

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 14, 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

Councilman White 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. G. KENT RIDER, 1606 Wilshire Boulevard, thanked the Council for the work done on the area in Wilshire Wood and Airport Boulevard in making that usable for the children to play in. He asked that the Council make a park out of it as soon as possible. The City Manager stated that the fill would not be completed right away, but possibly this year; however, there were immediate plans to make a baseball diamond.

The following ordinance was again laid before the Council for action:

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 AND SECOND HEIGHT AND AREA DISTRICT TO "C-2" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA

DISTRICT ON ALL THE PRESENT "C-1" COMMERCIAL PROPERTY ON EACH SIDE OF GUADALUPE STREET BETWEEN WEST 29TH AND WEST 31 $\frac{1}{2}$  STREETS, 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.

Councilman Long moved that the ordinance be amended to include only Original Lot 7, Block 10, Outlot 73, Division D, Fruth Addition. The Mayor relinquished the Chair to Mayor Pro-tem MacCorkle, and seconded the motion. The motion carried by the following vote:

Ayes: Councilmen Long, Mayor Drake, Mayor Pro-tem MacCorkle  
Noes: Councilmen Johnson, White

Councilman Long then moved that the matter be referred to the Zoning Board for study and recommendation on this one particular lot. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

The Mayor reported on some items on the Pending List which might be brought back before the Council at the next meeting. The action on the request of the group to widen the Congress Avenue Bridge, would have to be deferred until some detailed information could be obtained. Councilman White inquired about the steel for the Bridge between Lavaca and Guadalupe, across the river to South 1st. The City Manager stated he thought the allocation would be made soon; and when it was, everything was ready to start.

The City Manager reported that MRS. MARGARET MORROW, 1407 Red River had turned down the City's offer of \$20,000 for her property, and that it would be necessary to start condemnation proceedings, as authorized by the Council in case the offer were not accepted. (Property necessary for Hospital Expansion)

The Council considered the offer of MR. B. W. SPAETH, 607 W. 15th. The Mayor had recommended accepting his offer of \$15,480, with Mr. Spaeth to move the house; Councilman Long stated she thought it was a right price since both the City and Mr. Spaeth were in agreement; Councilman Johnson stated he thought the price was \$1,500.00 too high. Councilman MacCorkle wanted to look at the property and check back with the City Manager later on it.

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 J. I. Cherrico and wife, Jimmie Cherico, in accordance with the terms 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. 561-C )

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

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

Noes: None

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

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

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

1. Along the west curb in the 800 Block of Brazos Street, from a point ten (10) feet north of the East Eighth Street property line, extending northerly a distance of twenty (20) feet, capacity one (1) taxicab.
2. 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.
3. Along the south curb in the 100 Block of East Eighth Street from a point thirty-six (36) feet east of the Congress Avenue property line and extending easterly for a distance of forty (40) feet, capacity two (2) taxicabs.
4. Along the south curb in the 100 Block of West Seventh Street from a point ten (10) feet west of the Congress Avenue property line and extending westerly for a distance of twenty (20) feet, capacity one (1) taxicab.
5. Along the north curb in the 100 Block of East Seventh Street from a point ten (10) feet east of the Congress

Avenue property line and extending easterly for a distance of forty (40) feet, capacity two (2) taxicabs.

6. Along the north curb in the 100 Block of West Sixth Street from a point twenty-four (24) feet east of the east line of the alley between Congress Avenue and Colorado Street and extending easterly for a distance of twenty (20) feet, capacity one (1) taxicab.
7. Along the west curb in the 600 Block of Brazos Street from a point fifty (50) feet north of the East Sixth Street property line for a distance of twenty (20) feet, capacity one (1) taxicab.
8. Along the north curb in the 100 Block of East Tenth Street from a point ten (10) feet west of the Brazos Street property line and extending westerly for a distance of forty (40) feet, capacity two (2) taxicabs.
9. Along the south curb in the 400 Block of West 23rd Street from a point ten (10) feet west of the Guadalupe Street property line and extending westerly for a distance of forty (40) feet, capacity two (2) taxicabs.

