

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 11, 1965
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
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 REVEREND JOHN PLATT, Asbury Methodist Church.

Councilman White moved that the Minutes of March 4, 1965 be approved. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

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

NORTH EXPRESSWAY, INC.	5417 Harmon Avenue	From "A" Residence To "B" Residence NOT Recommended by the Planning Commission
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MR. JAKE JACOBSON, President of the Corporation, composed of all of the directors of the Citizens National Bank, proposed to place a driveway between the intersection of 55th Street and Harmon Avenue across the lot which they presently own, the drive to be open only during banking hours and to consist of an access way from those houses behind the Citizens National Bank to the Motor Bank, in order that there would be no necessity of driving to Highway 290 or using 51st Street. He displayed a drawing of the esthetic plans for the property behind this location in order to connect it with the bank. The drive will be one-way coming into the property of the Motor Bank and it would be closed when the bank was not open. "B" Residence zoning is necessary in order to provide the drive through and to park the cars. After a person finishes his banking, he would be facing the Interregional Highway and would go south on the access way. Entrance is available from the Interregional, but exit back that same direction is not possible. Councilman LaRue asked if he contemplated any other construction.

Mr. Jacobson stated absolutely not. Opposition was expressed by MRS. DOLLY DICKERSON, 5504 Harmon, in that traffic moved very fast on narrow residential Harmon Street; that children played on the little island in the area, and additional traffic would only add to the hazard. One change of zoning in the area would encourage other changes. She filed written statements protesting this change by WILLIAM T. NEELY and MRS. GERALDINE KENDRICK. MRS. GRACE LANG, MRS. ROBERT WHITEHEAD both opposed the zoning change on the grounds of the traffic problems on the narrow street, and fear that something else permitted under this zoning might be constructed. Councilman LaRue stated MRS. E. A. VOIGHT stated they were for this proposal. MR. JACOBSON said he would file a letter that the corporation had no intention of constructing a building on this lot, and that the drive will be used as an access only. Councilman Shanks moved that the change of zoning be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
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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MR. TRUEMAN O'QUINN asked that the City give official recognition to the many thousands of people who are of Irish descent; and since the Colorado River is similar to streams in Ireland where there are series of lakes, to name the lakes in Austin "KILLARNEY LAKES", and to plant along their shores the Hawthorn bush, which is the magic bush. Misses Marie and Molly O'Shaughnessy inducted the Council into the Irish Sept, giving each an appropriate name plate (McLaRue, O'Long, McWhite, O'Shanks, and Lord Mayor O'Palmer), Irish hat and pipe. Mr. O'Quinn introduced FATHER DONALD FORRESTER, MR. D. H. KILLEN, MR. STEWART NORRIS, and MR. MIKE O'SHAUGHNESSY. Mr. O'Quinn invited the Council to a Stag Party on March 17th at Westwood Country Club. Councilman Long moved that the Council instruct the City Manager to have a resolution drawn naming the lakes within the jurisdiction of Austin, LAKES KILLARNEY on March 17th. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman Long invited any interested citizen who would like to, to donate to the City Recreation Department some nice Hawthorn bushes which would be planted in appropriate places on the Killarney Lakes on that day. Mr. O'Quinn also suggested that all traffic lights be made "green" on that day.

At 10:30 A.M. the Mayor opened the hearing on an ordinance annexing property on SPRINGDALE ROAD south of Manor Road. No one appeared to be heard. Councilman Long moved that the hearing be closed. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer 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 0.55 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE THOMAS ELDRIDGE SURVEY, 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.
(On Springdale Road south of Manor Road)

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 LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

MR. DICK PETTWAY, representing the Friends of the Library and the Library Board, asked Council's approval of the acquisition of another bookmobile from the GERSTENSLAGER COMPANY, as it is impossible to get competitive bids, since this is a select and detailed item which only two firms manufacture, and one of the firms has failed to answer their inquiries. The interior has to be especially made, and no one else will bid on it. The frame will be put out on bids. This bookmobile would be used in the county locations. After discussion, Councilman Long moved that the City Manager be authorized to purchase through contract this bookmobile. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

(Discussed in full on March 4, 1965)

Councilman Long moved that MR. RUSSELL ROBERSON be heard. The motion was seconded by Councilman LaRue. Roll call showed a unanimous vote.

MR. ROBERSON, Volunteer Chairman of the Cen-Tex Chapter of the American Red Cross, introduced MR. I. W. DAVIS, MR. JOHN AYCOCK, MR. BILL YOUNGBLOOD, and MR. JOE MURRAY, stating they were all present to make known their needs for a building site on City property for a new Red Cross Chapter House. The quarters on City property at 322 Jessie are inadequate, old, and hardly reparable. The Red Cross solicited for an emergency building fund, with a goal of \$50,000 but received only \$38,000. The present lease expires February 1, 1966, and the City

