

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 17, 1953
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. T. WILLIAMS, JR., Acting City Manager; C. G. LEVANDER, Director of Public Works; W. T. BLODGETT, Administrative Assistant. MR. WALTER SEAROLM, City Manager, was absent while attending the International City Manager's meeting in Los Angeles, California.

The Invocation was delivered by REVEREND BERT MILLER, Congregational Church. .

Councilman White moved that the Minutes of the previous meeting be approved. The motion, seconded by Councilman Long, carried by the following vote:

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

MR. S. Z. SKINNER submitted a letter outlining his difficulties in subdividing his property, in that it would cost him \$628.00 per lot to get the lot ready to sell, if he complied with the subdivision requirements. He stated it would cost him \$2,085 to have water facilities; \$1,258 for storm sewer and \$2,400 to get the street paved. He stated that he had once tried to change the zoning to permit him to have a warehouse, but this was turned down. MR. ALBERT DAVIS explained what was necessary as to the water installations, and that the city was to install a 6" line and Mr. Skinner's property would be served by a 2" line connecting to the 6". It was discussed and decided that the Council would look into this further and see what could be done next week.

MR. HERMAN JONES appeared in the interest of opening Woodrow or Grover Streets in north Austin. The Council had before it a letter addressed to Councilman White from Mr. John D. Cofer (September 15, 1953) setting out the proposition offered by the Joseph family; that if the City would pay \$6,552.25 for the acreage and right-of-way on Arroyo Seca, the Josephs would sell the right-of-way on Grover and Woodrow through the Joseph property at \$2,500.00 an acre for the acreage taken for those two additional rights-of-way. If the City wanted a right-of-way on Arroyo Seca without the additional acreage adjoining the City Park, the Josephs would sell the three rights-of-way for \$2,500.00 an acre for the acreage required. The offers were made without any deduction for easements which the City had, and without any limitation so far as the rights of the City with reference to the future improvements on the streets were concerned. Councilman Thompson wanted a little time to check on the price of this land. Councilman Pearson suggested a little more time to look into this. Councilman White did not think it necessary to take 30 days. MR. BLODGETT stated the administration preferred the opening of Woodrow Avenue, as there was a possibility of running it from Anderson Lane to Burnet Road and would provide an access to McCallum School, while Grover would put the through traffic right by the school. Councilman Long suggested that the City get all three streets now, as she did not think the price was too high. She suggested that the City go ahead and get the area adjoining the park at the price set by the Commissioners' Court. Councilman White stated the necessity of all three rights-of-way, but rather than to stall the problem, he was ready to open up one street right away. He had had a meeting with three members of the Joseph family and Mr. Cofer, and this was their final offer. The Mayor stated he wanted to see exactly how much money would be involved in this transaction, as he wanted to make every dollar go as far as possible. Councilman Thompson stated it was necessary to acquire the park space, but he wanted to check on the price of the land. Councilman Pearson was anxious to see Mr. Joseph get a fair price, but he was not sure that this was a fair price, as a developer could hardly pay over \$1,000 an acre for property and develop it, and the City is buying a right-of-way that has to go in any way. The Josephs would receive money for what they would eventually have to give, as he could not develop the property unless he provided the right-of-way. Councilman Pearson suggested that this be studied very carefully and try to determine what is a fair price. Councilman Long thought when the city or county government developed property and took a man's property, he was due more because his property had been condemned. She did not think Mr. Joseph had asked a premium for his property. She thought the schools had paid \$2,000 an acre for their property. Councilman White stated if the City were to buy this today, and 30 days later went in and paved it, it would cost those men three times as much. The Acting City Manager explained that unless paving would enhance the value as much as the paving, the Council would not require it. The Council decided to continue this matter over to the following week.

Councilman Thompson offered an amendment to the Subdivision Ordinance defining specifications for the use of cement in the construction of streets both in the surfacing and in the base. He stated these specifications were spelled out so as to place the manufacturers of cement in a position to compete with the manufacturers of other materials. The Council, in order to study the amendments, postponed introduction of the ordinance until next Thursday.

