

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 4, 1966
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

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

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

MAYOR PALMER announced that Austin had lost another one of its most beloved citizens, MR. C. N. AVERY, who had served prior to the City Manager form of Government as Superintendent of Parks, and as Superintendent of Water, Light and Power. Mayor Palmer asked all to stand for silent prayer in memory of MR. AVERY and also of the three loyal employees who were victims of the sniper's gun fire on August 1st:

OFFICER BILLY SPEED
MR. ROY DELL SCHMIDT
MR. PAUL BOLTON SONNTAG

Invocation was delivered by FATHER WILLIAM MacAULIFFE, Catholic Student Center.

Councilman White moved that the Minutes of the Meetings of July 14 and July 28, 1966, and Special Meeting of August 2, 1966, be approved. The motion, seconded by Councilman LaRue, carried by the following vote:

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

MR. JOHNNIE B. ROGERS, representing eight of the Funeral Homes out of nine, gave official notice that these Funeral Homes plan to go out of the ambulance and transfer services. The businesses have constantly lost money on

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this service. Also they had been advised that the decision by the Wage and Hour Division of the Labor Department was that ambulance services fell under the provision of the Wage and Hour Law. His clients wanted the City to know they were going out of business and they did not want to leave the City in a lurch without adequate ambulance service. Announcement of withdrawing this service by September 1st was made through the press some six weeks ago, and negotiations began with a group of people who were willing to go into the emergency ambulance service. The Funeral Directors would turn their vehicles over to this group to get started. Mr. Rogers said they would cooperate with them and supply them information based on their experience in handling such a business. The private corporation will begin transferring the sick on August 15th. MR. DAN FELTS, Attorney, representing the group, the Austin Ambulance Service, stated it was composed of four business men, who would commence on August 15th to transfer the ill in the City and it had been assured the cooperation of the eight clients of Mr. Rogers. Mr. Felts asked that someone be designated by the Council to work with this group to draw up whatever the Council may want--a contract proposal, a consideration of a franchise proposal, or if the Council wanted to put this on a bid basis. He would like to meet with this representative, and make a proposal by next Thursday. Mayor Palmer said it would be difficult to think that any community would not see that some type of emergency ambulance service was provided for its people, although he had not satisfied himself that this was a governmental function. It might be a proprietary function the City would perform or assist in performing such emergency service only, within the corporate limits of the City. He stressed the fact the emergency calls outside the city limits would not involve the City in any manner, suggesting this should be at the County level. The City Manager reported that during January, February, and March there were 1074 emergency calls made by the local ambulances which would figure out about 4,300 a year. Mr. Rogers said about 5% of their calls are outside the city limits, but he had no figures on collections, although they would try to make an estimate on uncollected accounts. Councilman LaRue stated the City's participating might not be the route to take and he would be opposed to any agreement that would include any guaranteed payments until further study had been made. He said out of 127 cities in Texas, no city was liable for handling the services according to the survey, and that San Antonio was an exception. The City Manager submitted a report on a national study that out of 210 cities, 50 operate their own ambulance service, 42 cities have contracts, and the other cities are served by the Funeral Directors. Mr. Rogers pointed out there would have to be adjustments with these cities that have contracts now for ambulance service, because the Wage and Hour Law would place a financial burden on the companies. Mr. Felts stated his group would be interested in a year's trial basis. The Mayor stated this discussion was strictly exploratory. The City Manager said it would be necessary to know if the Council felt it imperative for the City to do anything about this at all. He reported he had not found any case where anyone other than a City government had undertaken this responsibility, when the Funeral Directors had gone out of the business. MAYOR PALMER said the people of Austin would insist on some kind of emergency ambulance services being provided by someone. Mr. Felts stated the letter-proposal sent last week was their opening position, and it would be subject to negotiation.

The City Manager pointed out MR. VILLASENOR could not be here earlier, but had called stating he would be here at 11:00 A.M. and had indicated he possibly would be willing to take over the total operation, but did not say if he wanted any money for his part or not. The City Manager stated he did not know if it was the will of the Council to deal with these people, Mr. Villaseenor, take bids,

