

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 28, 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 Johnson, carried by the following vote:

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

The Sixth Grade, Robert E. Lee, and members of the P.T.A. were greeted and welcomed.

Lt. Garrison introduced the twelve new recruits in training for Police Officers.

MR. WILLIAM TRECKMAN presented a petition with 72 names, asking for a traffic light at 23rd and Red River. MRS. VIRGINIA SHARBOROUGH, and MR. CHAS. M. BABB, 702 E. 23rd, spoke for the light--Mr. Babb in behalf of the Junior High Students. The Council, on Councilman White's motion, voted to instruct the City Manager to check with the Traffic Department on this corner and report back to the Council.

MR. WILLIAM BROWN, resident in Bluffington, appeared before the Council regarding a contract with the Bluffington Water Supply Corporation, stating the Corporation was not entirely satisfied with one provision in the contract, in that the Corporation is to pay \$12,500 to bring the water line across the river to serve Bluffington, and the City will get the distribution system which is

already there, and that the Corporation will be repaid the \$12,500 from the sale of water over a period of ten years if amount delivered equals the cost of construction; if not they would not be paid in full. He believed the repayment should apply to all water served through the line to other subdivisions, rather than restrict it to only Bluffington, and Bluffington making the entire payment. The City Manager explained that the distribution system would have to be replaced in about 15 years, and that the City had assumed some of the cost of the line across the river, since it was larger than necessary to serve only Bluffington. The City Manager believed with better water pressure, the people in Bluffington would be able to get their total amount refunded. DR. McCUISTION appeared in this interest, stating if this contract could not be changed, they wanted early approval anyway, as they needed water. Mr. Brown stated also they were prepared to accept the contract, but were not entirely satisfied with it. After a complete discussion, 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 City Manager be and he is hereby authorized and directed to enter a contract on behalf of the City of Austin with the Bluffington Water Supply Corporation, 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.

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

MR. ROY MARTIN, representing MR. J. D. HENNINGER, stated that Mr. Henninger had a proposal to offer with reference to the City Market property. The Mayor stated the City Manager had been requested to see what different types of proposals could be obtained. The City Manager reported that a drawing of the location was being prepared and would be available to anyone interested in submitting proposals, and that a deadline of two weeks would probably be made. Councilman MacCorkle asked that consideration of this location for the Police and Courts Building be included also. No action was taken at this time on Mr. Henninger's proposal.

MR. CURTIS MOSTELLER spoke on stop signs and traffic signals over town, stating there were too many stop signs, and the traffic signals operated continuously 24-hours a day during hours when traffic was not heavy enough to justify them. Councilman Long suggested he put down in writing his suggestions, and send them to the Council, Safety Committee and Traffic Department for study. Mr. Mosteller thought this would be too large an undertaking to make such a report. He brought out the point that the system of signal lights were set at 33 m.p.h. while the speed limit was 30 m.p.h. Councilman Long thought this point ought to be settled. Councilman White thought the speed should be lowered also, as he felt people were driving much faster than 33 miles an hour. Mr. Mosteller suggested traffic signals to be installed to control fast driving. Councilman MacCorkle asked that he present something in writing.

The Council received a letter from the Secretary of the Zilker P.T.A., Mrs. R. H. Chreitzberg, regarding a street light on Bluebonnet Lane at the intersection of Hether Street. The City Manager stated there were no street light fixtures available, but they were on order and should be here any day. He stated as soon as they arrived, this light would be put in. Councilman Long moved that the City Clerk be instructed to write a letter to those people telling them of the situation as outlined by Mr. Seaholm. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor introduced the following ordinance:

AN ORDINANCE ORDERING AN ELECTION IN THE CITY OF AUSTIN, TEXAS, TO BE HELD ON APRIL 5, 1952, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF AUSTIN, FOR ADOPTION OR REJECTION, AN ORDINANCE CONTAINED IN A PETITION FILED WITH THE CITY CLERK OF THE CITY OF AUSTIN ON THE 31st DAY OF JULY, 1950.

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 Johnson, carried by the following vote:

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

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 Johnson, carried by the following vote:

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

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

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

\*Councilman MacCorkle voted against the passage of the ordinance on statement he did not think that Saturday was a good day to hold an election.

