

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 21, 1954
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor McAden presiding.

Roll Call:

Present: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Absent: None

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

Invocation was delivered by Rev. Greenwaldt, Tarrytown Methodist Church.

Councilman White moved that the Minutes of January 14th be approved. The motion, seconded by Councilman Pearson, carried by the following vote:

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

MR. HENRY MOORE outlined the progress in the organization of the Austin Safety Council of Travis County, and the challenge of Santa Clara County Chapter of the National Safety Council to achieve the greatest reduction of traffic fatalities during the year of 1954. He submitted the following letter:

"January 21, 1954
"Santa Clara County Chapter of the National Safety Council
381 West San Fernando St.
San Jose 10, California

"Attention: Mr. A. P. Hamann, City Manager
Chief of Police J. R. Blackmore
Mr. Albert H. Wood, Executive Secretary

"Gentlemen:

"We, the interested citizens of Travis County, accept your challenge in an effort to achieve the greatest reduction of traffic fatalities during the year of 1954.

"Our community appreciates being included in this very worthwhile project and all efforts will be directed toward achieving the objective of the safety councils throughout the country.

"Yours for a safer 1954

C. A. McAden, Mayor

Walter E. Seaholm, City Manager

R. D. Thorp, Chief of Police

Henry H. Moore, President Citizen's
Safety Council of Travis County"

Councilman White moved that the letter be incorporated in the Minutes as outlined and read. The motion, seconded by Councilman Long, carried by the following vote:

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

Noes: None

The Mayor complimented the organization in its interest to safety.

DR. WILLIAM SHIVE stated he had filed a petition signed by more than 50% of the property owners within 200' of the location at 3406 Jefferson Street for change of zoning of this property from "C-1" to "C". He stated if this were successful the next step would be to resort to Court Action against non-conforming uses, which action might harm all non-conforming uses in the City. He suggested the Council take under consideration an amendment to the zoning text and refer to the Planning Commission for recommendation back to the Council within this 30-day time (the time before the R. G. Mueller case comes back before the Council), whereby a non-conforming use would not apply when more than 50% of the property owners have requested the Council, and the Council concurred that the change be rescinded. The Council had before it the Notice from the City Manager that the PETITION OF PROPERTY OWNERS FILED BY MR. WILLIAM SHIVE, for change of zoning of Emma Miller Exline property at 3406 Jefferson Street, from "C-1" to "C" had been referred to the Plan Commission. Councilman Pearson moved that this be referred to the Planning Commission for further study. The motion seconded by Councilman Thompson, carried by the following vote:

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

Noes: None

MR. JIMMIE DAVIS asked that the Council permit him to buy his house back at 25% of the price. The City Attorney explained the legal points of this proposition, and that the property was now in the Court on appeal; and as long as the appeal was pending, the City and Mr. Davis could arrive at an agreement on the same offer as before. Councilman Pearson suggested that this matter be deferred for a week or two in order to look into it and come up with some satisfactory solution.

CLARENCE W. HINSON, 1198 Cedar Avenue, in behalf of his neighbors, VERLINE GOVAN, 1198½ Cedar Avenue; BLANCH CRITTERDON, 1192 Cedar, NETTIE HARRISON, 1196 Cedar, O. C. HOUSTON, 1194 Cedar, and MR. & MRS. JIM FLIPPEN, 1190 Cedar, explained a problem of drainage in this area. The Director of Public Works explained that plans had been worked up for drainage, and it was a matter of property-owner participation whereby the property owners would pay for the pipe, and the city

install it. Councilman Long asked about the possibility of having this work done on the installment plan. It was stated that might be worked out, and the City could take a lien on the property. MR. HINSON was asked to check with the Director of Public Works on the procedure and then get with his neighbors and try to work out the details.

Councilman Thompson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Mrs. J. R. Goodman has made application in writing for permission to maintain in her residence a day nursery school, complying with all City and State regulations, on Lot 5, Block 2, Crestview Addition No. 1, in the City of Austin, Travis County, Texas, the same being on the south side of Justin Lane and locally known as 1109 Justin Lane, which property is located in an "A" Residence District and under Section #4, Item 13a of the Zoning Ordinance requires a special permit from the City Council; and

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

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

THAT permission for the maintenance of a day nursery school at the location described above be granted to Mrs. J. R. Goodman.

