

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 12, 1967
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen LaRue, Long, White, Mayor Palmer
Absent: Councilman Shanks

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

Councilman Shanks absent as he was out of the City.

Invocation was delivered by REVEREND JACK LANGFORD, Episcopal Church of the Resurrection.

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 and drainage purposes in, upon and across a part of Lot 6, Block F, Community of Fairview, Section One, a subdivision of a portion of the William Cannon League in the City of Austin, Travis County, Texas, according to a map or plat of said Community of Fairview, Section One of record in Book 20 at Page 16 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have 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 portion of said public utility and drainage easement, to-wit:

804 square feet of land, same being out of and a part of Lot 6, Block F, Community of Fairview, Section One, a subdivision of a portion of the William Cannon League in the City of Austin, Travis County, Texas, according to a map or plat of said Community of Fairview, Section One, of record in Book 20 at Page 16 of the Plat Records of Travis County, Texas; which 804 square feet of land are more particularly described by metes and bounds as follows, to-wit:

BEGINNING at a steel pin at the southeast corner, as fenced, of said Lot 6, Block F, same being the southwest corner of Lot 7, and which point of beginning is the southeast corner of the herein described tract of land;

THENCE, along said fence, S 82° 55' W 57.35 feet to a point in the west line of said Lot 6, which point is the southwest corner of the herein described tract of land, and from which point a steel pin at the northwest corner of said Lot 6 bears N 04° 48' E 152.31 feet;

THENCE, with the said west line of Lot 6, N 04° 48' E 7.16 feet to a point in the south line of an existing public utilities easement five (5.00) feet in width, which point is the northwest corner of the herein described tract of land;

THENCE, with the said south line of an existing public utilities easement five (5.00) feet in width, N 70° 00' E 62.45 feet to a point in the east line of said Lot 6, which point is the northeast corner of the herein described tract of land;

THENCE, with the said east line of Lot 6, S 06° 24' W 21.55 feet to the point of beginning.

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

The City Manager submitted the following:

"Sealed bids opened 2:00 P.M. January 6, 1967
Tabulated by: B. J. Bonds, Purchasing Agent

"CITY OF AUSTIN, TEXAS
BIDS ON AUTOMOBILES

| Bid No. | Description | Quantity | Trade Ins. | Armstrong-Jay Smith (Ford) | Capitol Chevrolet (Plymouth) | Simmons Motors (Plymouth) | Charlie Partlow (American) | Roy Butler (Mercury) | Dependable Motors (Dodge) |
|--------------------------|-------------------|----------|------------|----------------------------|------------------------------|---------------------------|----------------------------|----------------------|---------------------------|
| 4251 | 4-Door Sedan | 62 Each | 46 Ea. | Custom | Fury | Biscayne | Fury | No Bid | No Bid |
| Police Department | Police Spec's. | | | \$83,913.00 | \$87,844.00 | \$97,896.00 | \$89,900.00 | No Bid | No Bid |
| 4252 | 4-Door Sedan | 1 Each | 1 Ea. | Fairlane | Belvedere | Chevelle | Belvedere | Comet | Coronet |
| Health Department | Class "B" Spec's. | | | \$1,249.00 | \$1,311.00 | \$1,461.00 | \$1,210.00 | \$1,225.29 | \$1,357.00 |
| 4253 | 4-Door Sedan | 1 Each | 1 Ea. | Custom | Fury | Biscayne | Fury | No Bid | No Bid |
| Civil Defense | Class "A" Spec's. | | | \$1,527.00 | \$1,512.00 | \$1,547.00 | \$1,505.00 | No Bid | No Bid |
| 4254 | 4-Door Sedan | 2 Each | 2 Ea. | Fairlane | Belvedere | Chevelle | Belvedere | Comet | Coronet |
| Public Works Engineering | Class "B" Spec's. | | | \$3,054.00 | \$2,925.00 | \$3,248.00 | \$2,960.00 | \$2,999.39 | \$3,150.00 |
| 4255 | 4-Door Sedan | 2 Each | 2 Ea. | Fairlane | Belvedere | Chevelle | Belvedere | Comet | Coronet |
| Street and Bridge | Class "B" Spec's. | | | \$2,994.00 | \$3,080.00 | \$3,223.00 | \$2,952.00 | \$2,999.39 | \$3,000.00 |
| 4256 | 2-Door Sedan | 2 Each | 2 Ea. | Fairlane | Belvedere | Chevelle | Belvedere | Comet | Coronet |
| Tax Department | Class "B" Spec's. | | | \$2,744.00 | \$2,614.00 | \$2,978.00 | \$2,454.00 | \$2,646.59 | \$2,638.00 |
| 4257 | 4-Door Sedan | 1 Each | 1 Ea. | Fairlane | Belvedere | Chevelle | Belvedere | Comet | Coronet |
| Office Services | Class "B" Spec's. | | | \$1,517.00 | \$1,415.00 | \$1,574.00 | \$1,460.00 | \$1,467.80 | \$1,500.00 |
| 4258 | 2-Door Sedan | 3 Each | 3 Ea. | Fairlane | Belvedere | Chevelle | Belvedere | Comet | Coronet |
| Water and Light | Class "B" Spec's. | | | \$3,756.00 | \$3,756.00 | \$3,972.00 | \$3,495.00 | \$3,583.90 | \$3,732.00 |
| 4259 | 4-Door Sedan | 2 Each | 2 Ea. | Custom | Fury | Biscayne | Fury | No Bid | No Bid |
| Water & Sewage Treatment | Class "A" Spec's. | | | \$2,839.00 | \$2,941.00 | \$3,368.00 | \$2,990.00 | No Bid | No Bid |
| 4260 | 4-Door Sedan | 2 Each | 2 Ea. | Custom | Fury | Biscayne | Fury | No Bid | No Bid |
| Sanitary Sewer | Class "A" Spec's. | | | \$2,949.00 | \$3,024.00 | \$3,288.00 | \$2,900.00 | No Bid | No Bid |
| 4261 | 4-Door Sedan | 1 Each | 1 Ea. | Custom | Fury | Biscayne | Fury | No Bid | No Bid |
| Water Distribution | Class "A" Spec's. | | | \$1,445.00 | \$1,554.00 | \$1,556.00 | \$1,485.00 | No Bid | No Bid |
| 4262 | 4-Door Sedan | 1 Each | 1 Ea. | Fairlane | Belvedere | Chevelle | Belvedere | Comet | Coronet |
| Water Distribution | Class "B" Spec's. | | | \$1,179.00 | \$1,211.00 | \$1,261.00 | \$975.00 | \$1,078.29 | \$1,257.00 |