The Mayor announced the ordinance had been finally passed.

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 FIRST WARD, WEST SECOND WARD, SECOND WARD C, FOURTH WARD G, FOURTH WARD H, FIFTH WARD B, FIFTH WARD D, AND SIXTH 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 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 that the ordinance had been finally passed.

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 15.43 ACRES OF LAND OUT OF THE GEORGE W. SPEAR LEAGUE IN TRAVIS COUNTY, TEXAS, BEING A PORTION OF A 103.06 ACRE TRACT OUT OF THE GEORGE W. SPEAR LEAGUE AND THE GEORGE W. DAVIS SURVEY # 15, ALL 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 first time and Councilman Long moved that the ordinance be 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

Mayor Drake introduced the following ordinance:

AN ORDINANCE REAPPROVING AND READOPTING THE WRITTEN STATEMENT AND REPORT OF THE DIRECTOR OF PUBLIC WORKS, SHOWING THE ESTIMATES OF THE TOTAL COSTS OF ALL THE IMPROVEMENTS, THE ESTIMATES OF THE COSTS PER FRONT FOOT PROPOSED TO BE ASSESSED AGAINST THE ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND THE ESTIMATES OF VARIOUS OTHER COSTS FOR THE IMPROVING OF PORTIONS OF WEST 5TH STREET IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DESCRIBED AND OF OTHER MATTERS RELATING THERETO; DETERMINING AND FIXING THE PORTION OF SAID COSTS AND THE RATE THEREOF PROPOSED TO BE ASSESSED AGAINST AND PAID BY SAID ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF, AND THE PORTION OF SAID COSTS PROPOSED TO BE PAID BY THE CITY OF AUSTIN, TEXAS; DETERMINING THE NECESSITY OF LEVYING AN ASSESSMENT AGAINST SAID ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF FOR THE PART OF SAID COSTS APPORTIONED TO THEM; ORDERING AND SETTING A HEARING AT 10:30 O'CLOCK A.M. ON THE 13TH DAY OF MARCH, 1952, IN THE COUNCIL CHAMBER OF THE CITY COUNCIL IN THE CITY HALL OF AUSTIN, TEXAS, AS THE TIME AND PLACE FOR THE HEARING OF THE REAL AND TRUE OWNERS OF SAID ABUTTING PROPERTY, AND ALL OTHERS INTERESTED IN SAID ABUTTING PROPERTY OR IN THE PROCEEDINGS AND CONTRACT CONCERNING SAID ASSESSMENTS, PROCEEDINGS AND IMPROVEMENTS; DIRECTING THE CITY MANAGER OF THE CITY OF AUSTIN, TEXAS, TO GIVE NOTICE OF SAID HEARING AS REQUIRED BY THE LAWS OF THE STATE OF TEXAS AND THE CHARTER OF SAID CITY; DECLARING AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON PASSAGE.

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 that the ordinance had been finally passed.

Mayor Drake introduced the following ordinance:

AN ORDINANCE PERPETUALLY CLOSING AND VACATING  
AN ALLEY TRAVERSING BLOCK 180 OF THE ORIGINAL  
CITY OF AUSTIN, AND RUNNING IN A NORTH-SOUTH  
DIRECTION BETWEEN EAST FIRST STREET AND THE  
COLORADO RIVER; AND SUSPENDING THE RULE RE-  
QUIRING THE READING OF AN ORDINANCE 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 that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Block 180 of the Original City of Austin is shown on certain maps in the General Land Office of the State of Texas; and

WHEREAS, the location and course of the south boundary line of said Block 180, on said maps, varies to the extent that the true location and course of said south boundary line is not known and has given rise to differences and disputes of said location; and

WHEREAS, in settlement of said differences and disputes a location and course for said boundary line has been agreed upon between the City of Austin and Herman E. Becker, Theodor E. Becker, Hermine Frieda Wilde and Bertha Haenel, owners of said Block 180; NOW, THEREFORE,

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 execute an indenture in behalf of the City of Austin agreeing on and fixing the location and course of the south boundary line of Block 180 of the Original City of Austin, and quitclaiming to said Herman E. Becker, Theodor E. Becker, Hermine Frieda Wilde, and Bertha Haenel all the right, title and interest that the City of Austin may have in the land north of said agreed south boundary line which is a part of Block 180 of the Original City of Austin, Travis, County, Texas.

