

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 28, 1959  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

## Roll call:

Present: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Acting Chief of Police.

Invocation was delivered by FATHER FRANCIS SULLIVAN, St. Mary's Cathedral, 203 East 10th Street.

Councilman Palmer moved that the Minutes of the meeting of May 21, 1959, be approved. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

MR. JOHN BARTON, spokesman for a group from the T. A. Brown Elementary School, 505 Anderson Lane, asked the Council for a recreation program for the summer, and that a swimming pool be included in next year's budget. The City Manager told the group of the preliminary plans for the area now, but said a swimming pool had not been considered at this time, as it would be necessary to have authority to issue bonds for this. The Mayor stated the City would appropriate some money to start with and give some supervision for play, and look into the matter to see what could be done. He suggested that the group appoint a three-member committee to come down and work with the City Manager and report back to the group.

MR. JOHN FORWALD, representing the model airplane group, discussed a location for their flying their planes. His group would be satisfied with an adequate place regardless of its location; but if the site were too far removed, the younger group would not have access to it. The City Manager stated he would check with the C.A.A. as to a possible location at the airport. Councilman Bechtol asked Mr. Forwald to get his A.M.A. group to check with the Director of

Recreation on some sites and draw up some plans, and work out a program whereby the A.M.A. would be responsible. Mr. Forwald asked for some place immediately where they could have their plane activities, as their Tournament was scheduled for July 4th at the airport. Councilman Bechtol stated he could work out a temporary meeting place during certain hours. Mr. Forwald was advised to work with Mr. Sheffield.

MR. J. E. PECK, and MR. C. E. WILLIFORD, asked that the Council permit Water District No. 12 to sell water to the Missile Base in Bastrop County. The City Manager stated he would recommend the granting of the permit. After discussion, Councilman Palmer moved that the Water District No. 12 be allowed to proceed with this subject to the approval of the City Manager and City Attorney. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The City Manager submitted the following:

"May 26, 1959

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Mr. Williams:

"Bids were received until 2:00 P.M. Tuesday, May 26, 1959 at the office of the Director of Water and Sewer Department for construction of sanitary sewer mains in Strafford Drive from Elgin Avenue to Canyon Circle West, then publicly opened and read in the Second Floor Conference Room, Municipal Building, Austin, Texas.

"The following is a tabulation of the bids received:

<u>"FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Bland Construction Company	\$32,109.20	80
Karl Wagner, Inc.	37,702.70	100
J. R. Barnes	40,753.50	120

"It is recommended that the contract be awarded to Bland Construction Company on its low bid of \$32,109.20 with 80 working days.

"Yours truly,  
(Sgd) S. A. Garza, Supt.  
Sanitary Sewer Division  
(Sgd) Albert R. Davis, Director  
Water and Sewer Department

"Approved By:  
W. T. Williams, Jr.  
City Manager"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 26, 1959, for construction of sanitary sewer mains in Stratford Drive from Elgin Avenue to Canyon Circle West; and,

WHEREAS, the bid of Bland Construction Company in the sum of \$32,109.20 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of the Water and Sewer 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 Bland Construction Company in the sum of \$32,109.20 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Bland Construction Company.

The motion, seconded by Councilman Bechtol, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, J. C. Evans is the Contractor for the erection of a building located at 112 Medina Street and desires a portion of the sidewalk and street space abutting Lots 4, 5, and 6, Block 4 of N. G. Shelly subdivision, Outlot 8, Division 0, of the City of Austin, Travis County, Texas, during the erection of a church 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 J. C. Evans, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southeast corner of the above described property; thence in an easterly direction and at right angles to the center line of Medina Street to a point 4 feet east of the west curb line; thence in a northerly direction and parallel with the center line of Medina Street approximately 50 feet to a point; thence in a westerly direction and at right angles to the center line of Medina Street to the east line of the above described property.