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

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

Noes: None

Mayor McAden introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT, ON A 1.983 ACRE TRACT OUT OF LOT 42, DUVAL HEIGHTS, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS AND THE HEIGHT AND AREA MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced the ordinance had been finally passed.

Mayor McAden introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENTIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT ON TWO TRACTS OF LAND, NO. 1, BEING PART OF LOTS 4, 5 AND 6, MRS. LOU HILL SUBDIVISION, AND NO. 2, BEING PART OF LOTS 41 AND 42, DUVAL HEIGHTS, BOTH IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS AND HEIGHT AND AREA MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

The Mayor announced the ordinance had been finally passed.

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

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

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

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

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

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

The Mayor announced the ordinance had been finally passed.

Councilman Thompson offered the following resolution and moved its adoption:

(RESOLUTION)

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 paving lien on Lots Nos. 31 and 32, Block 6, Hyde Park Addition, in the City of Austin, Travis County, Texas, in consideration of the full payment of such paving assessment against such property by Henry J. Bouchard and wife, Effie Lee Bouchard, the apparent owners.

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

Mayor McAden introduced the following ordinance:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED,
"AN ORDINANCE PROVIDING FOR THE CONSTRUCTION
AND MAINTENANCE OF THE PORTION OF U. S. HIGHWAY
NO. 81 AS RELOCATED ALONG EAST AVENUE IN THE CITY
OF AUSTIN AS A FREEWAY AND AS A STREET HEREINAFTER
REFERRED TO AS 'THE EAST AVENUE PROJECT' AND AUTHOR-
IZING THE CITY MANAGER OF THE CITY OF AUSTIN TO
EXECUTE AND THE CITY CLERK TO AFFIX THE CORPORATE
SEAL AND ATTEST THE SAME, A CERTAIN CONTRACT BETWEEN
THE CITY AND THE STATE OF TEXAS PROVIDING FOR THE
INSTALLATION, CONSTRUCTION, MAINTENANCE, EXISTENCE
AND USE OF THE SAID EAST AVENUE PROJECT AS A FREE-
WAY", PASSED BY THE CITY COUNCIL OF THE CITY OF
AUSTIN ON FEBRUARY 19, 1953 AND RECORDED IN BOOK
"S", PAGE 106-114, INCLUSIVE, OF THE ORDINANCE
RECORDS OF THE CITY OF AUSTIN; 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 Pearson, carried by the following vote:

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

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The

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

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

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

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

The Mayor announced the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

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

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

(1) A gas main in WALLER STREET, from East 6th Street, southerly 4 feet, the centerline of which gas main shall be 18 feet west of and parallel to the east property line of said WALLER STREET.

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

(2) A gas main in WALLER STREET, from a point 4 feet south of the south property line of EAST 6th Street and 18 feet west of the east property line of Waller Street, easterly 12 feet, the centerline of which gas main shall be 4 feet south of and parallel to the south property line of East 6th Street.

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

(3) A gas main in WALLER STREET, from a point 4 feet south of East 6th Street, southerly 5 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said WALLER STREET.

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

(4) A gas main in CHESTNUT AVENUE, from a point 137 feet north of East 17th Street northerly 67 feet, the centerline

of which gas main shall be 7.5 feet west of and parallel to the east property line of said CHESTNUT AVENUE.

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

(5) A gas main in VALDEZ STREET, from a point 137 feet south of Estrada Street, northerly 97 feet, the centerline of which gas main shall be 5.5 feet east of and parallel to the west property line of said VALDEZ 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 10TH STREET, from a point 252 feet west of San Marcos Street, westerly 153 feet, the centerline of which gas main shall be 3 feet south of and parallel to the north property line of said EAST 10TH STREET.

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

(7) A gas main in WEST 11TH STREET ALLEY, from San Antonio Street, easterly 415 feet, the centerline of which gas main shall be 5 feet north of and parallel to the south property line of said WEST 11TH STREET ALLEY.

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

(8) A gas main in EAST 10TH STREET, from a point 166 feet west of Harvard Street, easterly 452 feet, the centerline of which gas main shall be 6.5 feet north of and parallel to the south property line of said EAST 10TH 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 31ST STREET, from a point 110 feet west of Wabash Avenue, westerly 241 feet, the centerline of which gas main shall be 22 feet south of and parallel to the north property line of said WEST 31ST STREET.