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

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

Noes: None

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

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 BURNET ROAD, from a point north of White Horse Trail northerly 1513 feet, the centerline of which gas main shall be 8 feet east of and parallel to the west property line of said BURNET ROAD.

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

(2) A gas main in ADDISON AVENUE, from Burnet Road westerly 745 feet, the centerline of which gas main shall be 7.5 feet south of the north property line of said ADDISON AVENUE.

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

(3) A gas main in JOYCE STREET, from Addison Avenue to Pegram Avenue, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said JOYCE STREET,

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

(4) A gas main in GERAGHTY AVENUE, from Joyce Street to Vine Street, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said GERAGHTY AVENUE.

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

(5) A gas main in EAST  $53\frac{1}{2}$  STREET, from a point 15 feet east of Helen Street westerly to Helen Street the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST  $53\frac{1}{2}$  STREET.

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

(6) A gas main in EAST  $53\frac{1}{2}$  STREET, from Helen Street to Airport Boulevard, the centerline of which gas main shall be 22.5 feet south of and parallel to the north property line of said EAST  $53\frac{1}{2}$  STREET.

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

(7) A gas main in AIRPORT BOULEVARD, from Helen Street northerly 1507 feet, the centerline of which gas main shall be 9 feet west of and parallel to the east property line of said AIRPORT BOULEVARD.

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

(8) A gas main in SOUTH 6TH STREET, from a point 20 feet south of Brodie Street south to West Live Oak Street, the centerline of which gas main shall be 7.5 feet east of and parallel to the west property line of said SOUTH 6TH STREET.

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

(9) A gas main in WEST LIVE OAK STREET, from South 6th Street westerly 238 feet, the centerline of which gas main shall be 2 feet south of and parallel to the north property line of said WEST LIVE OAK STREET.

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

(10) A gas main in NASCO DRIVE, from a point 152 feet north of White Horse Trail northerly 814 feet, the



centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said NASCO DRIVE.

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

(11) A gas main in CAVILEER AVENUE, from Nasco Drive to Cary Drive, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said CAVILEER AVENUE.

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

(12) A gas main in CARY DRIVE, from a point 150 feet north of White Horse Trail, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said CARY DRIVE.

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

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, H. P. Ross is the Contractor for the alteration of a building located at 501-03 East 6th Street and desires a portion of the sidewalk and street space abutting on Lot 8, Block 60, 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 northwest corner of the above described property; thence in a northerly direction and at right angles to the centerline of East 6th Street 6 feet to a point; thence in an easterly direction and parallel with the centerline of East 6th Street approximately 50 feet to a point; thence in a southerly direction and at right angles to the centerline of East 6th Street to the northeast 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 erect within the above described working space a solid fence built of not less than one-inch material and at least 8 feet in height (or extending from the sidewalk to the underside of the present awning) substantially braced and anchored and to maintain same in good condition at all times while the work is in progress. The Contractor will be permitted to put a door in the barricade that will either open in or slide parallel to the barricades, and at all times that material is being delivered or taken away from the building, a watchman shall be provided to warn pedestrians of approaching danger. The Contractor will also be permitted to use two parking meter spaces for the delivery or removal of materials during construction work.

(2). That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3). That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4). That "NO PARKING" signs shall be placed on the street side of the barricades.

(5). That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

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

(7). 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.

(8). 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.

(9). 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 April 1, 1952.

(10). 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.

(11). 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.

(12). 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.

(13). 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 safeguard during the occupancy of the space.