| Bid No. | Description | Quantity | Trade Ins. | Armstrong-Johnson (Ford) | Jay Smith (Plymouth) | Capitol Chevrolet (Chevrolet) | Simmons Motors (Plymouth) | Charlie Partlow (American) | Roy Butler (Mercury) | Dependable Motors (Dodge) |
|-----------------------|--------------|----------|------------|--------------------------|-----------------------|-------------------------------|---------------------------|------------------------------|----------------------|---------------------------|
| 4263 | 4-Door Sedan | | | | | | | | | |
| Power Plant | Class "A" | 3 Each | 2 Ea. | Custom \$ 4,390.00 | Fury \$ 4,517.00 | Biscayne \$ 4,768.00 | Fury \$ 4,505.00 | No Bid | No Bid | No Bid |
| 4264 | Spec's. | | | | | | | | | |
| 4265 | 4-Door Sedan | | | | | | | | | |
| Electric Department | Class "C" | 2 Each | 2 Ea. | Falcon \$ 2,316.00 | Belvedere \$ 2,542.00 | Chevy II \$ 2,814.00 | Belvedere \$ 2,395.00 | Rebel \$ 3,127.62 | No Bid | Coronet \$ 2,584.00 |
| 4266 | Spec's. | | | | | | | | | |
| Electric Inspection | 2-Door Sedan | 2 Each | 2 Ea. | Fairlane \$ 2,369.00 | Belvedere \$ 2,534.00 | Chevelle \$ 2,498.00 | Belvedere \$ 2,020.00 | Ambassador Comet \$ 2,955.90 | \$ 2,197.60 | Coronet \$ 2,558.00 |
| 4267 | Spec's. | | | | | | | | | |
| Electric Distribution | 4-Door Sedan | 1 Each | 1 Ea. | Custom \$ 1,352.00 | Fury \$ 1,437.00 | Biscayne \$ 1,569.00 | Fury \$ 1,205.00 | No Bid | No Bid | No Bid |
| 4268 | Spec's. | | | | | | | | | |
| Building Inspection | 2-Door Sedan | 1 Each | None | Fairlane \$ 1,484.00 | Belvedere \$ 1,457.00 | Chevelle \$ 1,574.00 | Belvedere \$ 1,440.00 | Ambassador Comet \$ 1,715.45 | \$ 1,432.07 | Coronet \$ 1,479.00 |
| 4276 | Spec's. | | | | | | | | | |
| Department | 2-Door Sedan | 3 Each | 3 Ea. | Fairlane \$ 3,726.00 | Belvedere \$ 3,896.00 | Chevelle \$ 4,322.00 | Belvedere \$ 3,745.00 | Ambassador Comet \$ 4,796.35 | \$ 3,908.90 | Coronet \$ 4,012.00 |
| 4324 | Spec's. | | | | | | | | | |
| Auditing | 4-Door Sedan | 1 Each | None | Fairlane \$ 1,890.00 | Belvedere \$ 1,899.00 | Chevelle \$ 1,936.00 | Belvedere \$ 1,865.00 | Ambassador Comet \$ 2,097.26 | \$ 1,837.16 | Coronet \$ 1,906.00 |
| | Class "B" | | | | | | | | | |
| | Spec's. | | | | | | | | | |
| | 2-Door Sedan | 1 Each | None | Fairlane \$ 1,484.00 | Belvedere \$ 1,459.00 | Chevelle \$ 1,603.00 | Belvedere \$ 1,440.00 | Ambassador Comet \$ 1,715.45 | \$ 1,432.07 | Coronet \$ 1,479.00 |

Note: Class "A" Specifications require a minimum wheelbase of 119" and minimum horsepower of 145.
Class "B" Specifications require a minimum wheelbase of 115" and minimum horsepower of 120.
Class "C" Specifications require a minimum wheelbase of 110" and minimum horsepower of 105.

All prices shown are net or net difference.

This tabulation is submitted with the apparent low bids meeting the City of Austin specifications and conditions under-scoring.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 6, 1967, for automobiles for use by various departments of the City; and,

WHEREAS, the bids of Armstrong-Johnson, in the sum of \$83,913.00 for sixty-two automobiles and forty-six trade-ins, in the sum of \$2,839.00 for two automobiles and two trade-ins, in the sum of \$1,445.00 for one automobile and one trade-in, in the sum of \$4,390.00 for three automobiles and two trade-ins, in the sum of \$2,316.00 for two automobiles and two trade-ins, and in the sum of \$3,726.00 for three automobiles and three trade-ins; the bids of Jay Smith, in the sum of \$2,925.00 for two automobiles and two trade-ins, and in the sum of \$1,415.00 for one automobile and one trade-in; the bids of Simmons Motors, in the sum of \$1,210.00 for one automobile and one trade-in, in the sum of \$1,505.00 for one automobile and one trade-in, in the sum of \$2,955.00 for two automobiles and two trade-ins, in the sum of \$2,454.00 for two automobiles and two trade-ins, in the sum of \$3,495.00 for three automobiles and three trade-ins, in the sum of \$2,900.00 for two automobiles and two trade-ins, in the sum of \$975.00 for one automobile and one trade-in, in the sum of \$2,020.00 for two automobiles and two trade-ins, and in the sum of \$1,205.00 for one automobile and one trade-in; and the bids of Roy Butler in the sum of \$1,432.07 for one automobile, in the sum of \$1,837.16 for one automobile, and in the sum of \$1,432.07 for one automobile, were the lowest and best bids therefor, and the acceptance of such bids has been recommended by 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 Armstrong-Johnson, Jay Smith, Simmons Motors and Roy Butler, as above set out, 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 said parties.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager submitted the following:

| | | | |
|-----------------------|-----------------|-------------------------------------|------------------|
| "City of Austin | | Sealed bids opened November 8, 1966 | |
| Brackenridge Hospital | | 2:00 p.m. | |
| Bid #B-6612 | | Tabulated by: W. C. Moffett | |
| | | Brackenridge Hospital | |
| | | Purchasing Agent | |
| Air Conditioner | Units | Clyde Hill, | Central |
| Appliance Associates | Sears Roebuck | T. V. & Appliances | Texas Appliances |
| Austin | & Company | Austin | Austin |
| | Austin | | |
| \$8,197.00 | \$9,367.92 | \$7,625.00 | \$7,690.62 |
| Whirlpool | Sears, Coldspot | Fedders | Fedders |

"Bids sent to all Austin dealers.

"Recommend award to Clyde Hill T.V. and Appliances, low bidder on unit meeting specifications.

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 8, 1966, for air conditioner units for Brackenridge Hospital; and,

WHEREAS, the bid of Clyde Hill, T.V. & Appliances, in the sum of \$7,625.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of Brackenridge Hospital, and by the City Manager; Now, Therefore,

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

That the bid of Clyde Hill, T.V. & Appliances, in the sum of \$7,625.00, 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 Clyde Hill, T.V. & Appliances.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager submitted the following:

"January 6, 1967

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

SUBJECT: Bids on Precoated Aggregate.