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

(10) A gas main in GREENLEE DRIVE, from a point 46 feet west of Hillview Road, westerly 411 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said GREENLEE DRIVE.

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

(11) A gas main in LOUIS AVENUE, from Mansell Avenue,

westerly 229 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said LOUIS AVENUE.

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

(12) A gas main in EAST 4TH STREET, from a point 172 feet east of Pleasant Valley Road easterly 452 feet the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said EAST 4TH STREET.

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

(13) A gas main in AGGIE LANE, from Hardy Drive, easterly 911 feet, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said AGGIE LANE.

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

(14) A gas main in TERRELL HILL DRIVE, from a point 168 feet west of South 1st Street, easterly 200 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said TERRELL HILL DRIVE.

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

(15) A gas main in SOUTH 1ST STREET, from Terrell Hill Drive, southerly 190 feet, the centerline of which gas main shall be 2 feet west of and parallel to the east property line of said SOUTH 1ST STREET.

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

(16) A gas main in AVONDALE ROAD, from a point 202 feet east of Alameda Drive, westerly 55 feet, the centerline of which gas main shall be 21 feet south of and parallel to the north property line of said AVONDALE ROAD.

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

Councilman Long 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 as a filling station site the property located on the west side of Burnet Road, north of Hancock Drive which property fronts 60 feet on Burnet Road, and being known as Lot 11, Block 10, Rosedown Addition in the City of Austin, Travis County, Texas, and hereby authorized the said C. D. Shafer to construct, maintain and operate a drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted 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 C. D. Shafer has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"January 21, 1954

"Mr. Walter Seaholm
City Manager
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of C. D. Shafer for permission to construct, maintain and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the

property located on the west side of Burnet Road, north of Hancock Drive, which property fronts 60 feet on Burnet Road and being known as Lot 11, Block 10, Rosedown Addition in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by D. D. Shafer and we hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as a "C" Commercial Use District upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street and furthermore, shall not create a nuisance to others in the neighborhood and it is understood that the disposal of such drainage shall be entirely the responsibility of the property owner.

"We recommend that C. D. Shafer be granted permission to construct, maintain and operate said drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith, subject to the following conditions.

"(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways, building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc. and that all construction of the filling station improvements shall be in accord with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2 - H - 146.

"(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan hereto attached, which plan bears the Department of Public Works file number 2 - H - 1252.

"(6) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2 - H - 1252 and shall be of the pre-moulded type.

"(7) When the owner considers that he has complied with all the

requirements of the City of Austin for filling stations, he shall apply for a final inspection and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted
C. G. Levander
Director of Public Works
J. C. Eckert
Building Inspector"

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, L. O. Jackson is the Contractor for the alteration of a building located at 213-15 Congress Avenue and desires a portion of the sidewalk and street space abutting parts of Lots 4 and 5, Block 18, 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 L. O. Jackson, 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 westerly direction and at right angles to the centerline of Congress Avenue to a point four feet east of the east curb line; thence in a southerly direction and parallel with the centerline of Congress Avenue approximately 46 feet to a point; thence in an easterly direction and at right angles to the centerline of Congress Avenue to the southwest corner of the above described property.

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

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

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

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

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

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

(6). That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk barricades, materials, equipment and other obstructions shall be removed not later than March 1, 1954.

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

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

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

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

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

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

Noes: None

Councilman Long 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 north side of East 7th Street as a private gasoline plant, which property is owned by Tony Villasana, and is designated as Lot 1, Block 1, Outlot 4, Division "B", Stuart and Mayes subdivision, in the City of

Austin, Travis County, Texas, and hereby authorizes the said Tony Villasana to operate a private gasoline plant consisting of a 550-gallon underground tank and pump for the sole purpose of servicing his 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 Tony Villasana has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas
January 21, 1953

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

"Dear Sir:

"I, the undersigned, have considered the application of Tony Villasana 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 north side of East 7th Street, which property is designated as Lot 1, Block 1, Outlot 4, Division "B", Stuart and Mayes Subdivision, in the City of Austin, Travis County, Texas, and locally known as 1300 East 7th Street.