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. T. Williams, Jr., Acting City Manager, be and he is hereby duly authorized and fully empowered to enter into and execute, for and in behalf of the City of Austin, one certain written agreement, dated September 1, 1953, between said City of Austin and Guy A. Thompson, Trustee, International-Great Northern Railroad Company, Debtor, herein called Carrier, respecting among certain things the construction, ownership, maintenance, and use of one certain 12-inch water line crossing Carrier's premises at Engineer's Chaining Station 9722 / 87, at or near Austin, Travis County, Texas, all as more particularly set out in said agreement, to which reference is made the same as if fully set out herein.

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

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

Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the existing contract, designated as Contract No. W-359-eng-4784, dated September 1, 1942, between the City of Austin and The United States of America for the sale of light and power to Bergstrom Air Force Base does not meet the present requirements of said base; and,

WHEREAS, the United States of America has requested the execution of a new contract; Now, Therefore,

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

That W. T. Williams, Jr., Acting City Manager, be and he is hereby authorized and directed to execute a contract on behalf of the City of Austin with the United States of America for the sale of light and power by the City of Austin to the United States of America at Bergstrom Air Force Base in Travis County, Texas, in accordance with the terms and provisions of Department of The Air Force Contract No. AF 41(602)-68, dated 6 April 1953, as exhibited to the City Council by the Acting City Manager; and,

BE IT FURTHER RESOLVED:

That the City Clerk is hereby authorized and directed to place and keep an executed copy of said Contract No. AF 41(602)-68 dated 6 April, 1953, in the permanent files of the City Clerk's Office.

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)

WHEREAS, the United States of America is building a Transmitting Station to serve Bergstrom Air Force Base which is located some distance from said Base; and,

WHEREAS, the United States of America desires to purchase light and power from the City of Austin to service said Station; Now, Therefore,

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

That W. T. Williams, Jr., Acting City Manager, be and he is hereby authorized and directed to execute a contract on behalf of the City of Austin with the United States of America for the sale of light and power by the City of Austin to the United States of America at said Bergstrom Air Force Base Transmitting Station in Travis County, Texas, in accordance with the terms and provisions of Department of The Air Force Contract No. AF 41(602)-82, as exhibited to the City Council by the Acting City Manager; and,

BE IT FURTHER RESOLVED:

That the City Clerk is hereby authorized and directed to place and keep an executed copy of said Contract No. AF 41(602)-82, dated 8 September 1953, in the permanent files of the City Clerk's Office.

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

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

Noes: None

The Council received the following:

"September 17, 1953

"To The City Council
City of Austin, Texas

"Re: Completion and Acceptance of Work of
Improving Lavaca Street (West Side),
from West 8th Street to West 8th
Street Alley, being Unit 9 of Current
Improvement Program.

"The work of improving Lavaca Street (West side), from the north curb line of West 8th Street to the north curb line of West 8th Street Alley, known as Unit 9 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 (WEST SIDE) UNIT NO. 9, 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 Thompson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

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

The ordinance was read the second time and Councilman Thompson 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, Pearson, Thompson, White, Mayor McAden
Noes: None

The ordinance was read the third time and Councilman Thompson moved that the ordinance be finally passed. The motion, seconded by Councilman Long, 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)

WHEREAS, the City of Austin received and opened bids on September 15, 1953, at 10:00 A.M. on the sale of certain buildings on property purchased for Interregional Highway Right-of-Way; and

WHEREAS, Moses J. Kouris submitted the highest and best bid in the amount of \$176.00 on the buildings located at 75 East Avenue; and

WHEREAS, R. L. Tinney submitted the highest and best bid in the amount of \$880.00 on the building located at 53 East Avenue; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$1253.25 on the building located at 801 Spence Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$1456.75 on the building located at 803 Taylor Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$1403.75 on the building located at 807 Taylor Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$306.75 on the buildings at 905 Holly Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$1003.25 on the buildings located at 54 San Marcos Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$1101.25 on the buildings located at 900 Lambie Street; and

WHEREAS, Johnnie Deison submitted the highest and best bid in the amount of \$813.91 on the building located at 900 (rear) Lambie Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$877.75 on the buildings located at 904 Lambie Street; and

