

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 27, 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, Chief of Police.

Invocation was delivered by FATHER HAROLD ZINK, St. Mary's Cathedral Church, 203 East 10th Street.

Councilman White moved that the Minutes of the Meeting of August 20, 1959, be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Palmer, Perry, White, Mayor Miller
Noes: None
Present but not voting: Councilman Bechtol (as he was not present at the meeting)

MR. TOM BRADFIELD; MR. CURINGTON, representing MR. PAT STANFORD, and MR. BILL BULLARD appeared before the Council requesting that it consider opening a road between Hancock Drive and Northland Drive to take care of the immense development that is taking place in the Shoal Creek Valley and northwest part of Austin. Each of the developers had set aside a roadway which would run from Burnet Road to the City; and if this stretch between Hancock Drive and Northland Drive were opened, there would be a continuous street from the Burnet Road to Windsor Road. Mr. Bradfield stated he had been prevailed upon to dedicate a 240' strip 70' wide when he opened Turn-About-Terrace, which would make an extension of Bull Creek Road north through Memorial Park. The Mayor reviewed the development of some large thoroughfares in the City, which had taken place with the aid of State and Federal participation. The City Manager reviewed the early plans of extending Bull Creek Road across Shoal Creek, which resulted in the request of dedication of a part of Turn-About-Terrace for a street, but not

for a thoroughfare, but a collector street. The City Manager did not recommend a thoroughfare type of development, and stated there were plans for a thoroughfare and for the extension of Shoal Creek Boulevard north from the Park. Mr. Bradfield stated if the plans for extending Bull Creek Road were abandoned, he would like to have his dedication back. The Mayor stated the Council would look over the requests and see what the Planning Commission say s about the widths of the streets, and see what the costs will be.

Mayor Miller 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 FOLLOWING: (1) LOT 34 AND THE EAST 4.8 FEET OF LOT 33, RESUBDIVISION OF LOT 23, BLOCK X, VIOLET CROWN HEIGHTS, SECTION 2, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; (2) LOTS 1 AND 2 OF BLOCK 42 OF THE JAMES WALLACE TRACT, FROM "LR" LOCAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT; (3) ONE LOT FRONTING 86.8 FEET ON THE SOUTH RIGHT OF WAY LINE OF EAST 12TH STREET, LOCALLY KNOWN AS 2403 EAST 12TH STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; (4) ONE LOT FRONTING APPROXIMATELY 115 FEET ON THE SOUTH RIGHT OF WAY LINE OF NORTH LOOP BOULEVARD, LOCALLY KNOWN AS 2305-2307 NORTH LOOP BOULEVARD, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; (5) A TRACT OF LAND FRONTING 300 FEET ON THE EAST RIGHT OF WAY LINE OF AIRPORT BOULEVARD, LOCALLY KNOWN AS 5531-5617 AIRPORT BOULEVARD, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; AND (6) LOT 21 OF THE PAUL SIMMS ADDITION, FROM "D" INDUSTRIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

The ordinance was read the second time and Councilman Palmer moved that

the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Bechtol, carried by the following vote:

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

The ordinance was read the third time and Councilman Palmer moved that the ordinance be finally passed. 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 ordinance had been finally passed.

The Mayor brought up the following zoning applications deferred from last week:

LUCILLE HARVEY	8520-8750 Lamar Blvd.	From "A" Residence
By Robert C. Sneed		To "C" Commercial
		RECOMMENDED by the
		Planning Commission

Letters were filed regarding access streets leading west from Lamar Boulevard. 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.

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EULA WILLIAMS	3004 East 18th Street	From "A" Residence
		To "B" Residence
		NOT Recommended by the
		Planning Commission

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

The Mayor announced that the change had been DENIED.

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J. C. COX

4601 Hank Avenue

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

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: None

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

The Mayor announced that the change had been DENIED.

The City Manager submitted the following:

"August 24, 1959

"Sealed bids were opened in the office of the Purchasing Agent for materials necessary to install a volume density type traffic control system in the City Auditorium Area. This would include the revision of ten (10) existing signalized intersections, the addition of four (4) signalized intersections and the installation of "Walk-Don't Walk" Pedestrian Signals at five (5) intersections. The volume density system will automatically adjust the signal cycle lengths depending on the number of vehicles actually in the Auditorium Area, regardless of the time of day or night changes in volumes occur.