"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 Underwriter's 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,
(Sgd) J. C. Eckert
Building Inspector"

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

Councilman Long 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 erection of a boat dock on the property owned by Lorne Yeatman located down-stream from the westerly direction of the south line of Windsor Road on Bee Creek and listed in the Travis County Deed Records, and hereby authorizes the said Lorne Yeatman to construct, maintain and operate this boat dock subject to 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 an occupancy permit for the erection of this boat dock after full compliance with all the provisions of this resolution. 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, fire and health regulations and the right of revocation is retained if, after hearing, it is found by the City Council that the said Lorne Yeatman has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"January 21, 1954

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

"Dear Sir:

"I, the undersigned, have reviewed the plans and have considered the application of Lorne Yeatman, owner of a piece of property located down-stream from the westerly direction of the south line of Windsor Road on Bee Creek and listed in the Travis County Deed Records, for permission to construct and maintain a boat dock projecting out into the lake approximately 24 feet beyond the normal high water level, together with a float approximately 15 feet square extending not more than 1/3 the distance from the opposite shore line, I therefore recommend that if Lorne Yeatman is granted his request by the City Council, that it be subject to the following conditions:

"(1). That nothing but creosoted piles, cedar piles or concrete piles, substantially braced to withstand wind and water pressure, be used in the construction and that no structure shall be nearer than ten feet to any side property line of the owner or applicant.

"(2). That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares and merchandise, except marine supplies and tackle and no living quarters of any character, shall be erected on any pier, dock, wharf, float, island, piling or other structure extending into or above Lake Austin.

"(3). That every structure shall be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

"(4). That all structures extending out into the Lake be constantly kept in a state of good repair and that the premises be kept reasonably clean at all times.

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

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That W. E. Seaholm, City Manager, be and he is hereby authorized and directed to execute a release of the paving lien on the north 60 feet of Lots 1 and 2, Block B, West End Addition, in the City of Austin, Travis County, Texas, in consideration of the full payment of such paving assessment against such property by T. H. Wright and wife, the apparent owners.

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

The Council had before it the following memorandum from the City Manager regarding Quick Lime Contract:

"January 20, 1954

"Complying with your instructions to obtain other bids for subject contract, we sent invitations to bid to four additional firms. The following bids were recieved:

"Serv. Tex Materials Company	No Bid
Uvalde Rock Asphalt Company	No Bid
Texas Lime Company	No Bid
U. S. Gypsum Company	\$14.41 per ton

"The price bid by U. S. Gypsum Company is identical to that bid by local vendors, Austin White Lime Company and Round Rock White Lime Company.

"It is therefore recommended that contract be divided between the two local vendors as in the past."

The City Manager recommended dividing the business between the AUSTIN WHITE LIME COMPANY and ROUND ROCK WHITE LIME COMPANY. Councilmen Thompson and

Pearson felt that if the contract were made to one company there would be competitive bidding. Councilman Thompson moved that the contract for 1954 be awarded to the AUSTIN WHITE LIME COMPANY. The motion was seconded by Councilman Pearson. Councilman Long offered a substitute motion to award the contract to the Round Rock White Lime Company. The motion failed to receive a second. The Council then voted on Councilman Thompson's motion to award the contract to the Austin White Lime Company, the motion carried by the following vote:

Ayes: Councilmen Pearson, Thompson, White
 Noes: Councilman Long
 Present but not voting: Mayor McAden

The Council had before it the following zoning postponed from last week:

MAX A. BACHOFEN	11011-1013 E. 51st St.	From "A" Residence To "C" Commercial NOT RECOMMENDED
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The Mayor asked those who favored upholding the recommendation of the Planning Commission and denying the change to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

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

The Mayor announced the change had been denied.

The Council had before it the following claim of MR. S. Z. SKINNER, dated January 15, 1954:

"To: City of Austin,
 % City Manager,
 Austin, Texas.

STATEMENT

"Ground rent on eight poles, cable, etc. @ 35¢ per pole
 per month for 64 months \$179.20
 (this ground rental can be terminated either by negotiating
 an easement between the City of Austin and myself covering
 this light line or the approval and filing of the sub-
 division plat in the county clerk's office.)

"Loss: Increase of cost of labor and material from
 Dec. 27, 1950 until Jan. 15, 1954 on building permit
 No. 47065 denied the use of which by the city manager . . . 1428.00

"Loss, under permit No. 47065, of rent from April 1, 1951
 to Jan. 15, 1954. . . 33½ months @ 50.00 per mo. 1675.00

"Cost of engineering, maps and plats to subdivide the
 land to comply with the city manager's directive as
 is contained in his letter of May 22, 1951. 280.00

Total losses to date 3562.20

"This statement does not include possible losses I may sustain due to the city council's action if the subdivision is not approved. The losses may sustained by me if I am not permitted to comply with State law governing the sale of multiple parts of land from a tract that has not been subdivided. I am subject to further losses by the city council's action in restricting my land to only one purpose, that is the building of residential type A houses.