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is going to use the present location for the Traffic Department. Mr. Roberson gave a resume of the functions of the American Red Cross internationally, nationally and locally; with the armed forces, veterans and their families; in local disasters, instructing in first aid services, nursing services, water safety services, and other activities. He pointed out the Red Cross was chartered by Congress, and its regular reports to Congress are audited by a Department of the Federal Government. MR. HILL, Executive Secretary, and active in the United Fund was introduced. Mr. Roberson said the growing Chapter now is known as the Cen-Tex Chapter which includes the Burnet and Bastrop Chapters. A district relationship may develop and proper facilities and the City's help in finding a place for them were needed. MR. HILL explained the financial possibilities and limitations. Councilman Long inquired if the Red Cross were not strong enough and well enough known that it could buy its land and borrow money for the building. It was pointed out being a member of the United Fund, the Red Cross could not use United Funds for capital improvements. Mr. Roberson said they would need a lot 100' x 150' and he inquired about an area west of the Recreation Building stating that would be a perfect location. The Mayor stated the Council had been very careful of land within 300' of the river, since the Town Lake is in its early development and beautification. More and more use will be made of the Auditorium and land had been reserved in this area for that purpose and plans are underway for additional space for the Recreation Department. He said the Council might try to work out some location other than this. Councilman Long said this was not a function of the City to find sites for any organization other than government purposes, stating the Red Cross is a very fine organization but there are many fine organizations for which the City would have to furnish property. She said there was a precedent with the Chamber of Commerce Building, but that was a mistake, as it is not a governmental function, and she for one was opposed to this on principle and ideals, and legally the City was not charged with this type of function. Councilman LaRue stated having been on active duty five years, he appreciated the things the Red Cross had done, but expressed concern that this was not just a discussion of the Red Cross, but it involves a number of other activities such as this in the City--perhaps the use of the Auditorium and Coliseum to be furnished to non-profit organizations, etc., at no charge. The previous City Council corrected the situation of furnishing utilities to non-profit organizations. He believed this was something that would require a lot of study. Councilman White said he had talked to some of these representatives, and he was definitely in favor of getting out and helping them find some property around 100' x 150'. Mayor Palmer stated the City many times was in a proprietary position given to it by the vote of the people. He believed the function the Red Cross performs is so closely related to many of the functions that the City performs that there would not be any real conflict of interest in what it does and what citizens try to do as individuals; and that the Red Cross performs a very vital service. Other organizations operate on some of City property furnishing recreation programs, and the City could not provide the personnel which are now volunteer groups. He stated he would be in favor of looking around to see if a site could be found that would be suitable. Councilman Long stated if the citizens of Austin have not been willing to furnish enough money to construct a building, that the taxpayers probably would not be willing to furnish the property.

Councilman White moved that MR. VOLMA OVERTON be heard. The motion was seconded by Councilman Long. Roll call showed a unanimous vote.

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MR. OVERTON, N.A.A.C.P. stated they had been deeply moved in Austin and over the nation by certain happenings in particular areas in the Nation. The Austin Branch of the N.A.A.C.P. wanted to make a formal protest, and Mr. Overton read a resolution setting out that on March 7th violence at the hands of government officials of Alabama and of Selma to citizens in their request for full and total citizenship had occurred, and that continued resistance and denial to the granting to these people the right to vote had led to brutality, bloodshed, pain and suffering to those who would aid in securing this right, that the N.A.A.C.P. petition, urge and demand that the Council take action by public resolution to condemn the state of Alabama, its public officials, and its citizens who are in any way guilty of or connected with the perpetration of by omission or commission which led to the violence, brutality, and intimidation and injury of American citizens seeking full freedom of the American dream; and that it advise and inform the local government of Selma that their actions have been deplorable; and that the Council, take such action as it deems necessary. The resolution was signed by the Austin Branch of the N.A.A.C.P., Volma Overton, President, and Mrs. Manning, Secretary. Councilman Long stated all law abiding citizens of Austin and in the whole country feel that the officials that have not performed their proper duties in Selma, Alabama are in the wrong. Clergymen throughout the country and many others have gone there to march in those demonstrations trying to bring about justice and freedom for all, and she said she saw no harm in passing the resolution condemning the brutality and lack of public order in the City of Selma, Alabama or any other area where such violence was carried on, and that the City Council could call upon people in both areas, as the President had done, to conduct themselves in such a manner that there would be no violence, and urge them to carry this fight for freedom in a way that it would be accomplished; yet try to avoid disobedience of law that is in keeping with the Constitution. In answer to Mayor Palmer's inquiry if she wanted to do what this resolution said, Councilman Long stated the Council should draw its own resolution. He asked if she did not want to pass this one as drawn, and Councilman Long stated she would have to look at it, as she was not sure that all the officials in Alabama had taken this position; as some had not. In order to protect the City the Council would want to be sure to draw the right type of resolution that it would not be condemning someone that had not performed this type of function. She suggested that the City of Austin, as an official body, condemn violence and governmental officials who do not carry out the Constitution and laws of the United States. Councilman Shanks stated Selma, Alabama, has had so much outside help already, and he would not want to be a part of any outside help, as it now stands. Councilman White said there was no question in his mind but that this was a deplorable condition; but so far as the Council's adopting a resolution on that, he believed it would be stepping out of its place. Councilman Shanks asked Mr. Overton if what they were asking in Selma was to vote. Mr. Overton replied that was correct, the right to vote. Councilman Shanks inquired if he knew of any case in Austin where Negroes cannot vote. Mr. Overton replied "no". Councilman LaRue preferred not to vote on the basis of what he had heard or seen on television for the last two weeks as on that basis he would have no knowledge of what was going on and what little he had seen or read about would not be a basis for his adopting a resolution. Mayor Palmer said as individuals, each could do what he wanted to do and state his own position, but so far as official action by the official City of Austin to adopt this type of resolution it might be out of order since this Nation is a Nation of law, and the due process of law should take over. The Federal Law controls this and there are enforcement procedures. Mr. Overton asked that the Council condemn the type of brutality that has been used against people, men and women alike, seeking their constitutional right to vote; and as a Body, go on record in a resolution condemning this. Councilman Long said she would not be willing to adopt this resolution as specific officials were named, and the Council had only hearsay knowledge; but she would rather adopt a general policy