"The actual control equipment as covered by this purchase is as follows:

- 40 - "Walk-Don't Walk" pedestrian signals
- 1 - Traffic Density "Master" controller
- 9 - Secondary Controllers
- 1 - Secondary Controller with left turn deductable and time extension features

"The quotations as received for the total of this equipment are as follows:

	<u>Graybar Electric Co.</u>	General Elec. Supply	Singal Eng.Co.
	\$17,732.40	\$17,940.75	\$17,750.00
Less discount	354.65	358.82	355.00
Net Price	<u>\$17,377.75</u>	<u>\$17,581.93</u>	<u>\$17,395.00</u>

"Equipment as quoted by all bidders met specifications. All delivery dates are acceptable and prices are firm for 30 days.

"As a result of the foregoing, it is recommended that the contract be awarded to Graybar Electric Company of Austin, due to their low bid of \$17,377.75.

"W. T. Williams, Jr.
City Manager"

Councilman Bechtol offered the following resolution and moved its adoption
(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 24, 1959, for the purchase of materials necessary to install a volume density type traffic control system in the City Auditorium Area, consisting of 40 - "Walk-Don't Walk" pedestrian signals, 1 - Traffic Density "Master" controller, 9 - Secondary Controllers and 1 - Secondary Controller with left turn deductable and time extension features; and,

WHEREAS, the bid of Graybar Electric Company of Austin, in the sum of \$17,377.75 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent 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 Graybar Electric Company of Austin, in the sum of \$17,377.75, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, is hereby authorized to execute a contract on behalf of the City with Graybar Electric Company of Austin.

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

After discussion, Councilman Palmer moved that the property at the intersection of Riverside Drive and Newning Avenue be sold to the adjoining property owner, MR. E. A. JONES for \$3500. The motion, seconded by Councilman Perry, carried by the following vote:

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

Councilman Bechtol moved that the property at Koenig Lane and North Lamar Boulevard be authorized for sale to the highest bidder; that nothing less than \$15,000 be considered, that bids be submitted in multiples of \$100.00; that bids be opened on September 15th; and that the City reserve the right to reject all bids. The motion, seconded by Councilman Perry, carried by the following vote:

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

Mayor Miller brought up the following ordinance for its third 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 0.369 OF ONE ACRE OF LAND BEING OUT OF AND A PART OF

THAT CERTAIN 7.82 ACRE TRACT OF LAND KNOWN AS TRACT NO. 6 OF THE PARTITION OF THE WILLIAM LEGGINS HOME PLACE, 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 third time and Councilman Bechtol moved that the ordinance be finally passed. 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 ordinance had been finally passed.

Mayor Miller 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 11.29 ACRES OF LAND MORE OR LESS, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE, 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 second time and Councilman White moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Bechtol, carried by the following vote:

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

Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on August 26, 1959, W. T. Williams, Jr., City Manager, did file with the City Clerk the proposed budget for the operation of the City of Austin for the fiscal year 1959-60; and,

WHEREAS, on August 27, 1959, said budget was submitted to the City Council by the City Manager; Now, Therefore,

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

That the public hearing on said budget will be held in the City Council Chamber at the City Hall on September 10, 1959, at 2:30 P.M. and,

BE IT FURTHER RESOLVED:

That the City Clerk shall, at least 10 intervening days before said hearing date, publish, or cause to be published, public notice advertising

said public hearing.

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

Councilman Bechtol moved that they change the parking meter time limit up to 2 hours in the 100 East and 100 West blocks of 4th, 7th, 8th, 9th, 10th, and 11th Streets and in the 100 and 200 blocks east and west on 5th and 6th Streets with a rate of 5¢ for each 30 minutes. (Parking meters to be set 30/60/90/120) The motion, seconded by Councilman Perry, carried by the following vote:

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

Mayor Miller asked that stop signs be placed at St. Louis School as it was opening on September 8th.

