(4) A gas main in WEST 45TH STREET, from Marathon Boulevard westerly to Maybelle Avenue, the centerline of which gas main shall be 15 feet south of and parallel to the north property line of said WEST 45TH STREET.

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

(5) A gas main in FORD STREET, from Rabb Road easterly to Norris Drive, the centerline of which gas main shall be 6.5 feet north of and parallel to the south property line of said FORD STREET.

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

(6) A gas main in NORRIS DRIVE, from Ford Street northerly 572 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said NORRIS DRIVE.

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

(7) A gas main in KAREN AVENUE, from Arroya Seca westerly to Laird Drive, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said KAREN AVENUE.

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

(8) A gas main in LAIRD DRIVE, from a point 175 feet north of Karen Avenue southerly 408 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said LAIRD DRIVE.

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

(9) A gas main in ARROYA SECA, from Karen Street (west) northerly to Karen Street (east), the centerline of which gas main shall be 6.5 feet east of and parallel to the west property line of said ARROYA SECA.

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

(10) A gas main in GOODNIGHT LANE, from Karen Avenue southerly 183 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of GOODNIGHT LANE.

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

(11) A gas main in LINDA LANE, from Wheless Lane southerly 300 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said LINDA LANE.

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

(12) A gas main in WHELESS LANE, from Linda Lane easterly to Peggy Street, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said WHELESS LANE.

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

(13) A gas main in PEGGY STREET, from Wheless Lane northerly and westerly to Linda Lane, the centerline of which gas main shall be 6.5 feet southwest of and parallel to the northeast property line of said PEGGY STREET.

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

(14) A gas main in UTOPIA COURT, from Peggy Street southwesterly 287 feet, the centerline of which gas main shall be 6.5 feet northwest of and parallel to the southeast property line of said UTOPIA COURT.

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

(15) A gas main in GROVER AVENUE, from a point 251 feet north of Morrow Street northerly to Woodrow Avenue, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said GROVER AVENUE.

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

(16) A gas main in WOODROW AVENUE, from Dartmouth Avenue northerly 337 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said WOODROW AVENUE.

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

(17) A gas main in DARTMOUTH AVENUE, from Woodrow Avenue westerly to Rutgers Avenue, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said DARTMOUTH AVENUE.

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

(18) A gas main in RUTGERS AVENUE, from Dartmouth Avenue northerly 142 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said RUTGERS AVENUE.

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

(19) A gas main in ST. JOSEPH BOULEVARD, from Dartmouth Avenue southwesterly 243 feet, the centerline of which gas main shall be 6.5 feet southeast of and parallel to the northwest 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.

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 wherever 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 Pearson, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Delta Kappa Gamma has made application for permission to erect and maintain a building for the national headquarters building on Lots 1 and west 11 feet of 2, Block 150, of the original City of Austin, Travis County, Texas, the same being on the north side of West 12th Street, and is locally known as 416 West 12th Street, and is located in a "B" Residential District which, under Section #5, Item #4(C), 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 erection and maintenance of this building as the national headquarters building at the location described above be granted to the Delta Kappa Gamma.

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

Ayes: Councilmen Long, Pearson, White, Mayor McAden  
Noes: Councilman Thompson

MR. WILLIAM BRIGHT, in the interest of the sale of the Hancock Tract and earmarking that money for purchase of park properties in other areas throughout the City submitted the following offers of property for park or school purposes: (Original copies on file in the City Clerk's Office)

51.86 acres - along the north side of Williamson Creek and between the Missouri Pacific Railroad on the West and South 1st Street on the east. (\$37,000)

60 acres - fronting on Burleson Road (Wm. B. Travis School District) out of the center & s.w. corner of the Tinnin Tract, Santiago Del Valle Grant - \$700.00 per acre (\$36,000)

32.16 acres - 1200' frontage on old East 1st Street, bounded on the north by old E. 1st Street; on the south by the Colorado River; on the west by R. E. Janes lands and on the east by Ralph Robinson lands. (\$36,000)

100 acres - on the Webberville Road, the MKT Railroad and Big Walnut Creek. \$7,000.

85 acres - on Peyton Gin Road being half-way between the Dallas Highway and the Burnet Road, \$800.00 per acre.