condemning these practices throughout the country wherever they existed. Mayor Palmer thanked Mr. Overton and stated the Council would take a look at this.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A GENERAL ELECTION TO BE HELD APRIL 3, 1965, FOR THE PURPOSE OF ELECTING FIVE COUNCILMEN OF THE CITY OF AUSTIN FOR A TERM OF TWO YEARS BEGINNING MAY 15, 1965, DESIGNATING THE POLLING PLACES IN THE VARIOUS PRECINCTS; AND PROVIDING THE PROCLAMATION OF SAID ELECTION; AND DECLARING AN EMERGENCY.

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 LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
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 LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ESTABLISHING VOTING PRECINCTS OF THE CITY OF AUSTIN AND FIXING THE BOUNDARIES THEREOF; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND DECLARING AN EMERGENCY.

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 LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
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 LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
 Noes: None

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
 Noes: None

The Mayor announced that the ordinance had been finally passed.

The City Manager suggested that signs be placed directing people who may go to the former polling places to where the new locations are. Councilman Long said it should be announced ahead of time and a statement made that certain polling places have been changed for the convenience of the public and that they be named.

The City Manager submitted the following:

"March 11, 1965

"To the City Council
 City of Austin, Texas

Re: Completion and Acceptance of Work Improving
 Portions of Certain Streets in the City of
 Austin being Assessment Paving Contract
 Number 64-A-17

"The work of improving portions of the following named streets in the City of Austin, being Assessment Paving Contract Number 64-A-17, dated September 17, 1964, between the City of Austin and Pat Canon Excavating Company, has been performed and completed by Pat Canon Excavating Company in full compliance with the contract and the plans and specifications therein contained:

<u>Street</u>	<u>From</u>	<u>To</u>
Cardinal Lane	EPL South 3rd Street	WPL South 1st Street
Casey Street	From a point 218' west of WPL Gillis Street	A point 198' east of EPL Jinx Avenue
Clawson Road	From a point 337' south of SPL Redd Street	A point 288' north of NPL Redd Street
Gillis Street	From a point 502' south of SPL Philco Drive	SGL West Ben White Boulevard
Hank Avenue	WPL Jinx Avenue	SPL Marcy Street
Jester Drive	NPL Redd Street	A point 460' north of NPL Redd Street
Jinx Avenue	NPL Redd Street	A point 197' north of NPL Marcy Street
Mount Vernon Drive	From a point 298' south of SPL Nalide Street	A point 138' north of NPL Redd Street
Nalide Street	EPL Jinx Avenue	A point 295' east of EPL Mount Vernon Drive
Philco Drive	EPL Mount Vernon Drive	A point 410' east of EPL Mount Vernon Drive
Philco Drive	From a point 149' west of WPL Gillis Street	WPL Hank Avenue

<u>Street</u>	<u>From</u>	<u>To</u>
Redd Street	From a point 135' east of EPL Pack Saddle Pass	WGL Manchaca Road
South 3rd Street	NPL Banister Lane	SPL Cardinal Lane

"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,
s/ S. Reuben Rountree, Jr.
S. Reuben Rountree, Jr.
Director of Public Works:

Mayor Palmer introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING CARDINAL LANE AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY PAT CANION EXCAVATING COMPANY; AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
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 White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

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The City Manager submitted the following:

"March 8, 1965

"Memorandum to: Mr. W. T. Williams, Jr.
City Manager

From: A. H. Ullrich, Superintendent
Water and Sewage Treatment

Subject: Tabulation of bids received for construction of the Walnut Creek
Sewage Treatment Plant. Bids were received and opened at 2:00
P.M. on Friday, March 5, 1965.

Bid Tabulations:

<u>Bidder</u>	<u>Bid Price</u>	<u>Completion Time (Calendar Days)</u>	<u>Bid Bond</u>
Austin Engineering Company Austin, Texas	\$266,600.00	150	5%
J.M. Odom Construction Co. Austin, Texas	\$298,930.00	140	5%
J. C. Evans Construction Co. Austin, Texas	\$304,127.00	155	5%
Port City Construction Co. Lake Charles, Louisiana	\$326,663.00	180	5%

"Recommendation: It is my recommendation that the contract for the
subject project be awarded to the Austin Engineering
Company, Austin, Texas on their low bid of \$266,600.00.

"Respectfully submitted,
Signed A. H. Ullrich
A. H. Ullrich"

Councilman Long inquired if these plants were constructed so that the additions are new units and not actually added to the overall cost. Mr. Ullrich explained the expansions are planned so they will be independent. This will take care of $2\frac{1}{2}$ million gallons per day. Councilman Long asked if this would cover 10 years. The City Manager stated this expansion was planned in 1960 in connection with the 1960 revenue bond issue. It was anticipated the money would be spent in 1965, and a new bond issue be submitted to take care of the period of 1965-1970, but one has not been submitted to the voters because the money has not been expended and some of the work just as in this case, had been bid at lower prices than had been estimated it would cost. Councilman Long asked if this plant would take care of the next ten years. The City Manager replied it was anticipated it would be constructed within this five year period and then a new look be taken when a new bond program is prepared to submit to the voters, which will be a year or year and a half off. Councilman Long stated if it were thought there would be 5 m.g.p.d. plant in 10 years, it might be built at one-third of the cost now. The City Manager stated the interest costs would be more than the savings. Mr. Ullrich, Superintendent of the Water and Sewage Treatment Plants, said in this type of construction there would be no foundation changes or additional building require-

ments. There is a building in this plant that will be adequate for the expansion. This bid included the earth work for the tanks needed now, and installation of equipment, but bids yet will have to be taken on the aeration equipment. Wherever it is known there is to be a given size plant, the building is constructed to the size that will take care of the ultimate. The location of this plant will be about 200 feet from East 19th Street. Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 5, 1965, for the construction of the Walnut Creek Sewage Treatment Plant; and,