The City Manager submitted the following recommendation on Cemetery lot charges:

Memorial Park

<u>Location</u>	<u>Approximate no. of Grave Spaces Still Available</u>	<u>Price</u>
Block 1	550	\$150.00
Block 1	10	150.00
Block 2	1300	175.00
Block 3	270	175.00
Block 4	4470	175.00
*Block 5	5820	150.00
*Block 5-A	1950	175.00
*Block 6	5000	175.00
Block 7 (Area sold out)		
Block 8	50	125.00
Block 9	180 single grave space	50.00
Block 10	2480 single grave space	50.00

Evergreen Cemetery

Section A (Area sold out)		
Section C-Blk. 1 sold out		
Section C-Blk. 2	7 single grave space	60.00
Section C-Blk. 3	75 single grave space	60.00
Section C-Blk. 4 (Area sold out)		
Section C-Blk. 5 (Area sold out)		
Section B-Blk. 1	167	75.00
Section B-Blk. 2	60	75.00
Section D-Blk. 3	493	75.00
Section D-Blk. 3	492 Single grave space	50.00
*Section D-Blk. 2 (Undeveloped)	720	75.00
*Section D-Blk. 1 (Undeveloped)	812	75.00

*Park type

Councilman Bechtol moved that they increase Cemetery lot charges as recommended by the City Manager, and that 25% of the sale of each lot be set up in a special fund for perpetual care; and also to adopt the idea that Sections 5A, 5, and 6 (Memorial Park) be park type with no elevated or raised headmarkers, no mounding of graves, and no shrubbery; that the grave opening charges be increased to \$35.00 (\$15.00 for babies) as recommended; that 20% discount for pre-need purchases be permitted only for families and relatives--no speculative purchasers. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
 Noes: None
 Present but not voting: Councilman Perry, disqualifying himself

Councilman Bechtol moved that concrete containers be required in the park type sections of the cemeteries. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
 Noes: None
 Present but not voting: Councilman Perry, disqualifying himself

Councilman Bechtol moved that the date of change of charges be made effective at 8:00 A.M., August 28, 1959. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Bechtol offered the following resolution and moved its adoption

(RESOLUTION)

RESOLUTION ACCEPTING AN OFFER OF THE UNITED STATES TO AMEND
 CONTRACT FOR PLANNING ADVANCE NO. TEX. R-20(A)

WHEREAS, the United States of America (herein called the "Government") has tendered to the City of Austin (herein called the "Local Public Agency") an Offer, hereinafter mentioned, to amend Contract for Planning Advance No. Tex. R-20(A), dated January 13, 1959; and,

WHEREAS, the Local Public Agency has given due consideration to said Offer:

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

Section 1. The Offer of the Government to the Local Public Agency dated August 6, 1959, designated Offer to Amend Contract for Planning Advance No. Tex. R-20(A), is hereby in all respects accepted.

Section 2. The Local Public Agency agrees to abide by all of the provisions, terms, and conditions of said Offer.

Section 3. Authority is granted to the officers and duly appointed agents of the Local Public Agency to send to the Housing and Home Finance Agency certified copies of this and such further documents or proofs in connection with the acceptance of said Offer as may be requested by the Government.

Section 4. This RESOLUTION shall be effective immediately.

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 a request to acquire extra land for parking at the Howson Library, as the building is going to occupy so much of the land that there will not be sufficient property for off-street parking. Adjacent to the library site are some vacant lots, but the owner was not interested in selling. Parking could be at the Tarrytown Center, but crossing Exposition Boulevard would be hazardous. He stated another lot on the south side of Bowman belonging to MR. TOM GRAHAM might be available, on a five year lease with an option to buy at \$6,000. The five year lease would be \$1.00 a year and the amount of taxes. Councilman Palmer suggested going ahead with negotiations for this property. Councilman Bechtol favored working with the owner of the property adjacent to the library site, even to condemning it, as it would be better to have parking at the library than across the street. The Mayor stated he would talk with MR. NAU, owner of the adjacent property, and Councilman Palmer asked the City Manager to talk with Mr. Graham and see which could be worked out.

The Council recessed at 12:00 Noon until 2:00 P.M.

RECESSED MEETING

2:00 P.M.

At 2:00 P.M. the Council resumed its business.

The Council again reviewed the health fees. Councilman Bechtol moved that the health fees be set as follows and become effective immediately or after the present or current permit expires:

AUSTIN-TRAVIS COUNTY HEALTH UNIT

Wholesale Dairies	\$12.50 Annual Permit
Milk, Pasteurizing Plant (Distributor)	<u>Annual permit for Distributors outside of Austin jurisdiction:</u> \$ 200 - under 1000 gal. daily 300 - 1000-2000 gal. daily 500 - over 2000 gal. daily
	<u>Inspection Fee:</u> \$.30 per 1000 gal. in City .35 per 1000 gal. outside City
	Maximum Annual Inspection fee of \$1200.00