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 Council of the City of Austin hereby approves the property situated on the east side of Canadian Street as a private gasoline plant, which property is owned by Capitol Beer Company and is designated as the north part of Lot 2, of the H. & T.C. Railroad property, Outlot 9, Division O, in the City of Austin, Travis County, Texas, and hereby authorizes the said Capitol Beer Company to operate a private gasoline plant consisting of a 550 gallon underground tank and pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Capitol Beer Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
February 28, 1952

"Mr. Walter E. Seaholm  
City Manager  
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of Captiol Beer Company by P. B. Watson, for permission to operate a private gasoline plant consisting of a 550 gallon underground tank and pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the east side of Canadian Street, which property is designated as the north part of Lot 2, of the H. & T.C. Railroad property, Outlot 9, Division O, of the City of Austin, Travis County, Texas, and locally known as 607 Canadian Street.

"This property is located in an "E" Industrial District and I recommend that this permit be granted subject to the following conditions:

"(1). That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2). That all tanks and pumps shall be located not nearer than 10 feet to the propertyline and so located that cars stopped for the purpose of unloading or

or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street or alley.

"(3). That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4). That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,  
(Sgd) J. C. Eckert  
J. C. Eckert  
Building Inspector"

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 Council of the City of Austin hereby approves the construction and maintenance of a loading platform in the sidewalk area on the east side of Sabine Street adjoining Lot 1, Block 91, of the Original City of Austin, Travis County, Texas, which property is owned by L. East Produce, and is locally known as 901 Sabine Street, and hereby authorizes the said L. East Produce Company to construct and maintain said loading platform, subject to the same being constructed in compliance with all the Ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue a building permit for the construction of this loading platform after full compliance with all the provisions of this resolution and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations, and the right of revocation is retained, if, after hearing, it is found by the City Council that the said L. East Produce Company has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations Attached)

"Austin, Texas  
February 28, 1952

"Mr. Walter E. Seaholm  
City Manager  
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of L. East Produce

Company, by A. G. East, for permission to construct and maintain a loading platform in the sidewalk area on the east side of Sabine Street adjoining Lot 1, Block 91, of the Original City of Austin, Travis County, Texas, locally known as 901 Sabine Street and we hereby advise that the following conditions exist:

"The property upon which this business is located is designated as "C" Commercial District as shown upon the zoning maps of the City of Austin.

"This neighborhood is essentially a warehouse district in which a number of warehouses now exist with loading platforms extending out over the sidewalk area.

"We recommend that the L. East Produce Company be granted permission to construct and maintain said loading platform on the sidewalk area on the east side of Babine Street, subject to the following conditions:

"That the proposed loading platform be constructed of concrete and provided with steps and hand rails at each end to permit pedestrians passing through this area and in accordance with the plans on file in the Building Inspector's Office and that all grades and lines for the curb in front of this property be constructed in accordance with the lines, grades and specifications established by the Department of Public Works and having the approval of the Director of Public Works.

"Respectfully submitted  
(Sgd) C. G. Levander  
Director of Public Works

(Sgd) J. C. Eckert  
Building Inspector"

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, Lillian Couch and Marie Hibbs have made application in writing for permission to use and maintain in a residence an institution of an educational nature (nursery school) on Lot 4, Block 51, Division E of the Original City of Austin, Travis County, Texas, the same being on the north side of East 18th Street and locally known as 200 East 18th Street, and is located in a "E" Residence District which, under Section #5, Item #6 of the Zoning Ordinance requires a special permit from the City Council; and

WHEREAS, this application has been considered and approved by the City Council of the City of Austin, therefore

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

THAT permission for the use and maintenance of this institution of an educational nature at the location described above be granted to Lillian Couch

and Marie Hibbs.

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

Pursuant to published notice thereof, public hearing was held on the amendment to the Zoning Ordinance, transferring the advisory zoning duties of the Board of Adjustment to the Zoning Commission. (Section 31, paragraphs (b) and (d). No opposition appeared.

The Mayor asked that all who favored upholding the Zoning Board's recommendation and making this change in the zoning text to vote "aye"; those opposed, "no". Roll called showed the following vote:

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

Mayor Drake then 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 ORDINANCE BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY AMENDING THE FOLLOWING SECTION: SECTION 31, SO AS TO AMEND PARAGRAPHS (b) AND (d) THEREOF; 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 that the ordinance had been finally passed.