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

- (1) That the Contractor shall construct a 4-foot walkway within the outer boundaries of the above described working space, such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and without wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the City officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially support same to prevent sagging under load.
- (2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.
- (3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.
- (4) That "No Parking" signs shall be placed on the street side of the barricades.
- (5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.
- (6) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.
- (7) That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.
- (8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting systems for all tunnels.
- (9) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than March 1, 1960.
- (10) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.
- (11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.
- (12) That any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the

construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractors expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000) 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 Bechtol, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

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 as a filling station site the property located at the east side of South Lamar Boulevard, north of Butler Road, which property fronts 65 feet on South Lamar Boulevard, and is known as a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, and hereby authorized the said Rex Hodges to construct, maintain, and operate a drive-in gasoline filling station subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. 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 Rex Hodges has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"May 28, 1959

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"We, the undersigned have considered the application of Rex Hodges for permission to construct, maintain and operate a drive-in gasoline filling

station upon the property located at the east side of South Lamar Boulevard, north of Butler Road, which property fronts 65 feet on South Lamar Boulevard, and is known as a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by Doctor J. I. Chericco and Dr. Ben Eppright and is under lease to Rex Hodges. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as C-1 commercial 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. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owner. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that Rex Hodges be granted permission to construct, maintain and operate said drive-in gasoline filling station.

"(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 accordance 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-C-2640.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2-C-2640 and shall be of the premoulded 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,  
(Sgd) S. Reuben Rountree, Jr.  
Director of Public Works  
(Sgd) J. C. Eckert  
Building Inspector"

The motion, seconded by Councilman Bechtol, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

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. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute on behalf of the City of Austin, Texas, that certain grant agreement with the United States of America, Federal Aviation Agency, designated Contract No. FA2-391, Robert Mueller Municipal Airport, Project No. 9-41-078-5904 in accordance with the terms and provisions of said grant agreement exhibited to the City Council by the City Manager and attached hereto; and

BE IT FURTHER RESOLVED:

That the City Clerk is hereby authorized and directed to keep this resolution together with the attached grant agreement in the permanent files of the City of Austin without recording said contract at length upon the Minutes of the City Council.

The motion, seconded by Councilman Bechtol, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Mayor announced that the pending matter of closing or opening East 9th Street from Trinity to Neches would not be brought before the Council at this meeting, and no action will be taken until a public hearing is called, at which meeting will be invited the State, representatives from the T.E.C., representatives from the Schools, and the Church, and interested citizens. Mr. WILLIAM BRIGHT filed a petition asking the Council to reopen East 9th and improve it for traffic.

After discussion Councilman Perry offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 16, 1959, for furnishing intravenous fluids at Brackenridge Hospital for a period of two years; and,

WHEREAS, the bid of Wilson X-Ray and Surgical Company in the sum of \$48,206.13 was the lowest bid submitted which met the specifications of the City of Austin; and,

WHEREAS, the acceptance of such bid has been recommended by the City Manager of the City of Austin; Now, Therefore,

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

That the bid of Wilson X-Ray and Surgical Company in the sum of \$48,206.13 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Wilson X-Ray and Surgical Company for the furnishing of intravenous fluids at Brackenridge Hospital for a period of two years.

The motion, seconded by Councilman White, carried by the following vote:  
 Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
 Noes: None

Pursuant to published notice thereof the following zoning applications were publicly heard:

ROBERT L. CARTLEDGE	405 West 21st Street	From "B" Residence
By Thomas Black		To "C" Commercial
		RECOMMENDED by the Planning Commission

Mr. Black represented the applicant stating the change was desired to permit them to build up to 80 units instead of 55 as now permitted; and that the exit would be on San Antonio Street, which is one-way north. FATHER STANLEY, Pastor of St. Austin's Church, objected as there would be increased traffic to the already overloaded traffic, which was making it difficult for the children going to the school, and the enrollment was falling off. He protested also the change, as if the apartment plans fell through, commercial enterprises could come in. Opposition also expressed by J. D. SIMPSON. Mr. Black stated he would file a letter stating their intent with reference to the use of the land; and that he would apply for change of zoning back to "B" in the event the property was not used as intended. Councilman Palmer moved that the change be granted to "C" Commercial, when the letter of intent, setting out the items suggested by the City Attorney, was filed with the City Clerk. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
 Noes: None



The Mayor announced that the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance.

