

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 27, 1953
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor McAden presiding.

Roll Call:

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

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. LEWIS SPEAKER, First English Lutheran Church.

MRS. MAUDE FRIDGEN appeared before the Council asking that the City give perpetual care in the old part of Oakwood Cemetery, to straighten up the monuments and keep up the graves. It was brought out that the City's obligation was to care for it to a point where it would not be a public nuisance. It was suggested that the city keep it clean and in reasonable good shape.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Westenfield Development Company in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No. 739-C)

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

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

Councilman Thompson offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Austin Development Company in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No. 799-C)

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Austin Development Company in accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under SEWERS - Sanitary -- Contract File No. 800eC)

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be and he is hereby authorized and directed to enter into a contract on behalf of the City of Austin with Ray Yates in

accordance with the terms and provisions of a certain contract, copy of which is attached to this Resolution, and marked by the City Clerk for purposes of identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under WATER MAIN EXTENSIONS - Contract File No. 773-C)

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

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That W. E. Seaholm, City Manager, be and he is hereby authorized and directed to execute a release of the paving lien on all of Lot 39, Enfield C Addition, in the City of Austin, Travis County, Texas, in consideration of the full payment of such paving assessment against such property by R. W. Pettway and wife, Virginia Pettway.

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

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

The Council received the following:

"August 27, 1953

"To The City Council
City of Austin, Texas

"Re: Completion and Acceptance of Work
of Improving Lavaca Street (both
sides) from West 7th Street to
West 8th Street, being Unit 8 of
Current Improvement Program.

"The work of improving Lavaca Street (both sides), from the north curb line of West 7th Street to the south curb line of West 8th Street, known as Unit 8 in the current street improvement program, has been performed and completed by John R. Andrews in full compliance with the Contract, and the plans and Specifications therein contained, dated May 19, 1952, between the City of Austin and John R. Andrews.

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

Mayor McAden introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING LAVACA STREET, UNIT NO. 8 IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY JOHN ANDREWS, 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 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 votes:

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

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

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

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

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

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" RESIDENCE DISTRICT TO "C-1" COMMERCIAL DISTRICT ON BLOCK 74, FAIRVIEW PARK, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING ACHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on August 21, 1953, the City of Austin received bids for constructing the Embankment for the North Approach to the South 1st Street Bridge across the Colorado River; and,

WHEREAS, an evaluation of the bids received for such construction work shows the alternate bid of Collins Construction Company of Texas in the amount of \$8,561.08 to be the lowest bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works 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 Collins Construction Company of Texas in the sum of \$8,561.08 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 Collins Construction Company of Texas for the construction of the Embankment for the North Approach to the South 1st Street Bridge across the Colorado River.

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

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

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 0.099 OF ONE ACRE OF LAND OUT OF THE J. C. TANNEHILL LEAGUE 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 second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

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

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

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

The Mayor announced the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, pursuant to that certain ordinance enacted on March 19, 1953, authorizing the City Tax Assessor and Collector to photographically reproduce certain records of the Department of Taxation, the City Tax Assessor and Collector has made photographic reproductions of various original records of Such Department and has filed with the Council a certificate certifying that such photographic reproductions constitute a true and accurate reproduction of such original records, and,

WHEREAS, such certificate is in due form, correct and entitled to be approved by the Council, Now Therefore,

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

That the Certificate of the City Tax Assessor and Collector filed with the Council and attached hereto and made a part hereof, be and it is hereby approved.

THE STATE OF TEXAS:

COUNTY OF TRAVIS:

I do hereby certify that I have examined the reels of photographic reproductions identified and described in the schedule set out below, and that each reel of such photographic reproductions constitutes a true and accurate reproduction of the original records of the Department of Taxation of the City of Austin listed in said Schedule opposite the description of such reel.

Assessments
Rendition of Real and Personal Property Tax

<u>Reel No.</u>	<u>Description</u>	<u>Reel</u>	<u>Description</u>
1935 - T1	A-B	1937 - T1	A-B
T2	B-C	T2	B-C
T3	D-F	T3	C-D
T4	G-H	T4	E-G
T5	H-K	T5	G-H
T6	L-M	T6	H-L
T7	M-P	T7	L-M
T7A	P	T8	M-P
T8	P-S	T9	P-S
T8A	S	T10	S
T9	S-T	T11	S-W
T10	T-W	T12	W-Z and Supplements
T11	X-Y-Z	T13	School Tax
T12	Supplements	T14	School Tax
T13	School Tax		
1936 - T1	A-B	1938 - T1	A-B
T2	B-C	T2	B-C
T3	C-F	T3	C-D
T4	F-H	T4	D-F
T5	H-J	T5	G-H
T6	J-L	T6	H-J
T7	L-M	T7	J-L
T8	M-P	T8	L-M
T9	P-S	T9	M-P
T10	S	T10	P-R
T11	S-W	T11	R-S
T12	W-Z	T12	S-T
T13	Supplements	T13	T-W
T14	School Tax	T14	W-X-Z
		T15	Supplements
		T16	School Tax