"Sealed bids were opened in the office of the Purchasing Agent at 2:00 P.M. January 4, 1967 for 4,000 tons of Precoated Aggregate for the Street and Bridge Division. This material is used in the seal coat program for various paved streets.

"Invitations to bid were sent to all known producers of this type material in this area.

"The bids received are as follows:

| <u>Bidder</u> | <u>Net Unit Price</u> | <u>Net Total Price</u> |
|---------------------------|---------------------------|----------------------------|
| "Capitol Aggregates, Inc. | \$4.018 | \$16,072.00 |
| Glo-Stone Materials Co. | 3.92 | <u>15,680.00</u> |

"This material will be delivered to the City of Austin Stockpiles as requested

by the Street and Bridge Division.

"This tabulation is submitted with the apparent low bid meeting the City of Austin specifications and conditions underscored."

Councilman LaRue inquired about the new price on the aggregate. The City Manager reported the price today was \$3.92 per ton, while the price in 1965 was \$3.773, an increase of \$.15 a ton.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 4, 1967, for 4,000 tons of Precoated Aggregate for the Street and Bridge Division; and,

WHEREAS, the bid of Glo-Stone Materials Co., in the sum of \$15,680.00, 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 Glo-Stone Materials Co., in the sum of \$15,680.00, 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 Glo-Stone Materials Co.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager submitted the following:

"January 9, 1967

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

SUBJECT: Bids for the sale of approximately 30,000 pounds of scrap copper conductor.

"Sealed bids were opened in the office of the Purchasing Agent at 10:00 A.M. January 6, 1967 for the sale of approximately 30,000 pounds of scrap copper conductor. Invitations to bid were advertised in the Austin American-Statesman on Sunday, December 18 and Sunday, December 25, 1966 and sent to all known possible bidders.

"The bids received are as follows:

| <u>Bidder</u> | <u>Unit Price</u> | <u>Total</u> |
|-------------------------------|-------------------|--------------|
| Newell Salvage Company | \$.3632 | \$10,896.00 |
| Austin Junk & Auto Parts | .245 | 7,350.00 |
| Austin Metal and Iron Company | .3069 | 9,207.00 |

"The tabulation is submitted with the apparent high bid meeting the City of Austin specifications and conditions underscored."

The City Manager said this was the first time an amount of this quantity had been sold.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 6, 1967, for the sale of approximately 30,000 pounds of scrap copper conductor; and,

WHEREAS, the bid of Newell Salvage Company, in the sum of \$10,896.00, was the highest 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 Newell Salvage Company, in the sum of \$10,896.00, 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 Newell Salvage Company.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (1) LOTS 1, 2, 3 AND 4, SAVE AND EXCEPT THE EAST 45 FEET, BLOCK B OF FAIRWAY HEIGHTS, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; (2) ONE ACRE OF LAND OUT OF THE JAMES P. WALLACE SURVEY, LOCALLY KNOWN AS 7029-7043 U.S. HIGHWAY 290 EAST, FROM "GR" GENERAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT; (3) LOTS 15 AND 16, SAVE AND EXCEPT THE REAR 50 FEET OF SAID LOTS, BLOCK 50 OF THE DOLORES SUBDIVISION, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; (4) THE SOUTH 42.67 FEET OF LOT 4 AND ALL OF LOT 5, BLOCK B-7 OF THE SWEETMAN ADDITION, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; (5) A 9,278 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 706 DENSON DRIVE, FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman LaRue 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman LaRue 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: TRACT 1: LOT 12, BLOCK 3 OF NORTHFIELD ANNEX NO. 2, AND TRACT 2: LOT 23, BLOCK 2 OF NORTHFIELD NO. 2, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman LaRue 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman LaRue 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

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

by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 21-27, BLOCK 2 OF THE ELM GROVE SUBDIVISION, FROM "O" OFFICE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIFTH HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman LaRue 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman LaRue 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOT 13, BLOCK 1 OF FREDERICKSBURG

ROAD ACRES, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman LaRue 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The ordinance was read the second time and Councilman LaRue 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: WEST 150 FEET OF THE NORTH 95.99 FEET OF LOT 31 AND THE WEST 150 FEET OF THE SOUTH 38 FEET OF LOT 29 OF THE THEODORE LOW HEIGHTS, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen LaRue, White, Mayor Palmer
Noes: Councilman Long
Absent: Councilman Shanks

January 12, 1967

Councilman LaRue moved that the Council grant the request of MR. HERBERT SMARTT to withdraw the following zoning application:

THEO P. MEYER, JR. 4204-4212 Red River Street From "A" Residence
To "B" Residence

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman Long moved that the hearing on the Minimum Commercial Building Standards Code be set for 11:00 A.M., February 9, 1967. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

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

(RESOLUTION)

WHEREAS, by virtue of an order of sale issued out of the 53rd District Court of Travis County, Texas, in Cause No. 150,382, styled City of Austin vs. Isadora Costley, et al, the hereinafter described property was sold for taxes by the Sheriff of Travis County, Texas, by deed of record in Volume 3220, Page 965, Deed Records of Travis County, Texas; and,

WHEREAS, Sopopa Gonzales Dominguez is desirous of purchasing the above described property; Now, Therefore,

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

That William T. Ward, be appointed as Commissioner, and he is hereby authorized to execute a quitclaim deed on behalf of the City of Austin and as Statutory Trustee for the State of Texas and County of Travis and Austin Independent School District conveying all of their right, title and interest in and to the above described property to Sopopa Gonzales Dominguez.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager announced plans for a small office building that the Council authorized sometime ago, at the Water Treatment Plant, West 1st Street and San Antonio, were in the next room for the Council to review, and stated it was desired to advertise for bids as soon as possible. Later in the meeting, Councilman LaRue moved that the City Manager be authorized to take bids for the office building by the Water Treatment Plant. The motion, seconded by Councilman

White, carried by the following vote:

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

REAL ESTATE TRANSACTIONS

The City Manager reported the Council authorized the acquisition of the MARGARET BATTS TOBIN property at the north-east corner of the intersection of Windsor Road and Enfield Road. The City Attorney explained the calculations of the number of square feet by the City and by the Tobins differ by 20,000 square feet, and the price would not amount to what they had expected, and they will not close out on the sale. Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires the opening of a thoroughfare to extend West 15th Street westerly from West Avenue to provide for the free and safe flow of traffic within the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the opening and extending of West 15th Street west of West Avenue in the City of Austin and for other municipal purposes; and,

WHEREAS, the City of Austin has negotiated with the owner of said land and has been unable to agree with such owner as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owner and lienholders, a suit in eminent domain to acquire fee simple title for said purposes to the following described tract of land, to-wit:

A tract of land, same being out of and a part of that certain portion of Lots 21, 22, 23, 24 and 25, Enfield "A", a subdivision of a part of Outlots 6, 7 and 8, Division Z, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas; a map or plat of said Enfield "A" being of record in Book 3 at Page 44 of the Plat Records of Travis County, Texas; which portion of Lots 21, 22, 23, 24 and 25, Enfield "A", was conveyed to Margaret Batts Tobin by the following two (2) instruments:

- (1) Last will and testament of Mrs. Harriet F. Batts, Cause 8827, of record in Volume 84 at Page 305 of the Probate Minutes of Travis County, Texas;

- (2) General Warranty Deed dated July 16, 1937, or record in Volume 567 at Page 390 of the Deed Records of Travis County, Texas;

Said tract of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake at the southwest corner of Lots 21-25, which is the intersection of property lines at the northeast corner of the intersection of Windsor and Enfield Road for a corner;

THENCE, 239.7' with the east line of Windsor Road to an iron stake for a corner;

THENCE, easterly on a line making an angle of $85^{\circ} 53'$ with the line just described a distance of 285.9' to an iron stake for corner;

THENCE, southerly 132.8 feet on a parallel to and 40' from the west line of Lots 30, 31 and 32, Enfield "A" to an iron stake for corner;

THENCE, on a curve to route of 184.4 radius a distance of 97.6 feet to iron stake for corner;

THENCE, southerly parallel to and 30' from the west line of Lot 26, Enfield "A", a distance of 121.8 feet;

THENCE, northwesterly with the north line of Enfield Road said line being parallel to and 50 feet from curb line a distance of 224.7 feet to point of beginning as recorded in Book 3, Page 44 of the Plat Records of Travis County, Texas.

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

Ayes: Councilmen LaRue, White, Mayor Palmer

Noes: Councilman Long

Absent: Councilman Shanks

The City Attorney had received a request from an apartment owner to lease a portion of City property on the alley way, from Lamar between 24th and 25th Streets at \$50.00 a month ground rent to begin June 1967. This request was not accepted. They now propose paying rent as of February 1st for a three year lease, understanding the lease would be contingent upon the use of the land. The lessee would pay for the paving. The City could terminate the lease at any time and the lessee understands the property was acquired for thoroughfare purposes; and if it is to be used for that purpose, the City would use it with no reimbursement to the lessees for grading and filling the lot. The area to be leased is a tract 60' x 100' on the alleyway, about 250-275' from Lamar Boulevard. Councilman LaRue moved that the request be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

HEARING ON AMENDMENT TO THE MASTER PLAN

At 10:30 A.M., Mayor Palmer opened the hearing on a change in the Austin Development Plan on 280 acres between FM 1325, the L.C.R.A. Power Line; the Missouri Pacific Railroad, and a fence line about 3770' north of and parallel to the easterly prolongation of the north property line of Kramer Lane, as requested by I.B.M. Corporation. The Planning Director pointed out the area south of the L.C.R.A. power line is designated as manufacturing and industrial use, a major industrial category. The northern area is designated as residential development. Twenty acres of the site (south of the L.C.R.A. power line) are already designated as manufacturing and industrial. The request by the I.B.M. Corporation, is for a change of designation of the Master Plan from Urban Residential Designation to Manufacturing and Related Use Designation. This would be a general use designation and would not require a "Planned Development" provision. The Planning Director outlined the consideration of this request which included an evaluation of traffic, utility services, and other facilities available in the area. The Missouri Pacific Boulevard will tie into FM 1325 which is to be doubled in width. Both railroads will remain in place; water service is available and can be expanded; electricity is served by the City, and sewer services can be provided. Details had been reviewed by the Director of Water Utilities and had been worked out with the City Manager and I.B.M. representatives. The Planning Commission unanimously recommended the change as an extension of the total area on the north west side. The Planning Director pointed out an area on the east is still pending decision before the Council for a change in the Master Plan. (250 acres to the north and east of Balcones Terrace and to the east of F. M. 1325) No one appeared in opposition to the amendment.

MR. LLOYD LOCHRIDGE, Attorney, introduced MR. R. C. HOLLIDAY, JR., Counsel, Real Estate and Construction Division of I.B.M., New York and other officials of the Corporation. Mr. Lochridge stated I.B.M. proposed to close the transaction to purchase the 300 acres today, and bids on the first phase of 200,000 square feet of construction were being evaluated now, with construction to begin January 16th.

Mayor Palmer welcomed the enterprise to Austin, stating each member of the Council was delighted I.B.M. chose Austin as its site; and he hoped Austin could always maintain the kind of a business climate that would be satisfactory to them. Because of the prestigious position I.B.M. holds in the Nation, the Mayor stated other like industries would be looking at Austin for a location. Councilman White moved that the Austin Development Plan be amended by changing the 280 acres from Urban Residential Designation to Manufacturing and Related Use Designation on the area described. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

MR. LOCHRIDGE expressed appreciation of the I.B.M. Corporation, stating these gentlemen and others had worked with the staffs of the City, and they had found a wonderful spirit of cooperation; each having gone out of his way to give them information and assistance. Everyone they dealt with had been pleasant and helpful. Mayor Palmer stated it would be appropriate to recognize the Administration, and he thanked MR. W. T. WILLIAMS, JR., City Manager and all members of his staff and all departments for showing this type of cooperation, and expressed appreciation to Mr. Lochridge for calling this to his attention.

Master Plan Change
Map here -

Councilman LaRue moved that MRS. CECIL CABINESS be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

MRS. CABINESS, Violet Crown Garden Club, invited the Council to attend the planting of a tree in the Biblical Garden, the ceremony honoring the City Council, at 3:00 P.M., Friday, January 20th.

REPORT FROM PLANNING COMMISSION ON PROPOSED VEHICULAR BRIDGE ON EAST SAND BEACH RESERVE

The Planning Director called attention to the Planning Commission reports furnished the Council with its Agenda. On January 10th, the Planning Commission considered the matter of the location of "North Shore Drive" (a term used in the Town Lake Plan) as recommended as a part of the Town Lake Study Committee Plan. The Master Plan, adopted in 1961, showed a roadway through the area going north of the lagoon. The Parks and Recreation Board had recommended a plan where the main roadway went to the south of the lagoon, crossing the channel over a bridge. The Planning Commission was considering the matter of an alteration or change in the Master Plan to take into account the relocation of the road. The recommendation of the Parks and Recreation Board had been presented to the Council as a matter of information previously. Councilman LaRue asked for identification of this plan as being the one with the connecting bridge to Holly Beach, with water fountains, picnic areas, and a site to be used sometime later as a swimming area. The Planning Director stated there had been a revision of that plan by the Parks and Recreation Staff, and this was the plan on display today and it had not been presented to the Parks and Recreation Board nor to the Council.

The Planning Director said it was not the intention in the Master Plan, nor of the Town Lake Study Committee, the Planning Department Staff currently, nor the Planning Commission to create a major thoroughfare through the lake front area. The Town Lake Plan provided for a distributor road, a collector street, or parkway, mainly to bring people in and out of the lake front area, running from west of the Interregional Bridge over to Holly Beach. It is not the intent to create a major traffic way that would carry day to day business traffic.