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GEORGE A. JOHNS	1131-47 Kirk Avenue	From "C" Commercial
By Robert Potts	1124-26 Airport Blvd.	To "C-1" Commercial

Mr. Potts represented the applicant and the lessee, Mr. Villa, and displayed plans showing the improvements planned. Opposition was expressed by Carolyn Goodwin; also by the Pastor of the Baptist Church in the Area. The Mayor asked those who wished to grant the change to "C-1" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
Noes: Councilman Perry

The Mayor announced that the change had been granted to "C-1" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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ROBERT M. & CLARA LEWIS	3303 Robinson Avenue	From "A" Residence To "B" Residence RECOMMENDED by the Planning Commission
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Mrs. Lewis appeared in her own behalf. No opposition appeared. The Mayor asked those who wished to grant the change to "B" Residence to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Mayor announced that the change had been granted to "B" Residence and the City Attorney was instructed to draw the necessary ordinance to cover.

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CHESTER BROOKS	120 Chicon & Rear of 112-118 Chicon; (110-18 Chicon; rear of 110 Chicon & rear of 200-04 Chicon - the additional property)	From "A" Residence To "C" Commercial RECOMMENDED to include additional property
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Mr. Brooks appeared in his own behalf. No opposition appeared. The Mayor asked those who wished to grant the change to "C" Commercial and to include the additional property, to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Mayor announced that the change had been granted to "C" Commercial

and the City Attorney was instructed to draw the necessary ordinance to cover.

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ALLANDALE HOMESITES, INC.	Tract 1: 2406-08	From "C" Commercial
Owner, By Lyda & Schieffer,	Greenlawn Parkway	To "C-1" Commercial
Frank J. Dyke, Jr.,	Tract 2: 2410	From "C" Commercial
Purchaser	Greenlawn Parkway	To "C-2" Commercial
		RECOMMENDED by the Planning Commission

No opposition appeared. The Mayor asked those who wished to grant the change to "C-1" Commercial and "C-2" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Mayor announced that the change had been granted to "C-1" Commercial and "C-2" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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FRANK C. BARRON	2500-07 Manor Circle	From Interim "A" Residence
		To "BB" Residence
		RECOMMENDED by the Planning Commission

The Mayor asked those who wished to grant the change to "BB" Residence to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Mayor announced that the change had been granted to "BB" Residence and the City Attorney was instructed to draw the necessary ordinance to cover.

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N. M. MORRIS	8129 North Lamar Boulevard	From "C" Commercial
		To "C-1" Commercial
		RECOMMENDED by the Planning Commission

The Mayor asked those who wished to grant the change to "C-1" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Mayor announced that the change had been granted to "C-1" Commercial

and the City Attorney was instructed to draw the necessary ordinance to cover.

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L. L. McCANDLESS	900-12 East 24th Street 2400-2408 Cole Street 901-911 Wahrenberger 2401-09 Swisher	From "O" Office To "C" Commercial RECOMMENDED by the Planning Commission
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No opposition appeared. The Mayor asked those who wished to grant the change to "C" Commercial to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Mayor announced that the change had been granted to "C" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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HENRY G. SANDERS	4601-03 East 12th Street 1165E-1173E Springdale Road	From "A" Residence To "IR" Local Retail RECOMMENDED by the Planning Commission
HENRY G. SANDERS	1200-02 Springdale Road 4124-28 East 12th Street	From "A" Residence To "IR" Local Retail RECOMMENDED by the Planning Commission

Mr. Clair Fallon represented the applicant, who wanted to build a shopping center at one corner and a filling station at the other. DR. J. W. MORTIN, represented the opposition of a large group, and filed a petition protesting the change. MR. CHAPMAN, MRS. WALKER and others spoke in opposition. The Council deferred action until it could make a personal inspection of the area.

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MANOR GONZALES, Owner Carlos Diaz, Purchaser	2804 Webberville Road	From "C" Commercial To "C-1" Commercial RECOMMENDED by the Planning Commission
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Mr. Raymond Donley represented the applicant, stated this was a cafe and it was desired to sell beer at the location. Opposition expressed by MAURICE DICKSON, JR., and MRS. SHIELD, 706 Wayne. The Council deferred action until it could make a personal inspection of the area.

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BOARD OF TRUSTEES LULING  
PUBLIC SCHOOLS  
By Mr. Tom Gee

4814 East Avenue

From "A" Residence  
To "B" Residence  
NOT Recommended by the  
Planning Commission

Mrs. Whitlock, lessee, appeared asking that the change be granted. The Attorney, Mr. Gee, wanted to work out some arrangement about the height and area limitations. The Council deferred action until it could make a personal inspection of the area.