Reel No.	Description
1939 - T1	A-B
T2	B-C
T3	C-D
T4	D-F
T5	G-H
T6	H-J
T7	J-K-L-
T8	L-M
T9	M-P
T10	P-R
T11	R-S
T12	S-T
T13	T-W
T14	W-Z
T15	Supplements
T16	School Tax

1940 - T1	A-B
T2	B
T3	C
T4	D-F
T5	F-G
T6	H
T7	H-K
T8	K-Mc
T9	Mc-M
T10	M-P
T11	P-R
T12	R-S
T13	S-T
T14	T-W
T15	W-Z
T16	Supplements
T17	School Tax

1941 - T1	A-B
T2	B
T3	B-C
T4	C-E
T5	E-G
T6	G-H
T7	H-J
T8	J-L
T9	L-M
T10	M-O
T11	P-R
T12	R-S
T13	S
T14	S-V
T15	W
T16	W-Z and Supplements
T17	School Tax

Reel No.	Description
1942 - T1	A-B
T2	B-
T3	B-C
T4	C-E
T5	E-F
T6	F-H
T7	H
T8	H-K
T9	L
T10	Mc-M
T11	M-O
T12	P
T13	P-R
T14	R-S
T15	S
T16	S-V
T17	W
T18	W-Z
T19	Supplements
T20	School Tax

1943 - T1	A-B
T2	B
T3	B
T4	C-E
T5	E-G
T6	G-H
T7	H-J
T8	J-K
T9	L-Mc
T10	M
T11	M-P
T12	P-R
T13	R-S
T14	S
T15	T-W
T16	W-Y
T17	Y-Z and Supplements
T18	School Tax Only

1944 - T1	A-B
T2	B
T3	B-C
T4	C-D
T5	D-E
T6	F-G
T7	H
T8	H
T9	I-K
T10	K-L
T11	L-M
T12	M
T13	N-P
T14	P-R
T15	R-S

Reel No.	Description
1944 - T16	S
T17	S-T
T18	T-W
T19	W
T20	W-Z and Supplements
T21	School Tax Only
T22	School Tax Only

1945 - T1	A-B
T2	B
T3	B-C
T4	C-D
T5	D-F
T6	F-G
T7	H
T8	H-K
T9	K-L
T10	L-M
T11	M-N
T12	N-P
T13	P-R
T14	R-S
T15	S-T
T16	T-W
T17	W-Y
T18	Y-Z and Supplements
T19	School Tax
T20	School Tax

1946 - T1	A-B
T2	B
T3	B-C
T4	C
T5	C-D
T6	D-E
T7	E-G
T8	G-H
T9	H
T10	H
T11	H-K
T12	K-Mc
T13	Mc-M
T14	M-P
T15	P-S
T16	S
T17	S-T
T18	T-W
T19	W-Z
T20	School Tax
T21	School Tax

Reel No.	Description
1947 - T1	A-B
T2	B
T3	B-C
T4	C-D
T5	D-E
T6	E-G
T7	G-H
T8	H
T9	H-K
T10	K-L
T11	L-M
T12	M
T13	M-P
T14	P-R
T15	R-S
T16	S
T17	S-T
T18	T-W
T19	W
T20	W-Z
T21	School Tax Only
T22	School Tax Only

1948 - T1	A-B
T2	B
T3	B-C
T4	C-D
T5	D-E
T6	E-G
T7	G-H
T8	H
T9	H-K
T10	K-L
T11	L-M
T12	M-N
T13	N-P
T14	P-R
T15	R-S
T16	S
T17	S-T
T18	T-W
T19	W-Z
T20	School Tax

1949 - T1	A-B
T2	B
T3	B-C
T4	C
T5	C-D
T6	D-F
T7	F-G
T8	G-H
T9	H
T10	H-K
T11	K-L

<u>Reel No.</u>	<u>Description</u>
1949 - T12	L-M
T13	M
T14	M-O
T15	P
T16	P-R
T17	R-S
T18	S
T19	S-T
T20	T-W
T21	W-Z
T22	School Tax

In testimony whereof I have set my official hand this the _____ day
of _____ A. D., 1953.