Eating & Drinking Establishments	<u>Annual Permit</u> \$15 under 5 employees \$20 5-15 employees \$40 15-30 employees \$60 over 30 employees
Other Food Establishments:	<u>Annual Permit</u>
<u>Manufacturing Plant</u>	\$10 under 5 employees
Frozen Desert	\$20 5-20 employees
Ice Cream	\$40 over 20 employees
<u>Meat Processing</u>	\$10 under 5 employees \$20 5-20 employees \$40 over 20 employees \$20 charge on Inter-City
<u>Poultry Processing</u>	\$10 under 5 employees \$20 5-20 employees \$40 over 20 employees \$20 charge on Inter-City
Coin Vending Food & Drink Machines	None
Meat Slaughter Within Austin	None
Day Nursery	\$ 5 under 10 children \$10 over 10 children
Convalescent or Nursing Home	<u>Annual Permit</u> \$10 under 10 patients \$15 over 10 patients
Trailer Parks	\$15 under 10 units \$25 over 10 units
Tourists Courts	\$15 under 10 units \$25 over 10 units
Septic Tanks	\$15 inspection fee including percolation tests
Massage Parlor	\$25 Annual Permit
Vital Statistics (Certified copy of birth & death certificate)	\$ 1.00 each
Searching Fee	None
Birth Registration Card	\$ 1.00 each \$.50 for school entrance

Food Handlers Certificate	\$ 3.00 - 1 year .50 for duplicate
Direct Care of Sick in Home	\$ 3.50 for 1st 45 minutes or less, depending on situation \$ 0.25 each additional 15 minutes
Health Instr. in Home	None
Well Child Conference	None
Immunizations	Yellow fever, \$5 or less depending on number of persons immunized.

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

The Council reviewed the Building, Sign, Plumbing, Gasoline Service Stations, Private Gasoline Plants, and Bulk Storage Plant Wholesale fees. Councilman Perry moved that the following schedule of fees be adopted and become effective immediately or after the present or current permit expires except in those cases in which bids have already been submitted based on the old fees or where work is already in progress:

Building Permits

- | | |
|-------------------------|-------------------|
| 1. New Construction | 1 cent sq. ft. |
| 2. Alteration & Repairs | 1.50 per thousand |

Sign Permits

\$ 0.00 to \$ 100	- \$1.00
100 to 500	- 2.00
500 to 1000	- 3.00
1000 to 2000	- 4.00
2000 to 5000	- 5.00
All over 5000	- 5.00 plus 1/10 of 1% of cost of sign

Plumbing Permits

1st gas meter	\$2.00
each additional meter loop	1.00
Sewer Drain	1.00
1st fixture	1.00
each additional	.75
wall or floor fur- nace or central heat	5.00
Bathroom GasHeater	1.00

Gasoline Service Stations

\$35.00 Plus	
1,000 gal.	- \$ 1.00 ea.
2,000 gal.	- 2.00 ea.
3,000 gal.	- 3.00 ea.
Pumps	- 2.00 ea.
Dual Pumps	- 4.00 ea.

Private Gasoline Plants

\$10.00

Bulk Storage Plants Wholesale	\$25.00
Replacement of equipment	550 gal. - \$ 1.00
relocation of existing equipment	1000 gal. - 1.00
location of additional equipment	2000 gal. - 2.00
	3000 gal. - 3.00

Replacement of Equipment,	Single Pumps - \$ 2.00
relocation of existing equipment	Dual pumps - 4.00
location of additional equipment	

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

Councilman White moved that the following error in the present ordinance be noted and corrected as shown, and the following changes be made; fees to become effective immediately or after the present or current permit expires except in those cases in which bids have already been submitted based on the old fees or where work is already in progress:

PART 3. Section 9.94, Chapter 9, Austin City Code
 (Correction)

Motors:

Over 1 H.P. up to 10 H.P., each 1.50

(Changes) . . .

Panels:

10 circuits or less each 1.00

Over 10 circuits each 2.00

. . . .