WHEREAS, the bid of Austin Engineering Company, Austin, Texas, in the sum of \$266,600.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Superintendent of Water and Sewage Treatment, and by the City Manager; Now, Therefore,

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

That the bid of Austin Engineering Company, in the sum of \$266,600.00 be and the same is hereby accepted, and that 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 Austin Engineering Company.

The motion, seconded by Councilman Shanks, carried by the following vote:
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The City Manager submitted the following:

"March 5, 1965

"TO: Honorable Mayor and Members of the City Council.

SUBJECT: Bids on Cotton Uniforms for the Sanitation Division.

"Sealed bids were opened in the office of the Purchasing Agent at 2:00 P.M. March 3, 1965 for Cotton Trouser and Shirt Uniforms for the Sanitation Division.

"Invitations to bid were advertised in the Austin American-Statesman on February 14 and February 21, 1965 and were sent to manufacturers and local distributors of uniforms of this type.

The bids received are as follows:

		<u>Austin Army & Navy Store</u>	<u>Levine's</u>	<u>Joseph's Man's Shop</u>
Cotton Trousers	80 Dozen	\$2,756.54	\$2,784.00	\$4,224.19
Cotton Shirts	76 Dozen	2,136.09	2,143.20	3,199.22
White Cotton Shirts	7 Dozen	<u>204.15</u>	<u>178.92</u>	<u>287.30</u>
Net Total		<u>\$5,096.78</u>	\$5,106.12	\$7,630.71

"The low bid by Austin Army and Navy Store meets all requirements and conditions of our specifications.

RECOMMENDATION: It is recommended the award be made to Austin Army and Navy Store to furnish Cotton Trouser and Shirt Uniforms in the amount of \$5,096.78 as the lowest and best bid.

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

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 3, 1965, for Cotton Trouser and Shirt Uniforms for the Sanitation Division; and,

WHEREAS, the total bid of Austin Army and Navy Store, in the sum of \$5,096.78, 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 Austin Army and Navy Store, in the sum of \$5,096.78, be and the same is hereby accepted, and that 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 Austin Army and Navy Store.

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The City Manager submitted the following:

"Sealed bids opened 10:00 A.M. March 3, 1965
Tabulated by: B. J. Bonds, Purchasing Agent

"CITY OF AUSTIN, TEXAS
BIDS ON TRACTORS

Bid No.	<u>2152</u> Parks Division	<u>2153</u> Parks Division	<u>2154</u> Parks & Recreation
Description	30 to 35 H.P. Utility Type Tractor	30 to 35 H.P. Utility Type Tractor with 6' Sickle Mower	Industrial Type Tractor with Front End Loader
Quantity	1 Each	1 Each	1 Each
Trade-Ins.	1 Each	1 Each	None

(Continued)

Central Texas Equipment Co. (Allis-Chalmers)	No Bid	No Bid	\$4,184.11
Lanford Equipment Co. (Massey-Ferguson)	\$1,666.00	\$2,211.00	\$3,061.00
Travis County Equipment Co. (Ford)	<u>\$1,629.00</u>	<u>\$1,879.00</u>	\$2,933.00
International Harvester Co. (International)	\$2,078.66	\$2,483.88	<u>\$2,889.61</u>

"All prices shown are net or net difference.

"The respective low bidders meet all requirements and conditions of our specifications.

"RECOMMENDATION: It is recommended the awards be made to Travis County Equipment Company for one (1) Ford #21201 Tractor and one (1) Ford #21201 Tractor with Ford 502-6 Mower including two (2) trade-ins in the total amount of \$3,508.00 and to International Harvester Company for one (1) International #2404 Tractor with International #2000 Loader in the amount of \$2,889.61 as the lowest and best bids.

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

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 3, 1965, for Utility Type Tractors; and,

WHEREAS, the bids of Travis County Equipment Company for one (1) 30 to 35 H.P. Ford #21201 Tractor and one (1) 30 to 35 H.P. Ford #21201 Tractor with 6 ft. sickle mower, including two (2) trade-ins, in the total amount of \$3,508.00, and the bid of International Harvester Company for one (1) International #2404 Industrial Type Tractor with #2000 Front End Loader, in the amount of \$2,889.61, were the lowest and best bids therefor, and the acceptance of such bids 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 bids of Travis County Equipment, in the total amount of \$3,508.00 and two (2) trade-ins, and the bid of International Harvester Company, in the amount of \$2,889.61, be and the same are hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute

contracts, on behalf of the City, with Travis County Equipment Company, and International Harvester Company.

The motion, seconded by Councilman Shanks, carried by the following vote:
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer 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 7.06 ACRES OF LAND OUT OF THE SANTIAGO DEL VALLE 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. (Glenway Terrace)

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced the ordinance had been finally passed.