Pursuant to published notice thereof, public hearing was held on the following zoning application:

Proposal of the Board of Adjustment (Lamar Village Subdivision)	Lamar Village Subdivision bounding Ryan Drive in the 6900-7300 blocks, St. Johns Circle and St. Johns Avenue west of the Llano Branch of the Southern Pacific Railroad	From "D" Industrial To "A" Residence RECOMMENDED by the Board of Adjustment on 1-28-52.
---	--	---

No one appeared in opposition. The Mayor asked that all those favoring upholding the recommendation of the Zoning Board and granting the change to vote "aye"; those opposed, vote "no". Roll call showed the following vote:

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

The Mayor announced that the change had been granted, and the City Attorney was requested to draw up the necessary ordinance.

The Council received a petition addressed to Councilman White, requesting a street light in the Inwood Hills subdivision. The City Manager stated this was not contemplated in the budget, and a check would have to be made to see what the possibilities would be.

Councilman White inquired about the kitchen at the Central Fire Hall. The City Manager stated the plans were about completed and about ready to be put under contract.

Councilman White inquired about the waste metal at the Incinerator that the City was going to try to utilize. The Director of Public Works stated the Superintendent had been in an accident, and this salvage work had been held up. Councilman White asked for a report on that when they got started.

Councilman White inquired about the explosions that occurred this week in the manholes, and asked if they could be prevented. The City Manager explained these explosions were very difficult to anticipate or prevent, and he explained the causes that might exist, and that none of the employees ever went into a manhold until a test was made; and where there was gas, the Company checks for their leak.



Councilman White had a request from some of the County School people for the playground equipment from the Housing Project when it was abandoned. The City Manager said this equipment would be moved onto some of the playgrounds.

Councilman Long presented a petition at the request of MR. W. F. HUFF. The petition was signed by about 400 citizens and requested the Council to revoke the ordinance which forbids fishing with more than three hooks between the Dam and Barton Springs. Councilman Long moved that this petition be sent to the Navigation Committee for them to look at and study and make a recommendation to the Council within the next two weeks. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman White made inquiries about the cost of concrete estimated on the bridge. The City Manager stated the cost included the cost of forming.

The Mayor read a letter from Mack Morris, Leander, Texas, dated February 27, 1952. (Letter on file in City Clerk's Office under POLICE - City Jail) The letter contained complaints of the conditions of the jail. Councilman MacCorkle stated he was interested in getting the Police and Court Building started, as the City Hall was over crowded, not only in the Police Department, but in all departments.

The Mayor read a letter from MR. R. W. BYRAM, Chairman of the Zoning Commission, pertaining to employing a zoning engineer. Discussion was held on filling the vacancy of the Planning Engineer.

Councilman Long made inquiry about the City Manager's trip to California.

The Tax Assessor and Collector stated he had prepared certificates to accompany certain resolutions to adjust and correct assessed values, where complaints were made by owners with reference to completions of their buildings as of January 1, 1951. He stated many of the appraisals were not made until the latter half of the year, and it would be impossible to defend the value assessed with specific data. One correction is on church property which has been used since 1947, and this should be removed for 1948-49-50. The City Attorney explained that the Council, since the tax roll had been approved, could correct errors--not errors in judgment, but mistakes of fact.

The City Manager presented the following certificate from the Tax Assessor and Collector:

February 27, 1952

TO THE MAYOR AND CITY COUNCIL:

I certify that the tax assessment against the improvements on Lot 7, Block B, Violet Crown Heights, Section 1, Plat 311, Item 22 located at 1003 Ruth Street, in the name of S. G. McDonald on the tax roll for the year 1951, at an assessed value of \$3,390, is incorrect because such value was based upon the erroneous information as follows:

The owner has submitted a signed letter stating that as of January 1, 1951 the improvements were only partially completed, and that they were not finally completed until about May 1951, but that they were substantially finished by the end of March or early in April. The owner estimated the completion at 20% to 25% by the end of 1950. Upon an investigation by the Tax Department, I am willing to recommend that the improvements be assessed at 75% of completion. Since the completed structure has been appraised at \$3,390 for assessment purposes, the corrected assessment to 75% of that amount is \$2,540.

I recommend that the assessed value in such assessment be fixed at \$2,540.