The Parks and Recreation Board, and the staff were invited to the Planning Commission meeting, to present their recommendations and comments. The Parks and Recreation Plan showed the road coming from Interstate 35 south of the lagoon on to the Holly Beach area, connecting into Canadian Street. There would be significant amount of traffic of about 2,000 cars a day; and with a major activity, that number would increase. There would be a moderate roadway going through the area, linking several areas, crossing the channel and utilizing the bridge. He pointed out several parking areas.

In contrast, the roadway in the Master Plan goes to the north of the lagoon. It is recognized this road would carry a moderate amount of traffic, and would peel off traffic from various sections. The idea was to keep this road as far from the waterfront or lakeshore as possible, recognizing a scenic advantage would be lost; but traffic would constitute a problem, as this roadway was estimated to carry 2000 cars a day; and with certain activities there would be points of congestion. The Planning Director stated the Holly Beach area was to be primarily a district park to serve about 20-25,000 people living in a fan-shaped

area north of this section. This area will have a swimming pool, a playfield and day to day park uses.

The Planning Director referred to the future Junior High School tract (between Chalmers and Comal Streets); the playfield, and the heavy use of the area by the residents in that immediate area.

Also there is the beach situation or lake front which is recognized as being city wide or even regional. Councilman Long asked why the whole beach area should not be planned all the way and make it a continuous beach. She was under the impression when the street was brought up on the north side, more through traffic would be invited into the road which is not designated as a thoroughfare. The Planning Director stated the overall traffic road would be basically the same. He explained First and Second Streets are planned as one-way couples through this area into the central business district over Interstate 35. They are major thoroughfares. The real collector street in the commercial sense or residential collector street is Holly Street, with an interchange at Interstate 35. He discussed the street, the traffic, and the distance the road should be from the lake front, the idea being to keep the road away from the lake shore as reasonably far as possible.

The Planning Director pointed out on the overlay map the primary road as recommended by the Planning Commission in line with the Master Plan recommendation for a primary road. There was a discussion at the meeting about a possible secondary road coming through. Several members of the Commission suggested that a plan showing a drive to the north of the lagoon and a secondary park or loop road with a vehicular bridge could be a reasonable solution, and it was indicated the Commission would be interested in seeing such a plan and acting on it. The Planning Staff's and the Commissions' recommendation is that this road be retained as part of the plan and it be emphasized as the primary roadway through this section; that the Planning Commission would like to see in further detailed planning a possible loop roadway that might serve somewhat as a scenic drive.

Councilman White was interested in the parking areas that were indicated on the plan, and he was under the impression they were getting away from parking down there. He said if parking were allowed as indicated, there would be no play area there. The Planning Director stated there would not be too much over all parking because of the grades, and he pointed out the eight parking areas. Councilman Long felt there should be some parking provided close to the beach where people would not have to walk so far to get to the river. Councilman White suggested planting pecan trees for shade and beauty, and people could sit under them, each their lunch, or fish. The Planning Director stated rather than putting the parking on the lakeside to put it below the fence at Fiesta Gardens. The key issue is which way the road would go. The Planning Commission did not resolve whether or not the road should continue with the bridge. The Planning Director showed the little public service road designated to provide access to the beach.

Councilman White inquired about the Fire Marshal's building location. The site was pointed out, and the Planning Director showed the little public service road designated on the map to provide access to the beach. Councilman White mentioned that the Fire Marshal said he had some money in his budget that could be used for the road down there. Councilman Long listed some other things that needed to be resolved--some streets that had not been vacated in Fiesta Gardens; she thought there was a fence on the sand beach reserve.

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Parking was discussed at length. Councilman LaRue stated the present parking was agreed upon by the Council, but it was for temporary parking. The Director of Planning showed locations where the parking could be moved, one suggested by some of the members of the Parks and Recreation Board to move it north of the lagoon and to the east. He stated the property on the north was under application through the Open Space Program. Councilman White understood the Fiesta Gardens were on the Sand Beach Reserve and they should be made to move back. The City Manager said if they moved their fence, the City would have to replace it to keep people from running over into the water. Councilman LaRue inquired how the traffic would be routed to Fiesta Gardens as he understood the road would be closed. The Planning Director stated the service road should be there, and it should be determined if it would be used only during activities; be a service road, or a public road.

Discussion was held on the intent of the Planning Commission on its recommendation, Councilman Long stating one member was of the opinion the Commission had agreed that the bridge should be there, but not as a major thoroughfare; and that the two areas should be bridged. It seemed it was the consensus of the Commission, but they did not put it in their motion. The Planning Director reported on the meeting, stating there were different comments, all differing in varying degrees; and the report was that several members of the Planning Commission suggested this bridge was a possibility, but they would like to see a plan brought back.

Councilman LaRue noted there were two concepts, stating the Planning Director's proposal was to get people more quickly from one point to another, in a straight line. The Planning Director stated his point was to direct traffic away from areas in which there would be intensive activities. Different from a traffic engineering plan to move traffic from point to point, the Planning Engineers feel strongly it is not good to run even a nominal amount of cars through this area of intense activities, if it could be avoided. Councilman LaRue speaking of 1500-2000 cars going through the area, stated most of them would reach some midway point and stop, and there would be access to various points. The Planning Director stated some members of the Commission had suggested the bridge as an alternative and that there should be access leading into parking areas.

Councilman Long inquired of the Recreation Director if this plan (Plan Developed in Recreation Department) or one similar, when it was presented to the Council in August of 1964, were adopted. The Recreation Director stated it was his impression it was; that the plan was brought to the Council, referred to the Town Lake Study Committee, and it came back to the Council and was adopted. Specifically discussed was the land that should be purchased and what has been purchased, was acquired under that authorization. Councilman Long said the plan showed a bridge going across the channel, but the road on the plan adopted was nearer the water front; but all agreed that the road going up on the edge is better. Councilman LaRue asked if there were a copy of the plan presented. Some stated the plan showed a foot bridge.

The Recreation Director stated Councilman White was concerned about the cars being brought down on the playground. Primarily people were parking 2 or 3' from the water's edge and sitting right beside the water, enjoying fishing, picnicking, or putting a boat in the water. He compared this type of recreation to what was in Zilker Park, stating one week end there were 18,000 cars. There will be a number of Sunday drivers coming through the beach area which should be

kept open and free for the people to come into. It will not be a playground. It needs to be kept open also to serve the school. The area also would be overflow parking area for events down on the beach. The Recreation Director stated the main thing to be resolved was the parking area for the 500 cars. Parking to the east would run into the real true playground area where the playground will really be developed. The Mayor asked when this playground would be developed. The Recreation Director stated there were no funds for this development now. The Mayor asked if the playground were needed before the bridge; or were the bridge needed before the playground. Councilman White stated they did not have to have the bridge right now, but they wanted to settle it to see if it were going there; and if it is it could be built in the next budget year. The Recreation Director mentioned the possibility of receiving a grant from the Land and Water Conservation Program.