or what. The Mayor stated the Council would hear Mr. Villasenor and discuss this with him, and then consider it before it took any official action. Later in the meeting, MR. VILLASENOR, MISSION FUNERAL HOME, came before the Council. Mr. Felts reviewed statements he had made earlier, stating there were nine Funeral Directors in the City, and eight were ceasing their emergency ambulance operations on September 1st. His group was interested in negotiating with the City or in submitting bids to provide emergency ambulance service in the City and in the County. Mr. Felts added that his group, without some type of contract or trial basis with the City, would not commence any operations on September 1st, as it is an expensive undertaking to begin. They would commence the transfer operation on August 15, as this is a day time operation, between 7:00 or 8:00 A.M. and until 3:00 or 4:00 in the afternoon. The emergency service would be on a 24 hour basis, seven days a week. Mr. Felts said they were not asking for an exclusive operation, but were asking to work with some designated person to bring a proposal to the Council by next Thursday. MR. VILLASENOR said he was immediately interested in providing the City with all around ambulance service. Another company would be taking care of the transfer service and he had thought about proposing to the City the handling of the emergency services exclusively, or any services handled through the City. He explained he was talking about the Brackenridge Hospital Clinic and any of those services for which the City would pay. He said if the business were split he would not be interested. In answer to Councilman LaRue's question, Mr. Villasenor said he would be in a position to bid on this operation just like any other concession. In answer to Councilman Shanks' inquiry, Mr. Villasenor said he could get set up in the emergency business in a day's time. Councilman LaRue suggested this may be a county responsibility in its entirety, including those in the city limits also, as it appeared the county was responsible for the care of paupers and indigents. Mayor Palmer stated the Council would take this under consideration, and it would also have to make some determination which way it wants to go in this matter.

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 18.21 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY AND THE T. J. CHAMBERS GRANT IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Northwest Hills, Section 8)

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH AUSTEX DEVELOPMENT COMPANY, LTD. 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 Shanks 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, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Long

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

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

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

The Mayor announced that the ordinance had been finally passed.

Councilman Shanks moved that a cash settlement be authorized with HARRISON, WILSON and PEARSON for approach mains for water and sewer to serve property between Williamson Creek and St. Elmo Road, estimated \$19,598.00. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

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

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets;

- (1) A gas main in CITY PARK ROAD TO ROLLINGWOOD, from the point of intersection of the corporate limit line of the City of Austin, same being the corporate limit line of the Village of Rollingwood, with a line 5 feet west of and parallel to the west edge of asphalt of said CITY PARK ROAD TO ROLLINGWOOD in a southerly direction with said line 5 feet west of and parallel to the west edge of asphalt of CITY PARK ROAD TO ROLLINGWOOD to the point of intersection of a line 195 feet east of the west line of Columbus Drive with a line 43 feet south of the centerline of Bee Caves Road.
- (2) A gas main in BEE CAVES ROAD, from a point 195 feet east of the west line of Columbus Drive in a westerly direction to the corporate limit line of the City of Austin; the centerline of which gas main shall be 43 feet south of and parallel to the centerline of said BEE CAVES ROAD

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

THE Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT all backfill under street surfaces between existing or future proposed curbs and under driveways and alleys, shall be tamped with mechanical tampers in six (6) inch layers. Each layer shall be compacted to not less than 90 per cent of maximum density as determined by the Standard Method of Test for Compaction and Density of Soils, A.A.S.H.O. Designation T 99-49.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

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

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Long

After discussion on Yarings' meeting all the city's requirements and providing the proper liability, etc., Councilman White moved the erection of planter boxes in the sidewalk area of 413-417 Congress Avenue - Yarings, be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

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

After review and explanation by the City Manager, Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

RESOLUTION APPROVING AND PROVIDING FOR THE EXECUTION
OF A PROPOSED CONTRACT FOR GRANT TO ACQUIRE LAND FOR
OPEN-SPACE PURPOSES

WHEREAS, under Title VII of the Housing Act of 1961, as amended, the United States of America, herein called the "Government", has tendered to the City of Austin, Texas, herein called the "Public Body", a proposed Contract For Grant to Acquire Land for Open-Space Purposes under which the Government agrees to make a Grant to the Public Body to aid in financing a project designated Project No. Tex. OSA-8; and,

WHEREAS, the Public Body has given due consideration to said proposed Contract; and,

WHEREAS, the Public Body is duly authorized, under and pursuant to the Constitution and laws of the State of Texas, to undertake and carry out said Project and to execute such proposed Contract:

BE IT RESOLVED BY THE CITY OF AUSTIN, TEXAS AS FOLLOWS:

Section 1. The proposed Contract, designated "Contract For Grant to Acquire Land for Open-Space Purposes, Contract No. Tex. OSA-8(G)," consisting of Parts I and II, under and subject to the provisions, terms and conditions of which the Government will make an Open-Space Land Acquisition Grant under Title VII, of the Housing Act of 1961, as amended, to the Public Body to aid in financing the cost of a project, designated Project No. Tex. OSA-8, situated in Austin, Texas, is hereby in all respects approved.

Section 2. The City Manager is hereby authorized and directed to execute said proposed Contract in two counterparts on behalf of the Public Body, and the City Clerk is hereby authorized and directed to impress and attest the official seal of the Public Body on each such counterpart and to forward such counterparts to the Department of Housing and Urban Development, together with such other documents relative to the approval and execution thereof as may be required by the Government.