(Sgd) T. B. Marshall
Tax Assessor and Collector
of the City of Austin

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

Councilman Long 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 BERGMAN STREET, from a point 148 feet east of Anthony Street, westerly 96 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said BERGMAN STREET.

Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in MORGAN LANE, from a point 336 feet west of Banister Lane, easterly 255 feet, the centerline of which gas main shall be 6 feet south of and parallel to the north property line of said MORGAN LANE.

Said gas main described above shall have a cover of not less than 2½ feet.

(3) A gas main in MANOR ROAD, from Red River Street easterly 350 feet, the centerline of which gas main shall be 2 feet south of and parallel to the north property line of said MANOR 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 Thompson, carried by the following vote:

Ayes: Councilmen Long, Thompson, White, Mayor McAden

Noes: None

Absent: Councilman Pearson

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 25, 1953, for the construction of a reinforced concrete culvert on Koenig Lane at Waller Creek; and,

WHEREAS, the bid of Coastal Engineering & Surveying Corporation of San Antonio, Texas, in the sum of \$8,111.71 was the lowest and best responsible bid therefor, and the acceptance of such bid had been recommended by the Director of Public Works 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 Coastal Engineering & Surveying Corporation in the sum of \$8,111.71 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 Coastal Engineering & Surveying Corporation for the construction of a reinforced concrete culvert on Koenig Lane at Waller Creek.

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

Ayes: Councilmen Long, Thompson, White, Mayor McAden

Noes: None

Absent: Councilman Pearson

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 at the northwest corner of the intersection of Manor Road and East Avenue which property fronts 111.91 feet on Manor Road, 128.34 feet on East Avenue and 101 feet on Swisher Street and being known as a portion of Lots 1 and 2, Block 31 of the Christian and Fellman Addition in the City of Austin, Travis County, Texas, and hereby authorizes the said Humble Oil and Refining Company, lessee, acting by and through W. L. Kindle, District Manager, 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 Humble Oil and Refining Company, lessee, acting by and through W. L. Kindle, District Manager, has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"August 25, 1953

"Mr. Walter Seaholm
City Manager
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of the Humble Oil and Refining Company, lessee, acting by and through W. L. Kindle, District Manager, for permission to construct, maintain and operate a drive-in gasoline filling station and to construct commercial driveways in connection therewith upon the property located at the northwest corner of the intersection of Manor Road and East Avenue which property fronts 111.91 feet on Manor Road, 128.34 feet on East Avenue and 101 feet on Swisher Street and being known as a portion of Lots 1 and 2, Block 31, of the Christian and Fellman Addition in the City of Austin, Travis County, Texas, and the property upon which this filling station

is to be located is owned by Oscar R. Bertram and is under lease to the Humble Oil and Refining Company and we hereby advise that the following conditions exist.

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

"The storm sewer and surface drainage from this filling station is to be emptied into a storm sewer inlet at the northwest corner of Manor Road and East Avenue.

"We recommend that Humble Oil and Refining Company 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 allequipment 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 sidewalk area and that all of said oils and water shall be concentrated 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 - 1218.

"(6). Expansion joints shall be constructed as shown upon the plan hereto attached marked 2 - H - 1218 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
(Sgd) J. C. Eckert
Building Inspector"

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

Pursuant to published notice thereof the following zoning application was publicly heard:

T. B. MARSHALL	2301 Leon Street	From "A" & 1st Height and Area To "B-1" & 2nd Height and Area RECOMMENDED by the Plan Commission
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No opposition appeared. Mr Marshall appeared on behalf of his application. The Mayor asked that those who favored upholding the recommendation of the Plan Commission to vote "aye"; those opposed to vote "no". Roll call showed the following:

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

The Mayor announced that the requested change had been granted and the ordinance would be drawn to cover.

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 assessments for the property hereinafter described in the name of Willie B. Wyatt are incorrect for the following reasons:

"A recheck of the building permit record and the records of the Water and Light Department show conclusively that there was no structure on these premises as of January 1, 1951.