(S) T. B. Marshall  
City Tax Assessor & 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 incorrect 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 in assessed value hereinafter indicated for said assessments. 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:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1951	Lot 7, Block B, Violet Crown Heights, Section 1, Plat 311, Item 22	\$3,390	\$2,540

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

The City Manager presented the following certificate from the Tax Assessor and Collector:

February 27, 1952

TO THE MAYOR AND CITY COUNCIL:

I certify that the tax assessments against the W. 49' of Lots 4, 5, 6, E. 98' of Lots 4, 5, 6, W. 49' of Lots 7, 8, and 9, Block 25, Swisher Addition, Plat 125, Items 109, 110, and 111 located at 206 E. Annie, in the name of the South Austin Christian Church on the tax rolls for the years 1948, 1949, and 1950, are incorrect because of erroneous information as follows:

Information has been submitted to the Tax Department that confirms that this property was owned by the South Austin Christain Church and was used exclusively for church purposed as of January 1, 1948 and subsequent years.

I recommend that I be authorized to remove such assessments from the tax rolls.

(S) T. B. Marshall  
 City Tax Assessor & 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 incorrect 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 in assessed value hereinafter indicated for said assessments, 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:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1948	W. 49' of Lots 4, 5, 6, E. 98' of Lots 4, 5, 6, W. 49' of Lots 7, 8, and 9, Block 25, Swisher Addition, Plat 125, Items 109, 110, and 111	\$1,520	-0-

1949	Ditto	\$1,520	-0-
1950	Ditto	\$1,520	-0-

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

The City Manager presented the following certificate from the Tax Assessor and Collector:

February 26, 1952

TO THE MAYOR AND CITY COUNCIL:

I certify that the tax assessment against the improvements on 3 acres, Santiago Del Valle, Plat 140, Item 16 located at 1610 Riverside Drive, in the name of Tom Halstead on the tax roll for the year 1951, at an assessed value of \$1,460, is incorrect because such value was based upon the erroneous information as follows:

It has been discovered that the assessment on part of the improvements on this property were interchanged through error with the assessment on part of the improvements on the adjoining property described as the S. W. Part of Lot 8 and 57.90' x 78' of Lot E, Old Stone Place, Plat 140, Item 9 assessed in the name of Lola C. Burch. This adjustment in valuation will add \$3500 to the assessed value of the improvements on this property.

I recommend that the assessed value in such assessment be fixed at \$4,960.

(S) T. B. Marshall  
 City Tax Assessor & 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 incorrect 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 in assessed value hereinafter indicated for said assessments, 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:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1951	3 Acres, Santiago Del Valle, Plat 140, Item 16	\$1,460	\$4,960

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

The City Manager presented the following certificate from the Tax Assessor and Collector:

February 27, 1952

TO THE MAYOR AND CITY COUNCIL:

I certify that the tax assessment against the improvements on 9.43 acres, Decker League, unplatted, Plat S-290-B, Item 20 in the St. Elmo School District located at Thornton Road and Garza Lane, in the name of G. R. Moore on the tax rolls for the years 1950 and 1951, at an assessed value of \$1,360, is incorrect because such value was based upon the erroneous information as follows:

An inspection of this property by the Tax Department reveals that the previous appraisal was based on an area of 720 square feet whereas the building contains only 450 square feet and a construction of concrete block at \$3.00 per square foot whereas it is box construction which carries a unit of \$1.00 per square foot. These changes will effect a reduction from \$1,360 to \$210.00.

I recommend that the assessed value in such assessment be fixed at \$210.00.

(S) T. B. Marshall  
 City Tax Assessor & 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 incorrect 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 in assessed value hereinafter indicated for said assessments, 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:

<u>Years</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1950 & 1951	9.43 acres, Decker League, unplatted, Plat S-290-B, Item 20	\$1,360	\$210.00

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

The City Manager presented the following certificate from the Tax Assessor and Collector:

February 27, 1952

TO THE MAYOR AND CITY COUNCIL:

I certify that the tax assessment against the improvements 98/100 acre of Lot 38, Theodore Low Heights, Plat S-578, Item 18, St. Elmo School District located at 3510 Clawson Road, in the name of T. Sewell on the tax roll for the year 1951, at an assessed value of \$1,530, is incorrect because such value was based upon the erroneous information as follows:

The owner has submitted an affidavit stating that as of January 1, 1951 there were no improvements on this property. In view of the fact that this property is located in a School District and the appraisal was made quite late in the year, our investigation into the matter reveals no reason for our questioning the validity of the owners claim.