Section 3. The City Attorney of this Public Body is hereby authorized to file requisitions, together with necessary supporting documents, with the Government, from time to time as Grant funds are required, requesting payments to be made to it on account of the Grant provided for in the Contract, and to do and perform all other things and acts required to be done or performed in order to

obtain such payments.

Section 4. The Public Body agrees to abide by all of the provisions, terms and conditions of said Contract.

Section 5. This Resolution shall take effect this 4th day of August, 1966.

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

MR. HARRIS BRUSH read a statement concerning "BRUSH SQUARE" which was named by the City Council in honor of his grandfather Seba Bogert Brush in May of 1888, and on which square is located the Central Fire Station, the O'Henry Museum, and the old T & NO locomotive donated by the rotary, expressing appreciation to the Council for permitting him to provide a permanent marker for BRUSH SQUARE, and presenting pictures and historical data to the City concerning this square.

Mayor Palmer said MR. MARTIN MAYFIELD would like to present a petition of the Austin Committee Against the War in Viet Nam. MR. MAYFIELD, accompanied by four veterans submitted and read a petition which he said was signed by people who do not necessarily agree with their point of view, but who felt that the City Council should grant them the right to parade. The petition requested that the Austin City Council reverse its decision of Thursday, July 28th, and grant a parade permit to the Austin Committee Against the War in Viet Nam. The petition was read in full and concluded with the request that the City Council not unfairly discriminate against the public expression of political opposition to the war.

MAYOR PALMER said he voted against the permit several years ago; he voted against the permit for those who were parading in support of the war; and he voted against this one. The basic issue here was not the question of rights, freedom of speech or freedom of expression, but the rights of the general public also. The public generally has the right to use the streets and thoroughfares without any undue requirement that they must either stop or listen to the exhortations of any group or any one person. The people of Austin have the right to use these streets. He said this had been his premise all along. The sidewalks are there, and the marchers could use them without a parade permit. He said his sole effort in voting as he did was that the streets are there for the public use and the orderly movement of traffic, and there are adequate sidewalks for those who would like to walk.

MR. BOOKER T. BONNER stated he was proposing a large march in Austin about a month from now, and he was asking information as he did not see how it would work on the sidewalks. The Mayor referred to a State Law that provided where there were no sidewalks, the people must walk single file as near the left curb as possible. Mr. Bonner asked how would this sizable number of people be moved through a City. He feared running into the same problem and wanted to get Court Action started early. The Mayor said if and when the time comes, and his request is taken under consideration, it would be judged on the time, the amount

of traffic involved, and many, many other things. The Council would have to know the route, the timing, and other information.

COUNCILMAN LARUE said that basically the City's responsibility here was to protect the life, limb and property of the individual and to prevent such things from happening that might create a greater danger to any one of these things, and this perhaps should be the basis on which the decision should be made. He repeated that he was very much opposed to the thought and the manner in which this was being handled, but he also was in favor of deciding these things on the basis on which they should be decided. Councilman LaRue said his feelings had nothing whatever to do with the decision of the City Council. He wanted to point out again that he did not think this was more likely to create a disturbance than the same parade permit that was issued some two weeks prior to this request today.

DR. BRAD BLANTON, member of the Austin Committee Against the War in Viet Nam, asked if the Mayor's decision was based primarily on whether or not this parade would obstruct traffic. The Mayor asked Dr. Blanton about the Council's right to control traffic on the streets and authorizing traffic signals which would restrict Dr. Blanton who would have to stop on red lights and who would argue that this was contrary to his constitutional rights. If the Council has the right to control traffic and installation of signals, then it would have the right to say when the public's interest should be disrupted.

DR. BLANTON asked Councilman Shanks about the newspaper report that he had voted for the G. I. Forum, but had voted against this parade. COUNCILMAN SHANKS stated this was a State-wide organization, and people from all over the State of Texas had come to Austin, and this was in the interest of the city. MAYOR PALMER said the issue here was does the City have the right to police its streets in the interest and the safety of the public.

MR. MAYFIELD said the Council set a precedent as a body when it granted a parade permit to the G. I. Forum who marched for the war. As a body, the Council is being inconsistent with this precedent when they deny them this permit. The City Attorney stated it would be unfortunate if this statement were taken to be true because no one refuted it, explaining the Council was asked for a parade permit for a group in excess of 500 for a short non-circuitous route, and one member of the Council voted against that. It was the opinion of the Council they could justify prohibiting the balance of the people from using half of the street for a distance from First Street to Tenth Street for the handling of that crowd. In this case today the request was for 150 people to use the long and circuitous route on a very busy Saturday afternoon during the festival period in the City, thus prohibiting the general public from using the streets that they wanted to use. DR. BLANTON stated they had a petition of 200 names of those who intended to march, and the petition just filed has about 300 names on it. He restated the request and asked the Council to vote on this.