The Council had before it an ordinance authorizing the installation of water and sewer mains in HERMAN BROWN NO. 2, SECTION 4. The City Manager pointed out this was a 12" sewer line in lieu of 8", which was more than required in the subdivision, so the City is participating in the difference of the cost between an 8" and a 12" line in the amount of \$3,675.00.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH HERMAN BROWN ESTATE, ET AL, PAUL O. SIMMS, AND ROBERT H. BOWMAN, AGENT AND ATTORNEY-IN-FACT, 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 Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
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 LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon and across a part of Lot 21, Sherwood Oaks, Section One, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Sherwood Oaks, Section One of record in Book 9 at page 165 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owner of the above described property has requested the City Council of the City of Austin to release the hereinafter described portion of said easement; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easement is not now needed and will not be required in the future; Now, Therefore,

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

That the City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described public utility easement, to-wit:

A strip of land five (5.00) feet in width, same being out of and a part of Lot 21, Sherwood Oaks, Section One, a subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Sherwood Oaks, Section One, of record in Book 9 at page 165 of the Plat Records of Travis County, Texas; the centerline of said strip of land being more particularly described as follows:

BEGINNING at a point in the south line of a public utility and drainage easement five (5.00) feet in width, and from which point of beginning an iron stake at the most northerly corner of said Lot 21 bears N 01° 42' W. 5.43 feet and N 65° 19' E 29.87 feet;

THENCE, S 01° 42' E 89.31 feet to a point;

THENCE, S 03° 08' W 22.11 feet to point of termination in the north line of a public utility and drainage easement seven and one-half (7.50) feet in width, and from which point of termination an iron stake at the most southerly corner of the aforesaid Lot 21 bears S 03° 08' W 8.86 feet and S 54° 39' E 32.50 feet.

March 11, 1965

The motion, seconded by Councilman LaRue, carried by the following vote:
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of A.C. Bryant for a building permit together with a site plan dated March 8, 1965 meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 410 West 5th Street, more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, based upon the use of the premises for the purpose of erecting an office building the maximum number of parking spaces which will probably be used by employees and customers of such establishment, taking into account the loading facilities on the site, the public parking areas and street space available for parking in the vicinity, public safety, and free circulation of traffic both on and off the site, is eleven (11) parking spaces; Now, Therefore,

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

That eleven (11) spaces is an adequate number of parking spaces for the establishment shown on the site plan of A. C. Bryant dated March 8, 1965 for use of the premises for the purpose of erecting an office building.

The motion, seconded by Councilman Long, carried by the following vote:
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The City Manager submitted the following:

"Date March 9, 1965

"TO: Mr. W. T. Williams, Jr.
City Manager

SUBJECT: Approval of apartment house by
Town Lake Study Committee

On March 3, 1965, I presented a set of plans to the Town Lake Study Committee for the erection of an apartment house containing thirty-six (36) units. This apartment house is to be erected on Lot 2, block "B", of the Town Lake Plaza Addition and will be known locally as 1414 Arena Drive. This structure is located within five hundred (500) feet of the Town Lake boundaries which requires a recommendation of the Town Lake Study Committee to the Council before a permit can be issued. Attached is a site plan of the project and the minutes of the Town Lake Study Committee recommending approval to the City Council for the erection of the apartment house.

"It will be necessary that a special permit be obtained from the Planning Commission before a permit can be issued; therefore, if the Council approves the application, it should be done subject to approval of the special permit by the Planning Commission.

"FROM: Dick T. Jordan
Building Official
SIGNED Dick T. Jordan"

Councilman Long moved that the Council approve the erection of an apartment house to be located at 1414 ARENA DRIVE. (within 500' of Town Lake). The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum reasonable and safe speed for the operation of vehicles at the following locations is less than thirty (30) miles per hour on school days during the hours of 7:00 A.M. to 4:30 P.M. when pedestrians are present; and,

WHEREAS, after said investigation the City Council has found that the maximum reasonable and safe speed for the operation of vehicles is twenty (20) miles per hour on such days and during such hours at the following locations:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
South First Street	Clifford Avenue	Clover Circle
St. Elmo Road	South First Street	James Casey

Now, Therefore,

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

That the City Clerk be authorized and instructed to record this finding in Section 33.39 of the Traffic Register.

The motion, seconded by Councilman Long carried by the following vote:
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 378 ACRES OF LAND, MORE OR LESS, PARTLY OUT OF THE J. C. TANNEHILL LEAGUE AND PARTLY OUT OF THE JAMES BURLESON SURVEY NO. 19, 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.
(Walnut Creek)

March 11, 1965

Councilman LaRue moved that the ordinance be published in accordance with Article 1, Section 6 of the Charter of the City of Austin and set for public hearing on March 25, 1965, at 10:30 A.M. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman White stated MR. DUDE McCANDLESS has a subdivision on the Berkman property he purchased, and there is a little undedicated street which he wants to rename. The City Attorney displayed a plat approved by the Council before advertising for bids of the property, showing Bartholomew Drive from Annie Blanton School to Bartholomew Park, and it was dedicated for street purposes before it was sold to Mr. McCandless. It is a collector street. Mr. McCandless had checked with his Attorney and also with the City Attorney, and both had told Mr. McCandless, under the terms of the agreement he had made with the City he had agreed to the name of Bartholomew Drive. The City Manager stated whatever the name of the street may be, it should be the same from Berkman Drive all the way through, and Council action will be required to change the name. Councilman Long asked that Councilman Shanks contact the school, and if they had no objection to changing the name, she saw no reason for not doing so. In the afternoon meeting, after a check had been made with the Superintendent of Public Schools who expressed no objection to the name change, Councilman White moved that the Council change the name of Bartholomew Drive to GREENBROOK PARKWAY. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Council agreed to hear MR. BILL TURMAN, Attorney for MR. MAURICE DOKE at 3:00 P.M.