I recommend that I be authorized to remove the assessment of \$1,530 on these improvements from the assessment roll for the year 1951.

(S) T. B. Marshall  
City Tax Assessor & 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 incorrect 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 in assessed value hereinafter indicated for said assessments, 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:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1951	Improvements on 98/100 acre of Lot 38, Theodore Low Heights, Plat S-578, Item 18	\$1,530	-0-

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

The City Manager presented the following certificate from the Tax Assessor and Collector:

February 26, 1952

TO THE MAYOR AND CITY COUNCIL:

I certify that the tax assessment against the improvements on 249.28' x 134.6' x 139.4' of Block 61, Fairview Park, Plat 127, Item 1-2 located at 411 Riverside Drive, in the name of Charles B. Diltz on the tax roll for the year 1951, at an assessed value of \$9,390, is incorrect because such value was based upon the erroneous information as follows:

The owner has submitted an affidavit stating that as of January 1, 1951 the improvements were only partially completed. Although this claim was not made to the Board Of Equalization during the appeal period and before approval of the tax roll by the City Council, the Board recommends that the improvements be assessed at 85% of completion. Since the completed structure has been appraised at \$9,390 for assessment purposes, the corrected assessment to 85% of that amount is \$7,980.

I recommend that the assessed value in such assessment be fixed at \$7,980.

(S) T. B. Marshall  
 City Tax Assessor & 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 incorrect 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 in assessed value hereinafter indicated for said assessments, 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:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1951	Improvements on 249.28' x 134.6' x 223.6' x 139.4' of Block 61, Fairview Park, Plat 127, Item 1 - 2	\$9,390	\$7,980

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

The City Manager presented the following certificate from the Tax Assessor and Collector:

February 27, 1952

TO THE MAYOR AND CITY COUNCIL:

I certify that the tax assessment against the improvements on Lot 9, Ridgelea Addition, Plat 160, Item 111 located at 1413 Ethridge in the name of David L. Miller on the tax roll for the year 1951, at an assessed value of \$2,760, is incorrect because such value was based upon the erroneous information as follows:

An investigation by the Tax Department, supported by an affidavit by the owner who was his own contractor, it develops that the improvements on this property were only 85% completed as of January 1, 1951, whereas the assessment was for the completed structure.

I recommend that the assessed value in such assessment be fixed at \$2,340.

(S) T. B. Marshall  
City Tax Assessor & 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 assessment hereinafter set forth, and has found the same to be incorrect 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 in assessed value hereinafter indicated for said assessments, 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:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1951	Improvements on Lot 9 Ridgelea, Plat 160, Item 111	\$2,760	\$2,340



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

The City Manager presented the following certificate from the Tax Assessor and Collector:

February 27, 1952

TO THE MAYOR AND CITY COUNCIL:

I certify that the tax assessment against the improvements on S. 44.91' of Lot 2 and N. 27' of Lot 3, Block 4, Bryker Woods "F", Plat 209, Item 125-1 located at 3103 Oakmont in the name of Girvice W. Archer on the tax roll for the year 1951, at an assessed value of \$4,130, is incorrect because such value was based upon the erroneous information as follows:

It has been determined, upon inspection by the Tax Department, that an error was found whereby the area of these improvements contains 1,078 square feet instead of 1,601 square feet and that a portion of the building, comprising 242 square feet, is a glassed-in porch and not as completely finished as the remainder of the structure. A re-computation of the value of these improvements, applying the proper area and the proper square foot units reduces the appraised value from \$4,130 to \$3,310.

I recommend that the assessed value in such assessment be fixed at \$3,310.

