

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

November 29, 1950
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Glass presiding.

Roll Call:

Present: Councilmen Drake, Johnson, Long, MacCorkle, Mayor Glass
Absent: None

Present also: B. H. Cruce, Administrative Assistant to the City Manager;
C. G. Levander, Director of Public Works; Trueman E. O'Quinn, City Attorney.

Councilman Johnson moved that since copies of the minutes of the last meeting of the City Council have been furnished Council members by the City Clerk, the reading of the minutes be dispensed with and that the minutes be adopted as read in the Clerk's report. Upon being duly seconded by Councilman Long, the motion was unanimously adopted by the Council and the minutes so approved.

Students from the Civics class at Baker School were greeted and welcomed.

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 approved the property situated on the west side of South Lamar Blvd., which property is owned by the Central Lumber Company, and is designated as a part of Lot 6, Block A, Bluff View Addition, Original City of Austin, Travis County, Texas, and hereby authorizes the said Central Lumber Company to operate a private gasoline plant consisting of a 550 gallon tank and electric 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 Central Lumber Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations)

"Austin, Texas
November 27, 1950

"Mr. Walter Seaholm
City Manager
Austin, Texas

Dear Sir:

"I, the undersigned, have considered the application of Central Lumber Company through their agent, Barney P. Slaughter, 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 west side of south Lamar, which property is designated as Lot 6, Block A, Bluff View Addition in the City of Austin, Travis County, Texas and locally known as 708 South Lamar.

"This property is located in a "C" Commercial 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 property line and so located that cars stopped for the purpose of unloading 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,

(S) J.C. Eckert
Building Inspector

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

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

Councilman Drake offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

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

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in EAST 5TH STREET ALLEY, from a point 11 feet east of Navasota Street easterly 177 feet, the centerline of which gasmain shall be 5 feet north of and parallel to the south property line of said EAST 5th STREET ALLEY.

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

(2) A gas main in WEST 11TH STREET, from a point 273 feet west of Winsted Lane easterly 78 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said WEST 11TH STREET.

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

(3) A gas main in PASADENA DRIVE, from Grover Avenue west to Yates Avenue, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said PASADENA DRIVE.

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

(4) A gas main in GROVER AVENUE, from a point 150 feet south of Pasadena Drive northerly 416 feet, the center line of which gas main shall be $7\frac{1}{2}$ 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.

(5) A gas main in BOWMAN AVENUE, from a point 270 feet east of Schulle Avenue westerly 192 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of and parallel to the north property line of said BOWMAN AVENUE.

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 Drake, Johnson, Long, MacCorkle, Mayor Glass
Noes: None

The Council received the following letter:

"November 28, 1950

"To The City Council
City of Austin, Texas

Re: Completion and Acceptance of Work
of Improving Algarita Avenue from
Travis Heights Boulevard to Kenwood
Avenue being Unit 29 of Current Im-
provement Program

"The work of improving Algarita Avenue from the east property line of Travis Heights Boulevard to the east property line of Kenwood Avenue, known as Unit 29 in the current street improvement program, has been performed and completed by Collins Construction Company of Texas in full compliance with the contract and the plans and specifications therein contained, dated November 22, 1949, between the City of Austin and Collins Construction Company, which contract was thereafter assigned to Collins Construction Company of Texas.

"I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, plans and specifications referred to above.

Respectfully submitted,

(S) C. G. Levander
Director of Public Works
City of Austin, Texas

The Mayor then introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING ALGARITA AVENUE, UNIT 29, IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DEFINED, PERFORMED BY COLLINS CONSTRUCTION COMPANY OF TEXAS, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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

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

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

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

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

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

The Mayor then announced that the ordinance had been finally passed.

The Council received the following letter:

"November 28, 1950

"To the City Council
City of Austin, Texas

Re: Completion and Acceptance of Work
of Improving Kenwood Avenue from
East Live Oak Street to Algarita Ave-
nue, being Unit 30, of Current
Improvement Program

"The work of improving Kenwood Avenue from the north property line of East Live Oak Street to the south property line of Algarita Avenue, known as Unit 30 in the current street improvement program, has been performed and completed by Collins Construction Company of Texas in full compliance with the contract, and the Plans and Specifications therein contained, dated November 22, 1949, between the City of Austin and Collins Construction Company, which contract was thereafter assigned to Collins Construction Company of Texas.

"I have inspected, approved and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, Plans and Specifications referred to above.

Respectfully submitted,

(S) C. G. Levander
Director of Public Works
City of Austin, Texas

The Mayor then introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK
OF IMPROVING KENWOOD AVENUE, UNIT 30, IN THE
CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HERE-
IN BELOW DEFINED, PERFORMED BY COLLINS CONSTRUC-
TION COMPANY OF TEXAS, AUTHORIZING AND DIRECTING
THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES
IN CONNECTION THEREWITH; DECLARING AN EMERGENCY,
AND PROVIDING THAT THIS ORDINANCE SHALL BECOME
EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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

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

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

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

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

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

The Mayor then announced that the ordinance had been finally passed.

MR. CONRAD FATH came before the Council asking concession rights on the island just below the dam, stating he wanted to build a concession stand and sell picnic foods, build boat docks and rent boats and fishing tackle. He brought out the fact this was a city park, and there would be no charges except for the renting of boats and tackles and food and drinks. He stated he would improve the island by leveling it and erecting this building, which was estimated to cost around \$22,000. Councilman Drake thought before any definite action was taken, the whole over-all river improvement program should be worked out. Councilman Johnson felt the idea would be good, as this property should be beautified and made useful. Councilman Johnson then moved that this matter be referred to the City Manager to see how it would work into the plan with the rest of the river development, and to see what he can work out with Mr. Fath and report back to the Council. The motion, seconded by Councilman Long, carried by the following vote:

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

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

APPROVED

Taylor B. Lee
Mayor

ATTEST:

Elie Wessley
City Clerk