WHEREAS, C. O. Marx submitted the highest and best bid in the amount of \$306.00 on the buildings located at 906 Lambie Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$1337.50 on the buildings located at 1003 Lambie Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$476.25 on the buildings located at 1005 Lambie Street; and

WHEREAS, Moses J. Kouri submitted the highest and best bid in the amount of \$526.05 on the buildings located at 43 San Marcos Street; and

WHEREAS, T. E. Wiley submitted the highest and best bid in the amount of \$515.25 on the building located at 1003 Clermont Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$1501.25 on the buildings located at 1006 Clermont Street; and

WHEREAS, Moses J. Kouri submitted the highest and best bid in the amount of \$475.00 on the buildings located at 1008 Clermont Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$1503.75 on the buildings located at 1009 Clermont Street; and

WHEREAS, Moses J. Kouri submitted the highest and best bid in the amount of \$475.27 on the buildings located at 1006 Flores Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$803.00 on the buildings located at 1010 Flores Street; and

WHEREAS, J. L. Nichols submitted the highest and best bid in the amount of \$325.00 on the buildings located at 1100 Flores Street; and

WHEREAS, R. L. Tinney submitted the highest and best bid in the amount of \$110.00 on the building located at 1102 Flores Street; and

WHEREAS, the Director of Public Works and the Acting City Manager have recommended the sale of such buildings to said bidders; Now, Therefore,

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

That said bids be and the same are hereby accepted and W. T. Williams, Jr., Acting City Manager is hereby authorized and directed to execute contracts of sale of said buildings at the above described locations with said bidders.

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

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

Noes: None

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. T. Williams, Jr. Acting City Manager, be and he is hereby authorized and directed to execute a release of the paving lien on Lot 3, Enfield E Addition in the City of Austin, Travis County, Texas, in consideration of the full payment of such paving assessment against such property by R. Severn and wife, Marie Severn, the apparent owners.

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

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

Noes: None

The Mayor brought up the following ordinance for its first 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 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 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 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 Long 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

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 BURNET ROAD, from a point 193 feet north of Houston Street northerly 75 feet the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said BURNET ROAD.

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

(2) A gas main in AIRPORT BOULEVARD, from a point 879 feet south of Shady Lane southerly 176 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said AIRPORT BOULEVARD.

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

(3) A gas main in VINE STREET, from Geraghty Avenue southerly 106 feet, the centerline of which gas main shall be 6.5 feet east of and parallel to the west property line of said VINE STREET.

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 a 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 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

Discussion was held on the application fo W. W. BENNETT for addition to his boat dock, and the Acting City Manager explained the provisions of the ordinance. He brought up that prior discussions were held on the fact that some of these docks were on city property. Councilman White stated there had been some trouble about the building of these docks.

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 Council of the City of Austin hereby approves the addition to a boat dock on the property leased by Mr. W. W. Bennett, described as being located downstream from the westerly extension of the south line of Windsor Road and listed in the Travis County Deed Records, and hereby authorizes the said W. W. Bennett to construct and maintain an addition to this boat dock subject to the same being constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the addition to 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 W. W. Bennett has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"September 17, 1953

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

"Dear Sir:

"I, the undersigned, have reviewed the plans and have considered the application of Mr. W. W. Bennett, lessee of a piece of property located downstream from

the westerly extension of the south line of Windsor Road and listed in the Travis County Deed Records, for permission to construct and maintain an addition to a boat dock projecting out into the lake approximately 133 feet, being in line with the existing boat dock on the north. The construction details meeting all requirements and the Lake Austin Navigation Board having considered and approved this project, which report is herewith attached, I therefore recommend that if the request of Mr. W. W. Bennett is granted by the City Council, that it be subject to the following conditions:

"(1). That nothing but crosoted 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 structure 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 Pearson, carried by the following vote:
Ayes: Councilmen Long, Pearson, Thompson, White, Mayor McAden
Noes: None

Councilman Long then moved that the City Manager be requested to have the City Attorney bring in the contract now existing with Mr. Bennett so the Council could review it. The motion, seconded by Councilman Thompson, carried by the following vote:

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

Councilman Pearson stated he would like to review the contract with the University also in this connection with Mr. Bennett.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain public utility easement was reserved and dedicated to the public on a map or plat of A. N. McQuown Subdivision, a subdivision of a portion of Outlots 32, 33 and 34, Division "C" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said A. N. McQuown Subdivision of record in Book 4, page 298, Plat Records of Travis County, Texas; and,

WHEREAS, a portion of such easement hereinafter described is not now needed and hereafter will not be required by the City of Austin; Now, Therefore,

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

That W. T. Williams, Jr., Acting City Manager, be and he is hereby authorized and directed to execute a release of the portion of such easement as follows:

- (1) The north five (5) feet of Lot 15 of said Block B, less the east thirty (30) feet of said north five (5) feet of Lot 15.
- (2) The south five (5) feet of Lot 16 of Block B, less the east thirty (30) feet of said south five (5) feet of Lot 16.

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 the final plat of the subdivision known as "Subdivision of Lot "A" of Mrs. Louisa Peterson Estate", approved by the City Planning Commission of the City of Austin on September 3, 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 Thompson, carried by the following vote:

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

Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin entered into a contract with the United States of America for office, storage and ground space at the Municipal Airport for the use of the Weather Bureau on June 15, 1952; and,

WHEREAS, the area leased has been reduced; Now, Therefore,

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

That W. T. Williams, Jr., Acting City Manager, be and he is hereby authorized and directed to execute on behalf of the City of Austin a lease, from the City of Austin to the United States of America, for office, storage, and ground space at the Municipal Airport for the use of the Weather Bureau, said lease being for a term of one (1) year, beginning July 1, 1953, and being renewable at the option of the United States of America from year to year until June 30, 1958, and providing for a rental of One (\$1.00) Dollar per year; and,

BE IT FURTHER RESOLVED:

That said W. T. Williams, Jr., be and he is hereby authorized and directed to execute on behalf of the City of Austin a cancellation agreement between the City of Austin and the United States of America on Contract Symbol No. C2ca-453-A, which contract provided for the furnishing of utility services to the above described leased premises; and,

BE IT FURTHER RESOLVED:

That said W. T. Williams, Jr. be and he is hereby authorized and directed to execute on behalf of the City of Austin an instrument entitled Invitation, Bid, and Award (Supply Contract), which contract is for the furnishing of utility services to the above described leased premises, and providing for a service charge of Three Hundred (\$300.00) Dollars per year for the period during which the above described lease is in force.

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 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 21(b) OF ARTICLE IV, RELATING TO PARKING PROHIBITED AT ALL TIMES AND SECTION 18(b) OF ARTICLE IV, RELATING TO LOCATION OF NO PARKING ZONES ON STREETS ADJACENT TO SCHOOLS BETWEEN SPECIFIC HOURS ON SCHOOL DAYS; 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(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 Long, 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 Long, 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 Long, 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 Acting 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 assessed in the name of Roberts-Vosburg, is incorrect because of erroneous information as follows:

"The assessment involved was excessive as shown by the letter signed by Dr. G. B. Vosburg, August 28, 1953.

"The planned method of operation of Roberts-Vosburg, Inc. was exceptional in that unusual shaped shoes for crippled feet were stocked in order to fit crippled feet with mismatched shoes. The business venture was unsuccessful, and the market value of the merchandise was limited by the restricted market for the product. Based upon the foregoing and the explanation contained in the attached letter, it appears equitable to adjust the assessment and I recommend that I be authorized to change the tax roll as indicated below:

<u>Year</u>	<u>Description of Property</u>	<u>Original Assessed Value</u>	<u>Recommended Value</u>
1949	Merchandise	\$4,900	\$290
1949	Addressograph	\$ 138	\$138

"(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 assessment hereinafter set forth 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>
1949	Merchandise	\$4,900	\$290
1949	Addressograph	\$ 138	\$138

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, on September 10, 1953, the City Council of the City of Austin passed a resolution accepting bids on certain houses located on property purchased for Interregional Highway on which bids were opened September 8, 1953, at 10:00 A.M.; and,

WHEREAS, said resolution authorized W. E. Seaholm, City Manager, to execute contract of sale of said buildings; and,

WHEREAS, W. E. Seaholm is now on vacation and W. T. Williams, Jr. is Acting City Manager; Now, Therefore,

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

That W. T. Williams, Jr., Acting City Manager, is hereby authorized and directed to execute said contracts of sale of said buildings on behalf of the City of Austin.