(S) T. B. Marshall  
 City Tax Assessor & 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 incorrect 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 in assessed value hereinafter indicated for said assessments, 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:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1951	Improvements on S. 44.91' of Lot 2 & N. 27' of Lot 3, Block 4, Bryker Woods "F", Plat 209, Item 125-1	\$4130	\$3310

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

The City Manager presented the following certificate from the Tax Assessor and Collector:

February 27, 1952

TO THE MAYOR AND CITY COUNCIL:

I certify that the tax assessment against the improvements the S. W. part of Lot 8 & 57.90' x 78' of Lot E, Old Stone Place, Plat 140, Item 9 located at 1007 Summit Drive, in the name of Lola C. Burch on the tax roll for the year 1951, at an assessed value of \$4,640, is incorrect because such value was based upon the erroneous information as follows:

It has been discovered that the assessment on the improvements on this property were interchanged through error with the assessment on the improvements of the adjoining property described as 3 acres, Santiago Del Valle, Plat 140, Item 16, assessed in the name of Tom Halstead. This adjustment in valuation will deduct \$3,500 from the assessed value of the improvements on this property.

I recommend that the assessed value in such assessment be fixed at \$1,140.

(S) T. B. Marshall  
 City Tax Assessor & 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 incorrect 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 in assessed value hereinafter indicated for said assessments, 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:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessment</u>	<u>Adjusted Assessment</u>
1951	Improvements on the S.W. part of Lot 8 & 57.90' x 78' of Lot E, Old Stone Place, Plat 140, Item 9	\$4640	\$1140

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

Councilman Long inquired about the case of MR. ROSWELL MILLER on appeal from the Tax Equalization Board. The Tax Assessor and Collector stated this property was not over assessed in comparison with the majority of like property, but there was no question but there were inequities existing which should be corrected, but the correction would be upward rather than downward in the cases Mr. Miller pointed out. MR. MARSHALL would not recommend a reassessment of that particular area at this time as there were other sections of town in the same category, and he suggested waiting until a new program of reclassifying some of the inequities got under way. Councilman White inquired about MRS. CALDWELL'S property along with MR. MILLER'S. Mr. Marshall explained Mrs. Caldwell's property had been adjusted down to approximately the same as Mr. Miller's. Councilman White thought some consideration should be given to Mr. Miller's request. Councilman Long moved that the Council deny Mr. Roswell Miller's claim; and at the same time commend him for bringing these inequities to the City Council, as in the future, the people of Austin will benefit from it. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Council scheduled a meeting with the Tax Assessor and Collector on March 10, 1952, at 3:00 P.M., to go over a proposed program of evaluation.

The Council laid over for a week the Resolution authorizing a list of uncollectible personal property taxes to be journaled from the delinquent rolls.

The Mayor presented a request from the U.S.O. for \$1,000, for assistance through the Recreation Department, as the big maneuvers at Brownwood would bring in about five thousand or ten thousand soldiers in Austin over the week-ends. The Mayor, stating it was against his principle for the City to help these organizations, recommended that this case be considered favorably to help the soldier boys. Councilman Long moved that the Recreation Department be authorized to increase its activities in the localities listed in the letter up to \$1,000. The motion failed to receive a second. Mayor Drake relinquished the Chair to Mayor Pro-tem MacCorkle and seconded the motion. The motion failed to carry by the following vote:

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

Mayor Drake took the Chair and presided.

Councilman MacCorkle brought before the Council the matter of a vacancy on the Retirement Board, as one member is resigning. The matter was put on the pending list of the Council for consideration the following week.

Councilman MacCorkle complained of ambulances on the far south side answering calls on the Dallas Highway, racing all through the city. It was explained the calls handled through the Police Department are on rotation and are under an agreement worked out with the ambulance operators, and this plan works well in the city; but the different ambulances receive calls outside the city and answer them as received.

Councilman Long had had complaints from people concerning their vacation leave when they left the City employ; also there was no consistency about sick leave, stating some could have two weeks sick leave and no longer and others 150 days and get paid. Councilman Long moved that the City Manager furnish a report on personnel practices and policies as carried out by the City at present. The motion, seconded by Councilman "hite, carried by the following vote:

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

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

APPROVED: W. S. Drake

Mayor

ATTEST:

Elmer Hooley  
City Clerk