55 acres - Williamson Creek directly south of the Fred Nagle suburban home and immediately east of the Calvin Hughes home, \$700.00 per acre.

383 acres - \$300,000, about  $7\frac{1}{2}$  times the area of the land in the Hancock Tract.

Councilman Pearson did not think at this particular time that the Council could act on this without a study by the Park Board. MR. SNEED spoke regarding his property. MR. BRIGHT called attention to a 20 day option on the property. The Mayor announced that the Council would take this under consideration for the limited time.

MR. AMOS HARREL spoke regarding 30,000 citizens having violated the parking meter ordinance, incurring \$30,000 fines for overparking, and suggested that the parking meters have a notice on them that the fine for overparking was \$1.00. He suggested two-hour parking on certain streets for a dime.

Mayor McAden 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 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 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 Long, Pearson, Thompson, White, Mayor McAden  
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 Long, Pearson, Thompson, White, Mayor McAden  
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 Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

The Mayor announced the ordinance had been finally

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the following "Public Cab Stand", authorized by that certain ordinance enacted June 8, 1950, recorded in Book "P", pages 321-345, of the Ordinance Records of the City of Austin, and as established by Resolution of the City Council on February 14, 1952, recorded in Minute Book 28, page 269, of the Minute Records of the City of Austin, be and the same is hereby eliminated and shall no longer be used as a "Public Cab Stand":

"Along the north curb in the 200 Block of East Eighth Street, from a point ten (10) feet east of the Brazos Street property line, extending easterly a distance of forty (40) feet, capacity two (2) taxicabs";

and,

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

That the following "Public Cab Stand", as authorized by that certain ordinance enacted June 8, 1950, and recorded in Book "P", pages 321-345, of the Ordinance Records of the City of Austin, be and the same is hereby established:

Along the east curb in the 900 Block of Brazos Street from a point ten (10) feet south of the south property line of East 10th Street, extending southerly a distance of forty (40) feet, capacity two (2) taxicabs.

The motion, seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Councilman White moved that the Council appoint MR. CHARLES W. SCHUBBERT to the Motion Picture Operator Board, to replace Mr. E. P. Ischy who is employed out of the City. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 10, 1954, for the furnishing of gasoline, oils and greases for the fiscal year beginning October 1, 1954, and terminating September 30, 1955; and,

WHEREAS, the bids of Sinclair Refining Company in the sum of \$78,963.77 for gasoline, in the sum of \$4,280.00 for fuel oil, in the sum of \$3,540.00 for kerosene and in the sum of \$6,095.12 for oils and greases, were the lowest and best bids therefor, and the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bids of Sinclair Refining Company in the sums of \$78,963.77 for gasoline, \$4,280.00 for fuel oil, \$3,540.00 for kerosene and \$6,095.12 for oils and greases, be and the same are hereby accepted, and W. E. Seaholm, City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Sinclair Refining Company in accordance with said bids.

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

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden

Noes: None

No action was taken on the ordinance covering the change of zoning of MARK BURNETT, et al from "A" to "C" 6th Height and Area at 3606-12 Bull Creek Road and 3602-04 Jefferson Street, pending arrangements for Mr. Burnett to give 10 feet of land to round off the corner of the street. The City Manager stated the City would not be willing to pave this; that the paving could be worked out with the construction of the filling station. The Director of Public Works was to work out the details of this with Mr. Burnett or the attorney Mr. John Butler.

The Council discussed the Personnel Policies. Regarding Paragraph b, Page 16, the City Manager submitted a list of retired employees stating 28 had accumulated sick leave for which they were not given any credit. (On file in City Clerk's Office under EMPLOYEES). The total amount necessary to pay that would be \$13,895.73. Councilman Long moved that the 28 people who have retired and are receiving pensions be paid for their accumulated sick leave. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Pearson, White, Mayor McAden

Noes: Councilman Thompson

As to Page 10, Sec. c, the Council decided to leave this as now submitted.