Mayor Palmer inquired if this bridge were one of the priority items. The Director of Recreation stated this was not in his immediate plans. Councilman White said the money for building the bridge was not available, but what they wanted to do was to settle on the bridge now. Councilman Long was for building the bridge now stating there was \$70,000 in the budget and she was for the bridge.

DR. D.K. BRACE stated the way the plan was submitted was that the road was to be a through thoroughfare. The Parks and Recreation Board had never considered this as such. They wanted a road that would permit people to ride along and view the lake. He personally wanted a small service road crossing a bridge so that people could drive along, view the lake, get out of their cars and walk down and fish. Also the road would serve the Holly Beach area. There are two parks, and the road is needed to connect them. He said if the road were brought in as Mr. Osborne had suggested, it would become a race way for people coming through for a quick view of the park. He said the Planning Commission recommended the road be kept as close to the Fiesta Garden area as possible. Dr. Brace stated it was necessary to provide parking for 500 cars, and the agreement was that the area would be south and west of the lagoon. Dr. Brace's suggestion was to provide an area for 200 cars on the east, and 300 cars in the north west area next to Fiesta Gardens. He stated while this plan conformed with the recommendation of the Planning Commission, it would be unfortunate to make it a through thoroughfare. He noted the importance of making it possible for the people to get into the area, and to get to the entrance of Fiesta Gardens. He discussed the entrance to the Gardens, pointing out where the representatives would prefer to have the entrance. Dr. Brace thought a 30-40' road loop would be proper and would slow down the traffic; and that the road crossing the vehicular narrow bridge over the narrow channel would be in addition to whatever they might have, so that the people could view the lake. This road could be rerouted from the middle of the area and brought closer to the lagoon with parking between the fence and the road. Councilman LaRue summarized Dr. Brace's recommendation that the only difference was that he thought the road should be a secondary roadway crossing the lagoon with a vehicular bridge. Dr. Brace agreed.

MAYOR PALMER noted no real conflict in the overall planning between the Parks Board and the Planning Commission; that there is a matter of timing and what type of road and type of bridge. He said since the Planning Commission wanted to see an overall plan of both roads, that this be accorded and then get some kind of schedule and order of priority; as there were many calls on the funds, and each should be viewed in light of which would need to be given priority. Mayor Palmer said in the overall plan there was no serious conflict; as to the timing, Mrs. Long says immediately; some say in the future.

Councilman Long stated it seemed that it was the recommendation of the Planning Commission that the bridge be built with the present funds now not allocated for any particular purpose. As far as she was concerned, she said the \$70,000 was not earmarked for purchasing property but for other purposes; that the bridge could be built with this money and keeping the property together realizing that the property will not be formally developed at this time, but it would open up the whole lake front and tie it together so that people when one area becomes crowded, could go on further down and fish or picnic, and this would be making it usable for the people who want to use the lake front. It would give them entry to both pieces of property and not segregate Holly Beach calling it a district park and having it just for those people in that area. She said the lake was for everybody, and it should be promoted for everybody, and it is a mistake to consider Holly Beach as a district park and not a part of the lake front as a whole.

Mayor Palmer asked Dr. Brace if there were \$70,000 and if there were a chance to get matching funds of another \$70,000 to buy land if he felt the urgency of the bridge was greater than actually costing the city \$70,000 in matching funds. Councilman Long stated the \$70,000 could be used for both. The City Manager explained the Open Space development funds could not be obtained for use on any land except open space land. The Mayor asked Dr. Brace, as a member of the Parks Board, if he would recommend that the City pass up the possibility of getting \$70,000 for assistance in acquiring land there, and if the urgency of the bridge exceeded that. Dr. Brace answered that he voted for the motion, but he was thinking that nothing should stand in the way of acquiring land on the west side. He was hoping ultimately that the bridge could be realized.

Councilman LaRue stated he thought both of these could be possible, and that the City Manager was about to propose some weeks ago that the engineering be started on the bridge project and proceed with the purchasing of the land. That position was compromised by authorizing the City Manager to purchase some of the most pertinent pieces of property. Councilman LaRue stated at first he was very much in favor of the bridge. At that time, it was presented to him at a cost of some \$20-\$25,000; but now they are looking at some \$40 to \$70,000; and the situation needs to be reappraised. If the Council could arrive at accepting this proposal that the Director of Recreation has, the Council could then ask the City Manager to start the engineering on the bridge and authorize the continuance of the original plan to apply for the \$70,000 matching funds to complete the purchase of this land. He said he would agree to this, if the Council could arrive at some consensus today that this is the plan that is going to be used.

The Planning Director reported over the past six weeks, two open space land acquisition applications had been presented to the Council, one for an area from Chicon to Canadian; and (2) for purchasing the property the City had not already acquired from Bergman south. The City Attorney explained the City was acquiring part of the property from Chicon west on behalf of the schools. Discussion of purchase of this property was held.

Councilman Long asked if the Council could have the figures of the expenditures of the monies from the Hancock and Berkman tracts. She asked for sources for the purchase of the property on Canadian and Bogle Streets. The Mayor stated when the citizens were told the Hancock tract was to be sold, they were told about \$200,000 would go for a golf course; \$200,000 for Bartholomew Park; \$200,000 on river beautification, and \$200,000 for various parks. The City

Manager stated the golf course cost over that amount as did the swimming pool, and a great deal was spent on the Auditorium. It was stated detailed figures would be obtained.

Mayor Palmer asked if there were any action the Council would like to take on the Planning Commission report.

Councilman LaRue stated he would like to make a motion. He moved that "we accept the plan as proposed (the present one we have here); that we authorize the City Manager to start the engineering on the Bridge construction, and that we authorize the City Manager to continue the purchase of land with the allocated funds and to continue the application for the matching funds for the Open Space Program." Councilman Long seconded the motion.