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CITY PLANNING COMMISSION

1009-1023 East 52nd  
5104-06 Interregional  
Highway

From "A" Residence  
Tst & 5th Height &  
Area  
To "LR" Local Retail  
5th Height & Area  
RECOMMENDED by the  
Planning Commission

CITY PLANNING COMMISSION

4401-15 Alice Ave.

From "A" Residence  
To "LR" Local Retail  
RECOMMENDED by the  
Planning Commission

No action was taken on the above two applications as the Council wanted to get the consent of the property owners whose property was to be changed.

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ALVIS A. & MAURINE B.  
THOMPSON

3905 Red River

From "A" Residence  
To "B" Residence  
RECOMMENDED by the  
Planning Commission

Mrs. Thompson appeared in her own behalf. Mrs. Bob Long opposed a change of zone on Red River in this area. The Mayor asked those who wished to grant the change to "B" Residence to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilman White

Noes: Councilmen Bechtol, Palmer Perry, Mayor Miller

The Mayor announced that the change had been DENIED.

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Councilman Palmer moved that MR. L. THEO BELLMONT, MR. G. L. HUCKABY and MR. HARRY FRUITT be appointed to the BOARD OF EQUALIZATION for a one year term expiring June 1, 1960. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller

Noes: None

The Council discussed reducing the speed limit on West 1st Street around the ball park. It was suggested that it be reduced to 30 miles per hour, with a flashing light designating the hours the speed is to be reduced. As a temporary measure, the Mayor suggested that playground signs be erected until the other is worked out. Councilman Palmer moved that the request be referred to the City Manager to work out with the Police Department and Traffic Engineer. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman Palmer 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 south side of East 1st Street as a private gasoline plant consisting of a 550 gallon tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, which property is owned by Ranney Builders Specialty Company, and is Lot 2, Block 5, EEH Deats Estates, City of Austin, Travis County, Texas, and hereby authorizes the said Ranney Builders Specialty Company to operate a private gasoline plant consisting of a 550 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Ranney Builders Specialty Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"June 4, 1959

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of Ranney Builders Specialty Company for permission to operate a private gasoline plant consisting of a 550 gallon underground tank and electric 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 south side of East 1st Street, which property is designated as Lot 2, Block 5, EEH Deats estates, City of Austin, Travis County, Texas, and locally known as 5215 East 1st Street.

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

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

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the 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 Bechtol, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Assistant City Manager stated that some months ago a letter had been received from the University regarding stray golf balls at Municipal Golf Course. An estimate of adding to the fence was made of \$2100. He stated another complaint was received recently. Councilman Bechtol moved to go ahead with the fence if there was money available. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman White moved that ALLEN RUSSELL be granted permission to have fireworks at the Ball Park on June 10th. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman Palmer moved that the University be granted permission to have a band parade on September 26th. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Assistant City Manager submitted a report from the managers of the golf courses, regarding golf buggies, stating various types of small cars and jalopies were being used; and when the course was wet, it was all cut up. His suggestion was to confine the cars to two riders, and that all buggies stay off the course during wet weather. Councilman Perry suggested that the type of car should not be confined to professionally made golf buggies, but that it could be determined what types could be used on the grounds. Councilman Bechtol suggested that no buggies be permitted except those approved by the managers of the courses.


The Assistant City Manager made a report on the proposed playground sites which the Schools had made inquiry if the City wanted to buy along with property they were buying. The Recreation Director had stated that some of the property would not be satisfactory, and that at the other two sites, there was sufficient property for some playground development, and that it was his recommendation that none of the property be purchased. (Property in the Steck area, and property in the north and east of Pearce Junior High School area.) Councilman Bechtol moved that the School Board be informed that the City was not interested in buying the additional acres at the three proposed sites in the Summitt School Area. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None


The Assistant City Manager made a report about the inquiry of furnishing utilities to Little League Ball Fields. Councilman Bechtol reported that there was one instance he knew of where one person was running a field with a concession and that utilities were being furnished. The Mayor asked that a written report be made so that the Council could go over it.

There being no further business, the Council adjourned at 1:30 P.M., subject to the call of the Mayor.

APPROVED

  
Mayor

ATTEST:

  
City Clerk