"Respectfully submitted for your approval.

"S. Z. Skinner"

The City Manager submitted the following :

"January 20, 1954

"Memorandum

To: Honorable Mayor and City Council

From: W. E. Seaholm, City Manager

Subject: Damage Claim of S. Z. Skinner

"We are attaching hereto statement of claim by Mr. S. Z. Skinner against the City of Austin.

"The original disagreement with Mr. Skinner was the issuance of a conditional building permit to Mr. Skinner for the building of a duplex apartment. He was advised at the time that the permit was conditioned on the Planning Commission's approving a street or subdivision layout on Mr. Skinner's land. He failed to secure the necessary approval, whereupon the permit was cancelled, and he was so advised.

"Following this, Mr. Skinner then proceeded to get an engineer and to make a subdivision layout, which he submitted to the Planning Commission for their approval. A subdivision layout was, subsequently, tentatively approved by the Planning Commission, conditioned on proper utility arrangements being made with the City. Mr. Skinner was advised that it would require \$2,085.00 for water installation and that no sewer service would be available. He was further advised that he would have some costs in his subdivision because of drainage facilities that should be installed. These were estimated to cost approximately \$1,200.00. Mr. Skinner has not made any arrangements with the City for these utilities, and as a result, the City Council has not formally approved Mr. Skinner's subdivision.

"In a conference with Mr. Skinner on Monday, January 18th, he advised that he would meet the financial arrangements for the utilities. He was further advised that he might build an additional building on his land, irrespective of a subdivision plat, provided that he furnished his own utilities from the existing lines that he now has on his premises.

"As long as he continues to have sole ownership of these houses and is served from the single point for water, he could proceed with the buildings, but if and when he sold off a part, or a house with the necessary land, he would be into difficulties with the City.

"The claims as set out by Mr. Skinner are certainly not justifiable. The ground rent which he claims on eight poles, etc., is for poles which are

serving his own home and garage apartment. If he is not willing to provide an easement at no cost, these poles can be removed and electric service discontinued. His other claims of \$1,428.00 and \$1,675.00 are figments of his own imagination, and if there were such damages, they were caused by his own delay in not proceeding with the utility arrangements.

"W. E. SEAHOLM
City Manager"

After much discussion, Councilman White moved that this claim be denied. The motion, seconded by Councilman Pearson, carried by the following vote:

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

*I understand he can go on and build without subdividing in accordance with paragraphs #4 and #5 (City Managers Memo dated January 20th).

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 19, 1954, for the construction and installation of High Service and Low Service Substations, Filter Plant No. 2; and,

WHEREAS, the bid of R. O. Davis, Inc. in the sum of \$26,230.71 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Superintendent of Water and Sewage Treatment Department of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of R. O. Davis, Inc. in the sum of \$26,230.71 be and the same is hereby accepted, and W. E. Seaholm, City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with R. O. Davis, Inc. for the construction and installation of such Substations.

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

The Council received and noted a list of organizations and annual amount of Water and Light used. (On file under WATER AND LIGHT DEPARTMENT)

Mayor McAden introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE
ENTITLED: "AN ORDINANCE REGULATING TRAFFIC UPON
THE PUBLIC STREETS OF THE CITY OF AUSTIN; PRESCRIBING
PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL
ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH;

AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN BY AMENDING SECTION 12(b) OF ARTICLE III RELATING TO STOP SIGN LOCATIONS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; DECLARING AN EMERGENCY AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced the ordinance had been finally passed.

Mayor McAden introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN, PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 12(a) OF ARTICLE III RELATING TO TRAFFIC CONTROL DEVICES REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; DECLARING AN EMERGENCY AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced the ordinance had been finally passed.

Mayor McAden introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN, PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 12(a) OF ARTICLE III RELATING TO TRAFFIC CONTROL DEVICES REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; DECLARING AN EMERGENCY AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced the ordinance had been finally passed.