"I recommend that I be authorized to adjust the assessed valuations on such property as follows:

<u>YEAR</u>	<u>DESCRIPTION OF PROPERTY</u>	<u>ORIGINAL ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1951	Improvements on 51x95, Outlot 61, Division B, Plat 34, Item 45-2	1,390	0
	Land	200	200

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

Councilman Long 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 in the name of Willie B. Wyatt, 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 adjustments, Now Therefore,

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

That the following tax assessments for the year 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 ASSESSED VALUE</u>	<u>RECOMMENDED VALUE</u>
1951	51x95, Outlot 61, Division B, Plat 34, Item 45-2, (Improvements only)	1,390	0
	Land	200	200

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

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

Ayes: Councilmen Long, Thompson, White, Mayor McAden

Noes: None

Absent: Councilman Pearson

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, sealed bids were received by the City of Austin for the sale of the Veteran's Housing Project, composed of twenty (20) dwelling units located at 1174 Hargrave Street in the City of Austin, on August 5, 1953; and,

WHEREAS, the only bid submitted was by E. L. Hightower; and,

WHEREAS, the Director of Public Works and the City Manager have recommended the acceptance of said bid; Now, Therefore,

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

That the bid of E. L. Hightower, in the amount of One Thousand Five Hundred Twenty and no/100 (\$1520.00) Dollars for the purchase of twenty (20) dwelling units composing the Veteran's Housing Project located at 1174 Hargrave Street in the City of Austin be and the same is hereby accepted, and the City Manager is authorized and directed to execute a contract with E. L. Hightower for the sale of such buildings in accordance with the terms of the contract which is attached to this Resolution, and marked by the City Clerk for purposes of

identification, and the City Clerk is hereby directed to file for permanent record in the office of the City Clerk the attached copy of said contract without recordation in the Minutes of the City Council. (On File Under Veteran's Housing Project - Contract File No. 723-C)

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

Ayes: Councilmen Long, Thompson, White, Mayor McAden

Noes: None

Absent: Councilman Pearson

Mayor McAden introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION AND MAINTENANCE OF THE PORTION OF US HIGHWAY NO. 183 IN THE CITY OF AUSTIN, HEREINAFTER REFERRED TO AS "THE STREET PROJECT" AND AUTHORIZING THE CITY MANAGER OF THE CITY 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 STREET PROJECT; FOR THE INDEMNIFICATION OF THE STATE OF TEXAS, BY THE CITY, AGAINST ALL DAMAGES TO ADJOINING, ABUTTING AND OTHER PROPERTY, AND FOR EXPENSES IN CONNECTION WITH ANY CLAIM OR SUIT THEREOF; AND DECLARING AN EMERGENCY AND PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE FROM AND AFTER ITS 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 Long, Thompson, White, Mayor McAden

Noes: None

Absent: Councilman Pearson

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

Ayes: Councilmen Long, Thompson, White, Mayor McAden

Noes: None

Absent: Councilman Pearson

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

Ayes: Councilmen Long, Thompson, White, Mayor McAden

Noes: None

Absent: Councilman Pearson

The Mayor announced the ordinance had been finally passed.

Mayor McAden introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE MAINTENANCE OF CERTAIN STATE HIGHWAYS AND/OR PORTIONS OF STATE HIGHWAYS IN THE CITY OF AUSTIN, COUNTY OF TRAVIS, TEXAS, HEREBY REFERRED TO AS MUNICIPAL MAINTENANCE PROJECT AND AUTHORIZING THE CITY MANAGER OF THE CITY OR OTHER AUTHORIZED CITY OFFICIAL, TO EXECUTE AND AFFIX THE CORPORATE SEAL AND ATTEST SAME. A CERTAIN AGREEMENT BETWEEN THE CITY AND THE STATE OF TEXAS, PROVIDING FOR THE MAINTENANCE AND USE OF THE SAID MAINTENANCE PROJECT; AND DECLARING AN EMERGENCY AND PROVIDING THAT THIS ORDINANCE SHOULD BE EFFECTIVE FROM AND AFTER ITS PASSAGE.

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 Thompson, carried by the following vote:

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

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 Thompson, carried by the following vote:

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

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

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

The Mayor announced the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the final plat of the subdivision known as "Resubdivision of Lots 41, 42, 43 and 44, Enfield "D", approved by the City Planning Commission of the City of Austin on August 20, 1953, be and the same is hereby accepted and authorized to be filed of record in the office of the County Clerk of Travis County, Texas, in accordance with the provisions of the laws of the State of Texas, and the ordinances of the City of Austin, and that this action of the City Council be indicated by appropriate notation, signed by the Mayor, on the original plat of said subdivision prior to its recording in the Plat Records of Travis County, Texas.