Feeders:

No. 1 or smaller (other than dwellings) . . .50

Larger than No. 1 (other than dwellings) . . 1.00

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

Councilman Bechtol moved that the following fees will become effective immediately or after the present or current permit expires except in those cases in which bids had already been submitted based on the old fees or where work is already in progress:

HEALTH, BUILDING & INSPECTION, PLUMBING INSPECTION, ELECTRIC
 INSPECTION AND WATER AND SEWER CONNECTION FEES

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

Councilman Perry moved that the following recommendations for charges for the Auditorium be approved:

1. Charge for installing back section of seats where such section is not already in place at time:

1/2 of rear section erected (where it is not
already in place) in addition to
basic rental rate \$ 60.00

All of rear section erected (where it is not
already in place) in addition to
basic rental rate \$130.00
(approximately .10 per chair)

2. Charge for removing seats in front part of building for such things as dances, balls, etc., where the client by choice wants to use the stage side of building even though the exhibit area would accomodate a dance with cabaret set up.

Removal of the first elevated seats \$ 50.00
(916 seats and ramp) (660 seats moved free)

3. Charge for every other "Pop" concert.

Regular rental charge for every other "Pops concert" beginning with a charge for the first one to be given in the 1959-60 season. Should a second concert be given during this season, the Auditorium would then be furnished rent free.

4. Clarify Class II and Class III rates.

Class III - 20 Exhibit booths permitted for non-profit organizations where no collection is taken.
Class II - 20-50 Exhibit booths for non-commercial organizations
Class I - Over 50 Exhibit booths.

5. Use of Ground north of Chamber of Commerce Building

The parking lot north of the Chamber of Commerce Building to be designated as outdoor exhibit area for conventions using the auditorium and desiring such space, for which space no charge to be made; but the Convention to bear the expense of bringing any utilities which they desire to the location, and the Convention bearing all expenses of inspection, utility consumption, and repair of the parking lot after the removal of electric poles if such are used.

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

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

Noes: None

The City Attorney advised of the status of a petition received pertaining to zoning the Tom Plummer property at 1413-15 Webberville Road from "C-1" Commercial to "A" Residence, the petition having been filed by property owners, and stated that there was a provision in the ordinance that required action within 90 days. The Council asked that this be called to its attention in about 90 days from the time it was filed. (About November 5)

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH NASH PHILLIPS-COPUS; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Palmer 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 Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Palmer 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 Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Palmer moved that the ordinance be finally passed. 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 ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH NASH PHILLIPS-COPUS; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Palmer 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 Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Palmer 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 Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Palmer moved that

that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH NELSON PUETT, JR.; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Palmer 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 Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Palmer 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 Bechtol, Palmer, Perry, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Palmer moved that the ordinance be finally passed. 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 ordinance had been finally passed.

Councilman Bechtol moved that the following STREET RIGHT-OF-WAY POLICY be adopted:

The City will only accept dedications of land for streets where the right of way is at least as wide as the width herein prescribed.

A. Streets sixty feet or less: Land for streets sixty feet or less in width will be accepted only where the entire right of way is dedicated without cost to the City.

B. Streets more than 60 feet: Where a tract of land is proposed to be divided into two or more lots to be served by streets required by the City to be more than sixty feet wide, and the cash market value of all the lots after

the development required by the City would total less than the cash market value of the tract of land as a whole for its highest and best use before subdivision, plus the cost of the development required by the City, the City may accept the dedication of less than the full width required where the subdivider is willing to dedicate sixty feet and as much additional width as would not result in diminution of value to the extent described in this paragraph "B", and is willing to do either of the following, as the City may elect:

- (1) Establish lines of record clearly showing both the sixty-plus feet of right of way presently dedicated and the additional land planned ultimately to be required by the public for street right of way purposes; or
- (2) Sell the land, in excess of sixty-plus feet of right of way presently dedicated, which is planned ultimately to be required by the public for street right of way purposes, for the cash market value of the undeveloped land upon the approved written appraisal of appraisers selected by the City.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller
Noes: None
Absent from Council Room when vote was taken: Councilman Perry

The Assistant City Manager submitted the request of the TEXAS EMPLOYMENT COMMISSION to close 14th Street from Congress Avenue to Brazos from 3:00 P.M. to 5:00 P.M., September 4th, for dedication of their new State Office Building. Councilman Bechtol moved that this request be granted. The motion, seconded by Councilman White, carried by the following vote:

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

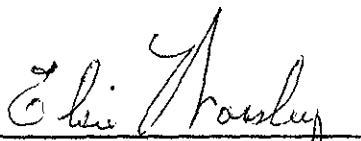
There being no further business, the Council adjourned at 4:50 P.M., subject to the call of the Mayor.

APPROVED



Mayor

ATTEST:



City Clerk