Councilman LaRue moved that the Council recess until 2:30 P.M. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

RECESSED MEETING

2:30 P.M.

At 2:30 P.M. the Council resumed its business.

The City Manager brought up the question of reconsideration of the boundaries of the area to be redesignated from residential to industrial in the Master Plan by the railroad to Shoal Creek. The City Attorney stated he was not able to get the description.

The City Manager had a memorandum from the Director of Recreation submitting a request from the AUSTIN EXCHANGE CLUB to have a bicycle racing meet

in Zilker Park, April 11, at 2:00 P.M. The place to hold this race would be along the park road from Barton Creek west along the south bank of the river to the fill; and that the road would be blocked for the afternoon. The Exchange Club has \$100/\$300,000 liability coverage, and they will get a rider protecting the City for this particular event. It is a routine affair, but involves blocking one of the roads. He recommended this. Councilman LaRue moved that the permission be granted. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer

Noes: None

Not in Council Room when roll was called: Councilman Long

The Council agreed to meet at 3:00 P.M., Thursday, March 25, with the Architects of the Hospital, to review the drawings and models of the Hospital and Health Complex.

The Assistant City Manager had a request from Mr. Tom Perkins to change one of the approved dates for the use of Town Lake in connection with the Aqua Festival and an additional request to those approved. The dates listed include all of the events:

April 17 - 18	Boat Races
May 1 - 2	Texas Spring Invitational Water Ski Championships
May 29 - 30	Boat Races
July 22- 25	National Water Ski Kite Flying Championships
July 30 - August 1	Texas Water Ski Championships
August 7 - 8	Boat Races
October 2 - 3	Boat Races

Councilman Shanks moved that the dates for the motor boat events be approved as stated in this request. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The Assistant City Manager submitted another request from Mr. Tom Perkins, Austin Chamber of Commerce, that the National Boat Distributors would hold their meeting at the Gondolier Motel the first week-end in August and their Dealer Meeting the next week-end. They would like to operate their new 1966 models on the Lake within a limited area. The request was made by Mr. Bill Gaston. It was stated this use of the Lake would not interfere with the Aqua Festival. After discussion, Councilman Shanks moved that in the interest of bringing visitors and tourists to Austin, that the requests of Mr. Gaston, in behalf of the National Distributors, be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer

Noes: Councilman Long

Councilman Long voting against the motion, stating

she did not see how the fishermen could be denied this privilege when it was given to out of town people for commercial purposes.

MR. BILL TURMAN, Attorney representing MR. MAURICE DOKE, reviewed the transactions concerning a sky ride crossing Lake Austin at Enfield Road. Questions arose regarding the following:

1. If there would be any conflict with West Lake Hills, since part of the sky ride would be located in that city. Mr. Turman reported there was none as West Lake Hills was eager to have such improvements within their boundaries.
2. The sewer problems had been resolved in that when Mr. Doke develops the tourist facilities across the river, he will install the line at a cost of about \$25,000 to collect the sewage, pump it across the lake into the City's system, and pay a monthly rate to Austin for the use of the line.

Councilman Long inquired if the City furnished sewer lines outside the City. The City Manager explained the Council adopted a policy that the City could tie into a line where the property owner extended it on the usual subdivision approach main contract basis; and as long as it remained outside the limits where the City did not furnish water, certain rates were adopted by the Council to be charged for the use of the sewer. This matter was discussed with Mr. Doke last September and the rates were quoted.

3. The necessity of a zoning change on the west side of the Lake. There will be no buildings on City land; however, there will be improvements to the beach area within the City limits, and that particular area will need a zoning change. The Mayor stated he was under the impression the apartment house would be partly within the City limits. Mr. Turman replied boat docks were being planned for that area.

4. The problem of an easement across the portion of the Lake which constitutes the old river bed, of about 30'. The City Attorney noted this was more than 30', as the City owns the river bed and outside the river bed up to what would be the gradient boundary, and the river bed is in excess of 150' at that point. It might be an easement of 30' by 750' or 1000'. It was stated the tower would be on Mr. Doke's property, but in the water, and the tower was to be properly marked for safety purposes.

5. The main problem is the question of parking requirements for the sky ride facility. Mr. Turman said they were asking a favor of the City in return for their constructing a sky ride which would benefit the City. They proposed to use about $1\frac{1}{2}$ acres of City property across Enfield Road from their site, and work out an arrangement whereby Mr. Doke would guarantee adequate parking for all persons using the Walsh landing and boat ramp and at the same time have a place for Mr. Doke's customers. Proper legal instruments would be either a release or an easement covering the land. Mr. Turman showed drawings of their plan providing