BE IT FURTHER RESOLVED:

That this Resolution shall supersede that certain resolution adopted on June 29, 1950, recorded in Minute Book 26, at pages 657 and 658, of the Minute Records of the City of Austin, and the public cab stands established therein are hereby discontinued.

The motion, seconded by Councilman White, 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, the City Tax Assessor and Collector of the City of Austin has submitted to the City Council the tax roll for the year 1951 for the territory lying within the City Limits of the City of Austin for school purposes only; and

WHEREAS, said tax roll appears in all respects to be correct in form, and prior to its submission the valuation of property shown in said roll has been examined and corrected in the manner provided by law and by ordinances of the City of Austin by the Board of Equalization which has made its report,

NOW, THEREFORE,

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

That said tax roll of the territory lying in the City Limits of the

City of Austin for School purposes only, for the year 1951, showing a total valuation of property in the amount of \$5,544,270.00, and a total of taxes levied for School purposes in the amount of \$63,776.17, be and the same is hereby approved.

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

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

Noes: None

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain utility easement and an overhead easement were reserved and dedicated to the public on a map or plat of Cherico Scenic Oaks, a subdivision of a portion of the D. J. Gilbert Survey No. 8, in the City of Austin, Travis County, Texas; and

WHEREAS, a portion of such easement 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 the portion of such easements as follows:

- (1) The utility easement on the north five (5) feet of Lot 1;
- (2) The utility easement on the south five (5) feet of Lot 2; and
- (3) The ten (10) foot overhead easement shown on the south portion of Lot 3;

on the plat of said subdivision recorded in Book 5, page 179 of the Plat Records of Travis County, Texas.

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)

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

That W. S. Drake, Jr., Mayor of the City of Austin, be and he is hereby authorized to enter into contract with Texas and New Orleans Railroad Company and Carpenter Paper Company, by the terms of which the City of Austin

will furnish all engineering and call for bids on paving of Canadian Street, between the north line of East 5th Street and the south line of East 6th Street, with concrete forty-one (41) feet wide including curb and gutters, and the railroad company and the paper company each agree to pay one-half of the cost of the construction work, as determined by the low bid therefor.

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)

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

That the City Manager be and he is hereby authorized to execute a Warranty Deed on behalf of the City of Austin, conveying 2834 square feet of land more or less out of a certain 7.80 acre tract of land in Oak Grove Subdivision in the City of Austin, Travis County, Texas, (such 2834 square feet being the remainder of that certain tract acquired by the City of Austin by deed dated August 11, 1947, recorded in Volume 869, page 234, Travis County Deed Records, not included in the proposed street east of Gillis Park) to A. N. Ekstrom and wife, in consideration of the sum of Two Hundred Twenty-five Dollars (\$225).

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

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

Noes: None

Councilman Johnson moved that the tenants in the Housing Project on Robert E. Lee Road be notified to vacate by September 1st. The motion was seconded by Councilman MacCorkle. Councilman Long moved that the motion be amended to also read that the Council recommend to the Housing Authority that the occupants of the Housing Project be given priority of moving into the new Housing Project where they qualify, as recommended by the City Manager. This motion was seconded by Councilman White. Roll call on the motion as amended showed the following vote:

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

Noes: None

The City Manager asked the Council what its desire was with regard to the houses in this Housing Project, as his recommendation would be not to sell the houses as units, as they were not in a good enough condition to move. He stated the city would salvage the plumbing fixtures, and demolish the houses and dispose of the lumber. Councilman Long mentioned the dilapidated houses the City owns on East 19th Street. The City Manager stated he would like to have the authority to tear those down also. Councilman White moved that the City Manager be authorized to have the housing units demolished; also those on 19th Street, and 90 days' notice be given to the tenants living in the houses on 19th Street. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Mayor asked that records be kept of those units demolished.