Councilman Thompson moved that the City follow the pattern set by the Retail Merchants in declaring holidays. The motion, seconded by Councilman Pearson. Councilman Long moved that the motion be tabled. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, White, Mayor McAden  
Noes: Councilmen Pearson, Thompson

Councilman Thompson had inquired of the cost per day to give these holidays, and the City Manager stated it amounted to \$21,000 approximately. Councilman Thompson's motion that Armistice Day and Washington's Birthday be stricken off the list of Holidays lost for lack of a second. Councilman Thompson moved that in 6.4 Holidays that the sentence "If the holiday falls on Sunday it will be observed on Monday" be stricken out. The motion, seconded by Councilman Pearson. Councilman Long moved to amend the motion that if the Holiday falls on Sunday that it be observed on Monday; if it falls on Saturday, it will not be observed on Monday. The motion, seconded by Councilman White, lost by the following vote:

Ayes: Councilmen Long, White, Mayor McAden  
Noes: Councilmen Pearson, Thompson, Mayor McAden

Councilman Pearson moved to amend Councilman Thompson's motion, that if the Holiday falls on Saturday or Sunday that it will not be observed on Monday. The motion, seconded by Councilman Thompson, carried by the following vote:

Ayes: Councilmen Pearson, Thompson, Mayor McAden  
Noes: Councilmen Long, White

Injury leave 6.8 Page 23, Discussion covered the approval of the City Manager of a physician to certify concerning the injured employee. Councilman Pearson moved to leave this section exactly as it is recommended here. The motion, seconded by Councilman Thompson, carried by the following vote:

Ayes: Councilmen Pearson, Thompson, Mayor McAden  
Noes: Councilmen Long, White

Councilman Long moved to amend 6.8b to read, "An employee who is physically able and fails to report within 24 hours...." The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Councilman Pearson moved to amend Paragraph 6.17 Resignation to read, "....an employee shall submit his resignation in writing....". The motion, seconded by Councilman Thompson, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Councilman Long moved that Section 7.2 Outside employment be eliminated. The motion, seconded by Councilman White, lost by the following vote:

Ayes: Councilmen Long, White  
Noes: Councilmen Pearson, Thompson, Mayor McAden

Councilman Thompson moved to strike out the last sentence in Section 7.2 Outside Employment. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Pearson, Thompson, Mayor McAden  
Noes: Councilmen Long, White

Councilman Thompson felt that the Council ought to leave the impression that it did discourage outside employment but would not prohibit it. Councilman Pearson stated he had been misunderstood before in this connection and it was his thinking that employees should not be barred from doing outside work, as it was their privilege as long as it did not affect their efficiency; and such time as outside employment would affect the efficiency with the city in the delivering the work he should, for the money he was paid, he should be dismissed or the situation corrected. The Mayor stated he agreed that a person had the right so long as it did not affect his job.

Page 28, Paragraph 7.4, Political Activity. Councilman Long moved that the Charter provision covering this be included in this paragraph. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Page 29, Paragraph 7.6. Councilman Long moved that "written notice" be given where an employee is demoted, just as he gives written notice when he resigns. The motion, seconded by Councilman White, lost by the following vote:

Ayes: Councilmen Long, White  
Noes: Councilmen Pearson, Thompson, Mayor McAden

Page 29, Councilman Long moved to amend the last sentence in 7.7 Dismissal to read, "An employee who is dismissed shall be given two weeks written notice before dismissal." The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Page 29, 7.7. Dismissal. Councilman Long moved that "who is dismissed shall be given written notice for the reasons of the action" be added to the last line. The motion, seconded by Councilman White, lost by the following vote:

Ayes: Councilmen Long, White  
Noes: Councilmen Pearson, Thompson, Mayor McAden

Page 30, b. Councilman Long moved to change the wording from "a reasonable time" to 30 days. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden  
Noes: None

Councilman Long submitted a separate paragraph as to rights of the employees. Councilman Thompson moved that the Council adopt the suggestion of the City Manager on Personnel Policies as amended by the Council. Councilman

Long moved to amend that motion that the statement she just submitted, as tying the Policy down to the Council after having accepted these policies and going to respect them as such and uphold them, be incorporated. The motion, seconded by Councilman White, lost by the following vote:

Ayes: Councilmen Long, White

Noes: Councilmen Pearson, Thompson, Mayor McAden

Councilman Thompson moved that the suggestion of the City Manager on Personnel Policy as amended by the Council be adopted. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden


Noes: None

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

APPROVED

  
Mayor

ATTEST:

  
City Clerk