Mayor McAden introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE REGULATING TRAFFIC UPON THE STREETS OF THE CITY OF AUSTIN, PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTION 22(e) OF ARTICLE IV RELATING TO ONE HOUR LOCATIONS; 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 Pearson, carried by the following vote:

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

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

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

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

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

The Mayor announced the ordinance had been finally passed.

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

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment for the property hereinafter described

in the name of Thelma Grace Westbrook is incorrect for the following reason:

"A re-inspection of the premises by our appraiser revealed that the structure is a remodelled prefabricated dwelling, having an unfinished basement. These factors require a lower unit per square foot than the originally assigned unit.

"I recommend that I be authorized to reduce the assessed valuation on these improvements as follows:

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	35' by 184.75', O.L. 5, Div. E, Plat 93, Item 36, Parcel #2-0800-0905, known as 817-C West 12th Street, Improvements Only.)	\$2,130	\$1,610

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

Councilman White 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 in the name of Thelma Grace Westbrook, and has found the same to be erroneous for the reason 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 adjustment, Now Therefore,

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

That the following tax assessment for the year shown be, and the same is hereby adjusted and corrected to fix the assessed value therein as indicated.

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	35' by 184.75', O.L. 5, Div. E, Plat 93, Item 36, Parcel #2-0800-0905, known as 817-C West 12th Street, (Improvements Only).	\$2,130	\$1,610

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

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

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

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

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment for the property hereinafter described in the name of Wesley P. Sommers is incorrect for the following reason:

"The addition to the house was not started until after January 1, 1953.

"I recommend that I be authorized to reduce the assessed valuation on these improvements as follows:

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	S. 65' of Lots 9 and 10, Blk. 3, Tobin and Johnson Addition, Plat 143, Item 27-2, Parcel #1-1608-0615, known as 1701 Schulle, (imps. only).	\$3,330	\$2,690

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

Councilman White 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 in the name of Wesley P. Sommers, and has found the same to be erroneous for the reasons stated in his certificate delivered to the City Council and filed with the City Clerk, and

WHEREAS, in such certificate the City Tax Assessor and Collector has recommended the adjustment, Now Therefore,

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

That the following tax assessment for the year shown be, and the same is hereby adjusted and corrected to fix the assessed value therein as indicated.

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	S. 65' of Lots 9 and 10, Blk. 3, Tobin and Johnson Addition, Plat 143, Item 27-2, Parcel number 1-1608-0615, known as 1701 Schulle, (Improvements Only).	\$3,330	\$2,690

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

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

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

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

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment for the property hereinafter described in the name of Keith L. Yake is incorrect for the following reason:

"According to the records of the Building Inspector, the construction on improvements was not started until after January 1, 1953.

"I recommend that I be authorized to reduce the assessed valuation on these improvements as follows:

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	Lot 17, Blk. D, Shoalmont Section 4, Plat 371, Item 17, known as 2603 Northland Drive, (Improvements Only)	\$7,700	-0-

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

Councilman White 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 in the name of Keith L. Yake, and has found the same to be erroneous for the reason 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 adjustment, Now Therefore,

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

That the following tax assessment for the year shown be, and the same is, hereby adjusted and corrected to fix the assessed value therein as indicated.

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	Lot 17, Blk D, Shoalmont Section 4, Plat 371, Item 17, known as 2603 Northland Drive. (Improvements Only).	\$7,700	-0-

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

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

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

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

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment for the property hereinafter described in the name of Wakanda Co-Operative is incorrect for the following reason:

"This tax levy represents a double assessment with Assessment #4719.

"I recommend that I be authorized to reduce the assessed valuation on such property as follows:

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	Furniture and fixtures, located at 2502 Wichita Street.	\$280	-0-

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

Councilman White 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 in the name of Wakanda CO-Operative, and has found the same to be erroneous for the reason 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 adjustment, Now Therefore,

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

That the following tax assessment for the year shown be, and the same is, hereby adjusted and corrected to fix the assessed value therein as indicated.

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	Furniture and fixtures, located at 2502 Wichita Street.	\$280	-0-

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

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

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

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment for the property hereinafter described

in the name of Peggy Elaine Crow, is incorrect for the following reason:

"Following an investigation by a Tax Department appraiser, it was determined from the contractor that this house was only 80% completed as of January 1, 1952.