parking for 146 cars or cars with boat trailers. It is not known how many people use the boat ramps in the summer, nor how many people to anticipate for the sky ride. They are proposing a two-step arrangement, one being the initial improvement of the property at a cost of \$15,000; and secondly, after it was determined if more parking spaces were needed, Mr. Doke at that time would build a double deck parking facility. Mr. Doke has postponed delivery on the sky ride for three months, as he was hesitant to spend any more money until the parking problem was resolved. The question is, at what point Mr. Doke would have to spend \$1 - \$200,000 to construct the double deck facility. Some objective tests should be made to determine what time the double deck would be required, or the purchase of more land. Councilman LaRue stated there was no previous agreement as to how this would be accomplished, and this was all contingent on the provision of sufficient off street parking. In answer to Councilman Shanks' inquiry, Mr. Turman said they anticipated a 130,000 ticket average on a 10' hour day. He asked that during the summer months a systematic count be made of those using the land for boat purposes after Mr. Doke had improved it where there would be orderly parking. Councilman Shanks asked if the count showed the necessity of double deck parking, if Mr. Doke would put it in. Mr. Turman answered Mr. Doke was willing to double or triple deck the land; but at this point, he is hesitant to do so without knowing the use of the boating public. Councilman Shanks recalled there was a thorough understanding on this, and he asked about assurances that this would be built. Discussion covered providing a bond; or if the required parking was not provided the sky ride permit could be cancelled.

Discussion then turned to considering additional property. The City Attorney reported one solution would be a possible exchange of land; that if Mr. Doke would acquire land farther north, perhaps the City might be willing to exchange land at the intersection of Scenic Drive and Enfield Road just across from the sky ride; that this might be something worth discussing with the Council. Mr. Turman said the City Manager had suggested their trying to secure some of the University property across the road. This suggestion and rearrangement of the plans were discussed in detail. Mr. Turman reported they were checking into this possibility. The City Manager gave a resume of the status of the property. Advantages to acquiring this tract were pointed out. Mayor Palmer said the original proposal was finally left that Mr. Doke would do whatever was necessary to provide the off street parking, and they were willing to place their order knowing all of these things had to be worked out, and the City wanted to cooperate in every way it could. Councilman Shanks asked if Mr. Turman had any objection to letting the City be the judge as to whether this parking facility were needed or not. Mr. Turman stated their objections were that they were afraid of a subjective test on the part of the City truly to decide on what basis, and what the citizens need. Councilman Shanks explained if the sky ride customers had all of the parking spaces, and the other citizens could not park, there is the crux of the matter, and the City would be the ones to say it needed its own land. Councilman Shanks said additional boat facilities were going to be placed there, the need for parking will be increased.

The Building Official said extensive and long studies had been made since September, and that he and the Traffic Engineer were trying to determine whether or not this plan was adequate for trailers. He did not believe an average parking could be considered, as average was not "peak parking". If the restaurant goes through, there will be an additional load. Councilman Long stated this property was for the public whether they were fishing, walking, riding, or docking boats. The Building Official estimated it would take 200 parking spaces for the sky ride. Mayor Palmer stated the Building Official would be the last to ask for surplus parking spaces, and he would never be unreasonable, and that the Council would like to hear his recommendation, and the Traffic Engineer's recommendation. If Mr. Doke can provide the required off street parking, the Council could move out on this. The Building Official stated this summer it could be determined approximately how many trailers are using this if it is improved and marked off; but consideration would still have to be taken to the additional docks which will increase this parking more. From a standpoint of what Mr. Doke will need it's going to be strictly an estimate until they found out what he would need. Mr. Turman said they would be working with Mr. Jordan, the Building Official, and with the University and report back.

The City Manager reported the filing of the Water and Sewer Progress Report and the Electric Department Monthly Progress Report.

The Mayor read an invitation to a luncheon with the Humble Oil & Refining Company at 11:30 A.M., Municipal Auditorium, March 23rd.

The City Manager submitted an inquiry concerning lease of City property on East 3rd Street on the west bank of Waller Creek, consisting of about two lots with the creek cutting diagonally across them. The City Attorney stated Mr. L. C. Reese owns the adjoining tract which is only 43' wide, and the City triangle has 95' on 3rd Street, 128' on the west side, and comes to a point on the east. All departments have expressed they had no need for the property. The value on the City triangle was stated. Discussion was held on selling it by negotiating or by advertising for bids. Councilman Long wanted to have the City Manager explore the possibility of auctioning this or selling it to this particular man. After discussion, Councilman LaRue moved that the Council authorize the City Manager to investigate this further with the possibility of selling it to the individual. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The City Manager had an inquiry from one who wanted to lease a part of the public square between 4th and 5th, West of Neches, where the Central Fire Hall is located, and back of the O'Henry house. The purpose of the lease is for development into a parking lot, and this person would surface it, mark it, and put in a coin-operated gate. The City Manager did not recommend this, listing the reasons, one of which was if this activity is permitted on this property, the City should perform it. Councilman Long did not favor leasing this property for parking purposes. The City Manager stated the area is small, less than a half a block. Councilman Long suggested leaving the area as it is, and the Mayor agreed.