Councilman Long suggested taking the plumbing units out of these houses and selling them to those living in sub-standard houses on an easy assessment plan. The Mayor suggested that when the City Manager made his report on an assessment plan for providing minimum sanitary facilities for substandard houses, that he contemplate the use of these plumbing facilities from these units.

Councilman White inquired about the traffic on South Congress, stating the black strips down the street were worn off, and he suggested using a white strip. The City Manager stated a study was being made of a concrete strip down the middle, and that the Traffic Board would be asked to sit in on that and help make the study. Councilman White asked also that the speed be checked. Councilman Long had a complaint from Mr. J. D. Matlock about the light with the left-turn arrow on Monroe and Congress having been removed. The City Manager stated the left-turn was not used sufficiently to justify the timing period. The reduction of speed in the new area within the City limits would have to be cleared through the Highway Department.

The Mayor greeted the Civic Class and its teacher, Miss Nitschke, from Austin High School.

Pursuant to published notice thereof, public hearings were held on the following applications for changes of zoning:

A. D. BOLM

609 West 31st Street

From "A" Residence  
To "C" Commercial  
RECOMMENDED by the  
Zoning Board of  
Adjustment

No opposition appeared to protest. The Mayor asked that all those in favor of upholding the recommendation of the Zoning Board and granting the request to vote "aye"; those opposed, 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, and the City Attorney was instructed to draw up the necessary ordinance.

A. STRIPLING, M. W. BLAKE, & NANCY STRIPLING	5605-07 Adams Avenue plus additional property as recommended by the Zoning Board	From "A" Residence To "C" Commercial RECOMMENDED by the Zoning Board
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Mr. Robert C. Sneed represented the applicant. No opposition appeared. The Mayor asked that all in favor of upholding the recommendation of the Zoning Board and granting the change to vote "aye"; those opposed "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, and the City Attorney was instructed to draw up the necessary ordinance.

The City Manager submitted the matter of holding the Firemen's Initiative Ordinance Election on the same date that the School Board was holding its election. The Mayor stated the Schools indicated there would be no economies effected and the two elections would result in confusion. Councilman Long moved that the Election be set on April 5th as previously decided. The motion received no second. The Mayor asked that in fairness to the School Board, that a meeting be called with the Board to work the matter out. There would be time by the next meeting of the Council to call the election. The Mayor stated he would arrange a meeting with the Board.

Mayor Drake had to leave the Council meeting, and asked Mayor Pro-tem MacCorkle to preside in his absence.

Mayor Pro-tem MacCorkle announced the appointment of the following members of the Planning Commission:

MR. GEORGE SANDLIN - One Year Term	MR. WOODROW PATTERSON - Two Year Term
MR. WALTER GUTTMAN - One Year Term	MRS. R. P. WAGNER - Two Year Term
MR. H. D. PRUETT - One Year Term	MR. H. E. JESSEN - Two Year Term
MR. KARL MCGINNIS - One Year Term	MR. CHESTER SMITH - Two Year Term
MR. ANDY MONTGOMERY - One Year Term	

The Council received notice from the City Manager that the following applications for change of zoning were referred to the Zoning Board of Adjustment.

E. CLAVERT SMITH By C. T. USELTON CO.	2000 & 2100 Blocks Airport Blvd.	From "A" Residence To "C" Commercial
WALTER R. SNOW	Approximately 1 acre out of Lot 12 of the Live Oak Grove Add'n. located on the east side of South 1st, north of a proposed extension of Herndon Lane	From "A" Residence To "C" Commercial



Later, appointments to the following Boards were announced:

BOARD OF ADJUSTMENT

MR. V. D. SYLVESTER, Two year term expiring December 31, 1953  
MR. ART WILKE, Two year term expiring December 31, 1953  
MR. DAVE SHIPWASH, Two year term expiring December 31, 1953

NAVIGATION BOARD

MR. MILO HILL, Two year term expiring January 1, 1954  
DR. TERRY WATT, Two year term expiring January 1, 1954

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

APPROVED: \_\_\_\_\_

*W. S. Drake*  
Mayor

ATTEST:

*Elmer Mosley*  
City Clerk