The City Attorney asked if the plan which has been proposed constitutes an abandonment of the Plan shown in the Master Plan. If this constitutes a substitution for the plan shown in the Master Plan, under the Charter the Council would be required to have a public hearing with public notice. If it does not constitute an abandonment of the plan shown in the Master Plan or a substitution by the use of the plan which has been suggested to be used in lieu of the other plan, it would not require an amendment to the Master Plan. Councilman LaRue asked if this change were big enough to be designated as a change in the Master Plan. The City Attorney stated this was why he was asking about the purpose. If the purpose is to abandon that which was shown in the Master Plan and substituting the other, it would require an amendment to the Master Plan. If the Council does not intend to abandon what is in the Master Plan or does not intend to substitute this other for what is shown in the Master Plan; then it would not be an amendment. Councilman Long stated the way she looked at it, a park was in the Master Plan. The City Attorney explained that is the reason the motion should expressly cover this point, as there was a recreation or park area which was quite narrow and it is entirely possible that a substantial change in the effect of the use of this property would occur if this were a thoroughfare. Councilman Long stated this would not be a thoroughfare. The City Attorney said if it would be a substitution of the plan other than is shown on the Master Plan, then it would require an amendment to the Master Plan because it would be in conflict with it. He stated there were different types of streets on the Master Plan, and this one in question is shown as a secondary street. Councilman Long said it would continue as such, and there would also be a road going to the mouth of the canal, and all that has to be done is to bridge it. The City Manager stated the question of changing the Master Plan would be only this matter of abandoning the road on the north. Councilman LaRue said the question is whether the road is located on the north side or the south side, and it is the consensus of the Council to put it on the south side of the lagoon. He said there could still be a road on the north side. Councilman LaRue stated it was the consensus of the Council for the road to be on the south where the people could see the lake. He then withdrew his motion.

Councilman LaRue moved that a public hearing be set for February 9, 1967, at 2:30 P.M. on the Master Plan change as it pertains to Festival Beach and Holly Beach. The motion, seconded by Councilman Long, carried by the following vote:

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

Councilman LaRue moved that MR. KRUEGER be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

MR. KRUEGER asked who owned the bridge across the lagoon at Fiesta Gardens. It was stated the bridge was on leased property, and the lessees had built it.

SIDEWALK VARIANCE

The City Manager reported there was a variance on a sidewalk area where a new residence is being built; the owner wants to cross the sidewalk area, a fence has been constructed along the curb line, and posts have been installed. The City Manager suggested the Council might want to see this construction. The owner, MR. F. DENIUS, has filed an agreement if it is necessary for the city to change the grade or to remove the improvements it would be done at his cost. It was pointed out under these circumstances that a certificate of occupancy can not be issued administratively with this sidewalk variance and only the Council can give approval. The Council wanted to drive out and see what had been done.

CONDEMNATION - DECKER CREEK PROPERTY

The City Attorney said there was a 125 acre tract for which there was still hope of negotiations, but the property is needed now. Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found and does hereby find that the public necessity requires the acquisition and maintenance of a large recreational reserve to permit the creation of parks, playfields, camp grounds, golf courses, piers, wharves, together with the construction of a large water reservoir, and also to permit an addition to the electric light and generating system of the City of Austin, and the construction of certain roads and public ways; and,

WHEREAS, the City Council has found and determined that the public necessity requires the acquisition of the fee simple to the hereinafter described tract of land for such purposes; and,

WHEREAS, the City of Austin has negotiated with the owners of such land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owners and lienholders a suit in eminent domain to acquire fee simple title for said purposes to the following described tract of land, to-wit:

All that tract or parcel of land out of the Phillip McElroy Survey in Travis County, Texas, and being a part of that certain

125 acres of land conveyed to Fred W. Davis, et ux by deed dated February 2, 1946, and recorded in Volume 762 at Page 329 of the Deed Records of Travis County, Texas and more particularly described as follows, to-wit:

BEGINNING at an iron stake at fence corner post at the northwest corner of that certain 50 acre tract described as 1st Tract in deed to Fred W. Davis, recorded in Volume 762, Page 329 of the Deed Records of Travis County, Texas, said point being in the south line of a county road, for the northwest corner of the tract herein described;

THENCE, with the fence along the north line of the said Davis 50 acre tract and the south line of the said County road, S 60° 26' E a distance of 807.93 feet to an iron pipe set in approximate center of old lane, for the northeast corner of this tract;

THENCE, S 29° 34' W along said lane, a distance of 1200.00 feet to an iron pipe set for a corner of this tract;

THENCE, N 60° 26' W a distance of 150.00 feet to an iron pipe set for an inner corner of this tract;

THENCE, S 28° 54' W crossing the south line of the said 50 acres and the north line of a tract of 75 acres described as Second Tract in deed to Fred W. Davis, recorded in Volume 762, Page 329 of the Deed Records of Travis County, Texas, a distance of 2050.2 feet to an iron pipe set in fence on the south line of the said Davis 75 acre tract, for the southeast corner of this tract;

THENCE, with the fence along the south line of the said 75 acre tract, N 60° 48' W a distance of 660.34 feet to an iron pipe set at fence corner post at the southwest corner of the said Davis 75 acre tract, for the southwest corner of this tract;

THENCE, with the fence along the west line of the said Davis 75 acre tract, N 28° 58' E a distance of 1688.23 feet to a fence corner post, for an angle point in this tract;

THENCE, continuing with the fence along the occupied west line of the said 75 acre tract and along the west line of the said 50 acre tract, N 29° 26' E a distance of 1566.10 feet to the place of beginning, containing 53.26 acres of land.

(Norman D. Beck, et al)

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Attorney mentioned a letter Councilman White had received from MR. BILL CARPENTER asking the Council to pass an ordinance prohibiting people from riding motorcycles and motorscooters without safety helmets. Councilman Long suggested holding on this for a while as the Legislature is working on regulations concerning this on a state-wide basis.

January 12, 1967

PICTURES - U.S.S. AUSTIN

COUNCILMAN LONG said sometime ago the Council appointed her as a committee to choose pictures of the U.S.S. Austin, and she had various scenes of Austin some of which were taken by the Chamber of Commerce, for the Council to consider. Mayor Palmer suggested pictures including the Capitol, the University Tower, the skyline, and the Lake. One of the murals is to be 4' x 6' and two will be 12" x 18". The loveliest pictures she had were taken on the Interregional Highway in South Austin showing the beautiful view of the City. The Mayor recalled the aerial photograph of Austin with the river winding through the City and the hills and lake. Councilman Long said she would talk with the photographer about touching up the picture of the approach into Austin, removing the signs and standards, if possible for the mural, and that she would continue exploring the possibilities of other pictures.

COUNCILMAN LaRUE read and filed the following letter with the Council:

"January 10, 1967

"City Council
City of Austin
Austin, Texas

"Dear Mrs. Long and Gentlemen:

"Pursuant to Section 18 of the Urban Renewal Law (Article 12691-3, Texas Civil Statutes), you are hereby given written notice of my ownership interest in the property located at 1200 Red River Street, being the land and improvements on Lots 3 and 4 of Block 144 of the Original City of Austin to be entered upon the Minutes of the City Council, and of my incapacity to participate in the action by the City Council upon any urban renewal project affecting the property in which I own an interest.

"By a copy of this letter I am also disclosing to the Austin Urban Renewal Agency the ownership described above as provided by the Urban Renewal Law.

"Respectfully submitted,
s/ Travis LaRue
Travis A. LaRue, Councilman"

MAYOR PALMER announced he had disqualified himself on participating in the Winn Project on January 27, 1966.