The City Attorney had a request from RICHARD HOOPER for release of a partial avigation clearance easement in order to erect a sign 35' tall. This has been cleared by the Director of Aviation and Director of Public Works. Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by instrument recorded in Volume 2147, Page 376 of the Deed Records of Travis County, Texas, the City of Austin obtained an avigation or clearance easement limiting the height of structures and natural growth to 30 feet above ground elevation on the tract described therein; and,

WHEREAS, it has been determined that F.A.A. clearance standards permit the raising of a sign to an elevation of 35 feet above ground elevation, being 665 feet above mean sea level at the hereinafter described location; Now, Therefore,

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 to execute a partial release of the hereinabove described easement so as to permit the erection of a sign to 665 feet above mean sea level, being 35 feet above natural ground elevation, but no higher; such partial release to apply only to the hereinafter described property:

75.00 square feet of land, same being out of and a part of that certain portion of Lot 4, Block V, Ridgetop Fourth Addition, a subdivision of a portion of the James P. Wallace Survey Number 57 in the City of Austin, Travis County, Texas, according to a map or plat of said Ridgetop Fourth Addition of record in Book 3 at page 46 of the Plat Records of Travis County, Texas, which certain portion of Lot 4, Block V, was conveyed, together with other property to R. F. Loyd, et ux, by warranty deed dated April 18, 1956 of record in Volume 1686 at page 86 of the Deed Records of Travis County, Texas; which 75.00 square feet of land are more particularly described by metes and bounds as follows:

BEGINNING at a point in the west right-of-way line of the Interregional Highway, also known as Interstate 35, same being the present east line of said Lot 4, which point of beginning is the northeast corner of the herein described tract of land, and from which point of beginning the intersection of the said west right-of-way line of the Interregional Highway and the south line of East 49th Street bears in a northeasterly direction 571.50 feet;

THENCE, with the said west right-of-way line of the Interregional Highway, in a southwesterly direction 5.00 feet to a point in a line twenty-three and one-half (23.50) feet north of and parallel to the south line of said Lot 4, for the southeast corner of the herein described tract of land;

THENCE, with the said line twenty-three and one-half (23.50) feet north of and parallel to the south line of Lot 4, in a northwesterly direction 15.00 feet to a point in a line fifteen (15.00) feet west of and parallel to the said west right-of-way line of the Interregional Highway for the southwest corner of the herein described tract of land;

THENCE, with the said line fifteen (15.00) feet west of and parallel to the west right-of-way line of the Interregional Highway, in a northeasterly direction 5.00 feet to a point in a line twenty-eight and one-half (28.50) feet north of and parallel to the south line of said Lot 4, for the northwest corner of the herein described tract of land;

THENCE, with the said line twenty-eight and one-half (28.50) feet north of and parallel to the south line of Lot 4, in a southeasterly direction 15.00 feet to the point of beginning.

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

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Not in Council Room when roll was called: Councilman White

Mayor Palmer inquired about MR. WALTER CARRINGTON'S request for placing islands in the entrance ways to his subdivision. The Director of Public Works stated this request was quite different from the one made by Nash Phillips, in that his islands are set back 175' from the street intersection, and has no irregularity of the curb. In Mr. Carrington's request, the islands are in the right of way of the street. The Director of Public Works stated he had not talked to Mr. Carrington's Attorney yet, nor had a chance to look at his proposal.

Mayor Palmer read a request from Mrs. Herman Jones to place a flier concerning mental retardation in the water and light bills so that this matter could be brought to public attention. After discussion, Councilman Long moved that the City Council maintain the policy that it not send out materials of public nature other than those having to do with the City affairs, like changes in water and light policies, etc. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

Mayor Palmer read correspondence addressed to the City Council as follows:

Letter from Concordia Industrial Development Association inviting the Council to a meeting in York, Nebraska to discuss U.S. Highway 81, March 24th.

Letter from the National Association of Professional Baseball Leagues extending best wishes of the National Association, and asking the Council's continued cooperation with the Braves.

Invitation from the Travis County Farm Bureau to their Open House March 14th. Mayor Pro-tem LaRue was asked to attend this Open House, and officiate the ribbon cutting.

A letter from COATES & LEGGE, Architects expressing interest in their participating in Austin's planning and growth and in being considered in architectural work undertaken by the City.

March 11, 1965

Councilman Long inquired about having the City Attorney to draw a general policy regarding the concern about National disobedience of laws, National and State, in some fashion along the line having to do with human rights just a public statement of public policy and go on record that the City of Austin is in conformity with the President's policy. Councilman Shanks stated this should be studied and he expected everybody to uphold the law.

The Mayor read a letter of complaint from the Manager of the New York City Ballet on the discrepancies at the Auditorium the night of their performance. Letter from the Auditorium Manager was read, stating the University of Texas Cultural Entertainment Committee handled the arrangements and every thing was done exactly as they asked. The Ballet Stage Manager was in charge of lowering the orchestra pit, but he did not remove it nor ask the Auditorium Manager to have it removed.

The Mayor read a letter from Billy Williamson, Representative from Tyler, Texas, thanking the Council for the courtesy card entitling him to use the various facilities of Austin.

The Assistant City Manager reported that Travis County, and the Austin Independent School District have agreed to contribute \$600 each on the Community Council Study.

Mayor Palmer said last week when Mount Bonnell was being discussed, he suggested appointing a broad committee to explore the possibilities of Mount Bonnell in light of its interest to all citizens; in light of its costs, and in the light of where the public's interest would be best served. He stated if the Council felt a Committee should be appointed, he wanted to go into Executive Session and appoint such a committee. Councilman LaRue asked if there were some possibility the Council might determine what the consensus of opinions of the Council Members might be. The Mayor stated the Council would adjourn and go into Executive Session. Councilman Shanks asked the Newspaper Editor to please inform the public that Mount Bonnell is not for sale; it is a dedicated park.

There being no further business Councilman LaRue moved that the Council adjourn. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The Council adjourned at 4:45 P.M. subject to the call of the Mayor.

APPROVED


Mayor

ATTEST:


City Clerk