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

Councilman Long moved that the following ordinance be introduced and authorized to be published:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 11.15 ACRES OF LAND, SAME BEING ALL OF HIGHLAND PARK WEST, SECTION 2, A SUBDIVISION OF A PORTION OF THE T. J. CHAMBERS GRANT IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

Consideration of claim by Mrs. M. L. Anderson regarding the property on Guadalupe Street at 27th was before the Council. The City Manager recommended that the city buy the entire site. He stated it had been appraised at \$42,500 and the city could buy it for \$40,000 if they consummate the contract in 30 days; the city would do all the necessary legal work; the City to absorb what ever the proration of taxes that it would have; all this dependent upon the city getting a clear title. Mrs. Anderson stated she wanted \$40,000 net for the property. She also stated there was a lease on part of the property for \$125 a month that would run for two years beginning the 1st of August, 1953. Councilman Long moved that the City Manager be authorized to purchase the property at 27th and Guadalupe Streets, being Lot 1, Block 1, Outlot 14, Division D, Fruth Addition, from Mrs. Anderson and the other heirs, for the sum of \$40,000. The motion, seconded by Councilman White, carried by the following vote:

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

The City Manager handed the Council a written report re: Ledesma Avenue, Pennsylvania Avenue and Blessing Avenue.

The Mayor recognized MR. DAN LOVE of the press.

Councilman White moved that October 13, 1953 be set as the date for receiving bids on Brackenridge Hospital construction. The motion, seconded by Councilman Thompson, carried by the following vote:

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

Councilman White submitted the following letter:

"Austin, Texas
August 24, 1953

"Dear Mr. White:

"I received my September water and light bill this afternoon, and I am shocked and angry at what I saw. Never in the thirteen years that we have lived here have we ever received a bill of this size. In comparing the bills for the months of July, August, and September, I find they have been rising steadily from \$2.00 to \$2.50 per month, so that the September bill totals \$16.20 as compared with \$11.26 in July. Yet the fans run about the same number of hours a day, the laundry is done twice a week as always, and the yard is watered only on certain days as before. The pattern of using the water and lights remains just about the same.

"Upon receiving the bill, I decided to check with my neighbors, and everywhere I found the same situation--anger over rising water and light bills. One neighbor stated he had been gone 10 days during the month--one third of the month--and his bill dropped approximately \$1.50. Does this drop seem right for a bill that was \$13.00 the month before? Another neighbor pointed out that the rates are no longer printed on back of the bills, so there is no way of checking the accuracy. Others stated their bills were the highest they have ever received. From what I have read in the newspapers this is a city-wide complaint, so someone had better get busy and do something about this situation.

"In talking with the neighbors, I learned other things also. Mrs. J. A. Nordvall of 2500 Willow stated that the meter reader stands at a distance of from ten to twenty feet to read the light meter, even though the meter is easily accessible. He stands in my neighbors yard and reads our meter at an angle. He certainly must be blessed with telescopic sights. The meter reader also has a very peculiar habit of putting trash in the water meter boxes. He was seen putting a dead fish wrapped in a comic book in the Nordvall meter. Mrs Nordvall called City Hall to have it removed. The lady she spoke to laughed at her, then switched her to another lady who very rudely asked her if she wanted to complain about her bill. When she explained her problem, Mrs. Nordvall was then switched to a gentleman who told her he didn't know what he could do about it. That night Mr. Nordvall called Mrs. Long about it, and the next morning the City came and removed the fish. If you want to verify these facts, you are free to contract Mr. or Mrs. Nordvall. After this incident, a key was obtained by someone in the neighborhood and a number of the boxes were opened. Some very interesting articles were found--part of a straw hat, a broken toy, a sponge, a dog bone, papers and other trash. These facts can also be verified. Now, Mr. White, what would you and the other Council members do if the situation existed in your respective neighborhoods? I surely don't want to be responsible for putting a hardship on anyone, but on the other hand, I'd like to be sure that we do have competent city employees.

"Referring again to the high utility bills, the newspaper stated the complaints are declining. The complaints to the City Hall may be declining, but the anger over these bills is still very much there. Mr. Seaholm may be well able to pay these high utility bills, but to a \$60.00 per week man, it is a serious situation. If he thinks the complaints are declining, I suggest he go and ring a few door-bells.

"Sincerely,
Mr. and Mrs. Norman Walsh"

Councilman Long reported a complaint from Mr. George Reed regarding his water and light bill and would like to have it investigated.

Councilman Long inquired about plans for sanitary sewers in the 3200 block of East 17th Street. It was stated it would probably be two or three years.

Councilman Thompson moved that the meeting adjourn, subject to the call of the Mayor. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Thompson, White, Mayor McEldon
Noes: None
Absent: Councilman Pearson

APPROVED: *Chas. M. Eddy*

ATTEST:

Grace Monroe
Deputy City Clerk