"I recommend that I be authorized to reduce the assessed valuation on these improvements as follows:

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1952	East 15' of Lot 20 and West 40' of Lot 21, Blk. 13, Oakmont Heights Annex #2, Plat 178, Item 79-1, known as 1907 West 40th, (Improvements Only).	\$2,600	\$2,080

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

Councilman White 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 in the name of Peggy Elaine Crow, and has found the same to be erroneous for the reason 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 adjustment, Now Therefore,

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

That the following tax assessment for the year shown be, and the same is, hereby adjusted and corrected to fix the assessed value therein as indicated.

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1952	East 15' of Lot 20 and West 40' of Lot 21, Blk. 13, Oakmont Heights annex #2, Plat 178, Item 79-1, known as 1907 West 40th (Improvements Only).	\$2,600	\$2,080

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

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

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

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

"TO THE MAYOR AND CITY COUNCIL:

"I certify that the tax assessment for the property hereinafter described in the name of George H. Olewin, is incorrect for the following reason:

"A reinspection of the property by our appraiser shows that the improvements were only 30% completed as of January 1, 1953.

"I recommend that I be authorized to reduce the assessed valuation on these improvements as follows:

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	Lot 11, Blk G, Georgian Acres, Plat 768, Item 4, Parcel #2-4017-0401, known as 4102 Sinclair Avenue (Improvements Only).	\$1,100	\$550

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

Councilman White 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 in the name of George H. Olewin, and has found the same to be erroneous for the reason 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 adjustment, Now, Therefore

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

That the following tax assessment for the year shown be, and the same is hereby adjusted and corrected to fix the assessed value therein as indicated.

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1953	Lot 11, Blk.G, Georgian Acres, Plat 768, Item 4, Parcel #2-4017-0401, known as 4102 Sinclair Avenue, (Improvements Only).	\$1,100	\$550

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

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

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

Councilman Long moved that the Minutes of December 1, 1953, be approved with corrections. The motion, seconded by Councilman Pearson, carried by the following vote:

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

Councilman Long reported a complaint by Florence Vickers, 1303 San Antonio Street that the two-hour parking was not being enforced; that the people parked all day. They get tickets and tear them up. She suggested checking the idea of giving people 72 hours to pay the dollar, and then see about this other plan of increasing the fine after that.

Councilman Long stated MRS. IDA HUBER who lives on Duval and owns some property on the Interregional Highway adjacent to the city property, would like to purchase the city triangle from the City. Councilman Long moved that the City Manager be instructed to have this small piece of property adjacent to Mrs. Ida Huber's property located on the Interregional Highway, appraised and bring in a recommendation. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Long moved that the City Manager be instructed to write the property owners on East 19th advising them that their curbs and gutters are to be constructed either by themselves or under the assessment program in the very near future, since East 19th Street will be paved. The motion, seconded by Councilman White, carried by the following vote:

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

Mayor McAden asked the status of the sanitary sewer in South Austin from Pecos Street to the vicinity of the Ward Body Works. The Director of Public Works stated work was starting, and there were some easements to obtain. He thought the preliminary work would be completed and the contract let in about two months. He stated the line would not be ready when the MOLLY DAWSON SCHOOL opened, but shortly afterwards; in the meantime the School will make temporary arrangements. Councilman Long inquired about the sidewalks to this new school. The Director of Public Works stated the street was being widened, and the shoulders would be gravelled, and there would be quite a bit of walking space. Work was starting from Oltorf and running to Cardinal Lane.

Councilman Pearson inquired about the Sewer from South 1st Street. The Director of Public Works stated this would help those people. He suggested that the people be advised to get in touch with his Department so that it could be worked out if they could be connected on to the line.

Councilman White inquired why one of the former election judges had been

removed from the list. It was explained he was not qualified as he was a Justice of the Peace. The Mayor was to contact him.

Councilman White asked that 38 $\frac{1}{2}$ Street from East Avenue to Red River be checked to see if something could be done about it--it was practically impassable.

JESS MEDLOCK, 1418 Redwood, had petitioned for bus service. The Mayor stated his petition had been referred to the Bus Company, and as soon as a report was received from MR. BEN GREIG, he would be notified.

There being no further business, at 1:15 P.M. Councilman Thompson moved that the Council adjourn, subject to the call of the Mayor. The motion, seconded by Councilman White, carried by the following vote:

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

APPROVED


Mayor

ATTEST:


City Clerk