TRAFFIC - LEFT TURN - NORTH LAMAR - EXPOSITION TO WESTOVER

Mayor Palmer read a letter from DR. THOMAS RUNGE requesting a signalized protective left turn from Exposition to Westover; and a letter from MRS. J. L. RUMSEY, reporting that people making left turns in front of the Department of Public Safety Building on North Lamar stopped traffic for blocks. Councilman LaRue moved that Dr. Thomas Runge's letter be referred to the Traffic and Transportation Department for study and report. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Long moved that Mrs. J. L. Rumsey's letter be referred to the Traffic and Transportation Department for study and report. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor noted a letter from MR. THOMAS PERKINS, dated January 1, 1967, copy of which was sent to all Council Members, regarding events on Town Lake.

TRAFFIC - PARKING ON KOENIG LANE

Mayor Palmer announced the Council had received a report from the Traffic Engineer regarding parking on Koenig Lane. Councilman Long stated the voluntary approach had been tried, but she was still receiving calls on this parking. Mayor Palmer read part of the report. After brief discussion, Councilman Long moved that the same restrictions be placed on Koenig Lane as are on Duval. The motion, seconded by Councilman White, carried by the following vote:

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

AUSTIN EQUAL CITIZENSHIP CORPORATION REPORT

"REPORT TO THE MAYOR AND CITY COUNCIL OF AUSTIN

"You requested the Austin Equal Citizenship Corporation to advise you upon the existence or non-existence of discrimination on ethnic grounds in the Sanitation Department of the City of Austin.

"We have made a detailed examination of the personnel records maintained by and for the Sanitation Department. One group conference with employees was held. Due to pending litigation, it did not appear appropriate to us to seek testimony from individual ex-employees, who are parties to the suit.

"The records we have examined reveal no ethnic-related differentiation in initial employment, retention, merit-pay increases, or promotions from helper to driver. The records do reveal high rates of employee turnover, absenteeism, and relatively small progression in earnings by employees who have long tenure. In fact, it appears few rewards or recognitions are available to employees of this department. Under such conditions, considerable employee dissatisfaction is almost inevitable. But the records do not reveal, in our opinion, evidence that administration of the limited rewards and recognitions is affected by ethnic considerations.

"However, the records on foremen arouse some misgivings. It appears significant that no promotion to foreman within the past six years has gone to a

Latin or a Negro. In the light of the ethnic composition of the employee pool from which foremen are selected, this history deserves investigation. We realize fully that appointment of foremen is a highly personalized process dependent upon factors not represented in statistical summaries, and that the integrity of such process must not be threatened by arbitrary rules on such matters as ethnic distribution. Hence, the records examined do not in themselves afford evidence of discrimination. They do seem to indicate necessity for administrative review of the promotion process to be sure the completely extraneous factor of ethnic membership is not affecting that process.

"We seize this opportunity to point out that the general employment situation illustrated by the facts we have examined requires remedial action by the employers of our community. Due to many historic, educational, and economic factors no longer existent or pertinent, suitable employment opportunities are not open in sufficient quantity to Negroes and Latins in Austin. A man or woman deserves fair and open access to jobs with a future, to promotion and advancement based upon talent and merit. Ethnic background should have nothing to do with the levels of jobs accessible. Yet, we continue to restrict well-educated, ambitious and able Negroes and Latins preponderantly to positions such as those afforded in the Sanitation Department. The work in that department is valuable work and should be rewarded suitably, but the workers there should also have full chance to follow the American pattern of advancement to other levels, in keeping with ability and desire. It is our hope that the City of Austin will take the lead in establishing and implementing open employment at all levels, thus increasing the supply of challenging positions accessible to Negroes and Latins. And, we hope all Austin employers will quickly follow the City's lead.

"December 8, 1966

"Respectfully submitted,
Austin Equal Citizenship Corporation
s/ John Barclay
John Barclay,
Chairman of the Board"

Mayor Palmer stated last week he had brought up the report from the Austin Equal Citizenship Committee, and asked the Council if it were ready to take any action today. Councilman Long said the question had been raised as to whether or not some people had been overlooked in promotions, and she would like to see the Council reiterate its nondiscrimination policy and ask the City Manager to see that this policy is being carried out on promotions. Councilman LaRue suggested that the City Manager investigate this and report back to the City Council. The City Manager reported they had done so already, and they did not feel that there is any discrimination. There are very few supervisory positions in the Department, and those holding those positions have held them for a long time. There is no turnover nor much opportunity for promotions. The Assistant City Manager reported there had not been a vacancy in the foremanship in five years, and there had been no new supervisory positions created.

Mayor Palmer pointed out that the Corporation does state that "the records we have examined reveal no ethnic-related differentiation in initial employment, retention, merit-pay increases, or promotions from helpers to driver. The records do reveal high rates of employee turnover, absenteeism and relatively small progression in earnings by employees who have long tenure. In fact, it appears few rewards or recognitions are available to employees of this department. Under such conditions, considerable employee dissatisfaction is almost inevitable. But the records do not reveal, in our opinion, evidence that

administration of the limited rewards and recognitions is affected by ethnic considerations."

Councilman Long moved that the Council reaffirm its policy of nondiscrimination and that the City Manager be requested to have an administrative review of the promotion process to be sure the completely extraneous factor of ethnic membership is not affecting that process. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mayor Palmer said it would be in order for the Council to express its appreciation to the Austin Equal Citizenship Corporation for its report and thank them for what they are doing and that they continue to operate as they are. Councilman Long moved that the Board be thanked for its report and its diligence in looking into this matter. The motion, seconded by Councilman White, carried by the following vote:

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

DANGEROUS ANIMAL ORDINANCE

Councilman LaRue inquired about the progress made on the dangerous animal ordinance. The City Attorney read the ordinance he had prepared making it unlawful for any person to keep dangerous animals unless they are securely confined so they could not come into contact with any person. He described dangerous animals. The Council discussed the ordinance, suggesting the addition of dangerous reptiles. It was decided to pass the ordinance through its second reading, and next week to include a provision for a bond or liability insurance. Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING THE AUSTIN CITY CODE OF 1954
BY ADDING TO CHAPTER 3 THEREOF A NEW ARTICLE DESIGNATED ARTICLE III, CONCERNING THE KEEPING OR RELEASING OF DANGEROUS ANIMALS OR REPTILES IN OR WITHIN 5000 FEET FROM THE CITY; 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

The City Manager announced there was a vacancy on the Retirement Board. Mayor Palmer said the Chairman suggested that someone knowledgeable in the investment field be considered. The Council postponed this appointment until later.

Councilman White announced MR. E. L. WILLIAMS, Chairman of the Board of Adjustment had asked that he be relieved of his appointment due to ill health.

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

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

The Council adjourned at 11:00 P.M. subject to the call of the Mayor.

APPROVED _____

Mayor

ATTEST:

Grace Monroe
Asst City Clerk