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

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

Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, no bids were received on September 8, 1953 at 10:00 A.M. in reply to the invitation for bids on the buildings located at 1013 Clermont Street, which consists primarily of a concrete walled house; and

WHEREAS, Tommie Haffelder has offered to pay the City of Austin \$37.50 for all salvageable material in said buildings save and except the tearing down of said concrete walls of said house; and

WHEREAS, the Director of Public Works and the Acting City Manager have recommended the sale of such buildings to the said Tommie Haffelder, Now, Therefore,

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

That the offer of the said Tommie Haffelder be and the same is hereby accepted and W. T. Williams, Jr., Acting City Manager, is hereby authorized and directed to execute a contract of sale of said buildings, on behalf of the City of Austin, with the provision that said concrete walls will not be required to be torn down, with said Tommie Haffelder.

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

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

Noes: None

No action was taken on the offer of JOE CASTILLO, SR., former owner of the brick house at 1109 Flores Street, to pay the City \$250 for the buildings, as Councilman Long suggested that the bidder whose bid was rejected possibly should be contacted to see if he wanted to make another offer.

Councilman Long moved that MR. GROVER KENYAN be appointed as a member of the Electric Board to fill the vacancy of the Electric Engineer on the Board. The motion, seconded by Councilman White, carried by the following vote:

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

MR. KENYAN appreciated the consideration and stated he would uphold the functions of the Electric Board as set out in the ordinance.

The Council had before it a subject of installing additional parking meters in cordon area of central business district. (Memorandum from the Traffic Engineer dated 8-28-53) Councilman Long objected to putting parking meters on the free parking lot that the City owns on San Antonio Street and on the lot by the Central Fire Station. Councilman Thompson stated people around those two locations would be provided free parking while others would have to pay. Councilman White noted that some kind of regulations were necessary on this lot on San Antonio. Councilman Thompson suggested that the parking meter installation discussion be postponed until next Thursday. The Mayor suggested that the City Attorney bring in an ordinance in regard to this parking, eliminating the two blocks in question, and eliminating the side of the street adjacent to the Post Office on 6th and Lavaca.

The Mayor suggested study of the possibility of acquiring additional property in the river bank north of Robert E. Lee Road as the City would eventually have to buy it for the beautification of the river and also to provide additional parking area. He suggested the Bus Company might set up a shuttle bus from this area to town. Councilman White did not want to buy that for a parking lot when there was so much acreage already. Councilman Pearson stated he thought there was a possibility of a trade, and the owner wanted to come before the Council to present his proposal. No action was taken by the Council at this time.

Councilman White inquired about the type of traffic control on Enfield Road and Exposition that was under study. The Administrative Assistant stated a recommendation would be ready shortly. At this time there is a part-time patrolman at the School, and the PTA was very happy about the progress made thus far. The Mayor suggested a manually operated light during the time the patrolman was there.

Regarding the paving of Lavaca Street, Councilman Long inquired if the installations for the light authorized at 9th and Lavaca had been made prior to the paving that will be done there. The Director of Public Works stated the wiring was all in.

Councilman Thompson asked about the request of MR. RAYMOND CANION for stop signs. Councilman White stated he wanted four-way stop signs on South 1st and Monroe. The Administrative Assistant stated he would check to see if there was a recommendation on this.

Councilman White asked about the report on Bouldin Creek which he noticed had been left off the pending list. He stated he would like to have this report.

The Council set the following application for change of zoning for public hearing at 11:00 A.M., October 22, 1953:

GUY STALNAKER &
DR. PAUL STALNAKER

506 West 10th Street,
East 46' of Lot 2, Blk.
128, Original City

From "B" Residence
To "C" Commercial
RECOMMENDED by the
Planning Commission

On Councilman Long's motion, the Council unanimously voted to adjourn at 12:15.

APPROVED:

CA M Eady
MAYOR

ATTEST:

Elsie Hooley
City Clerk