MR. WILLIAM E. ROTH, Veteran World War I, felt that the march should be granted.

MAYOR PALMER announced the Council would take this under consideration today.

Later in the meeting, the Council brought this matter up for consideration.

After discussion, Councilman Shanks moved that the application for a

parade permit be reconsidered. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Shanks called upon the Mayor to restate his position because he thought the position he stated earlier clearly reflected that of the Council.

MAYOR PALMER said the position which he had taken on this was that this request be denied on the basis that the route is long and circuitous, and the public certainly would be considerably inconvenienced and the traffic disrupted during a period of time when there is estimated that a large segment of the public would be using these streets. He pointed out most areas have sidewalks, and the Council was not denying them the right to walk on the sidewalks as prescribed by law. This was just a denial of the use of the public streets as previously stated, as it would be a complete disruption to the public generally. COUNCILMAN SHANKS said he would like to state for the records that the Mayor's position was 100% the same as his. COUNCILMAN WHITE stated it was the same as his also. COUNCILMAN LARUE said this appeared to be an after the fact, and he did not think this would have any effect on what the Judge would rule. This was not made known or was not a part of the decision at the time it was made. He said the minutes would reflect this. Mayor Palmer said he surely reflected his feelings, and he so stated last week, as to why he voted against it. Councilman LaRue said the statements today would have no effect on what action was taken last week; but in any event this appeared to be just a subterfuge in an attempt to rectify perhaps the mistake or error of last week.

MAYOR PALMER said as far as he was concerned, the Council had a motion that it reconsider the action of last week, and this is a new reconsideration; this is a new statement, and a new motion on a request presented today.

Councilman Shanks moved that the request be denied on this premise. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Shanks stated he certainly wanted to challenge the statement that this was a subterfuge on any part of the Council.

At 11:00 A.M. Mayor Palmer opened the hearing on the ordinance prohibiting the sale of meat which has not been government inspected. No one appeared to be heard. Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 12.66 OF CHAPTER 12 OF THE AUSTIN CITY CODE OF 1954 BY ADDING THERETO A NEW PARAGRAPH PROHIBITING THE SALE OF MEAT, MEAT PRODUCTS OR MEAT FOOD PRODUCTS UNLESS BEARING EVIDENCE OF PROPER INSPECTION AND DECLARING AN EMERGENCY.

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

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

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

The Mayor announced that the ordinance had been finally passed.

The Mayor opened the hearing on the ordinance requiring permits for haulers of slop and swill. No one appeared to be heard. Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 14.4 OF CHAPTER 14 OF THE AUSTIN CITY CODE OF 1954 SO AS TO PROVIDE FOR THE LICENSING AND REGULATION OF SLOP AND SWILL HAULERS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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 Shanks, carried by the following vote:

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

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 Shanks, carried by the following vote:

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

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

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

The Mayor announced that the ordinance had been finally passed.

Councilman LaRue moved that MR. LEO LEWIS be heard for ten minutes. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

MR. LEWIS was speaking in interest of water and sewer for a subdivision he had between U.S. Highway 81 and Circle S, across from Pleasant Hill School. He wanted to subdivide the area facing on Highway 81 and asked permission to run a 3/4" line to tap on the 8" line on Circle S. Mr. Lewis said he was within the five mile City jurisdiction, and also in Water District No. 5. Mayor Palmer said the Council did not have sufficient information today without his proposed subdivision plan before it. The Director of Water and Sewer explained the situation stating this was a resubdivision. The Mayor pointed out this involved circulation of traffic, street patterns, etc., and suggested that Mr. Lewis continue through the regular channels, and it may be there would be no problems.

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

MR. HEROLD discussed the Tower tragedy which occurred on August 1st.

The City Manager said the Council had an inquiry some time ago about the time parking should be enforced on Congress Avenue and Guadalupe. The present parking meter ordinance sets the hours from 8:00 A.M. to 6:00 P.M. The Traffic Engineer says to change the hours would require no change in the number of personnel if the hours were reduced to 9:00 A.M. to 5:00 P.M. and he would recommend such a change, but he reports it would reduce the revenue about \$5,000 a year. Councilman LaRue stated by intensifying the coverage, the City might make up the \$5,000. The City Manager said this inquiry pertained only to Congress Avenue and Guadalupe but that the Council might want to make it effective all over the City. He stated it would cost about \$3,500 to change the plates on the meters. Councilman LaRue moved that the hours be changed from 8:00 A.M.-6:00 to 9:00 A.M.-5:00 P.M. for the entire City. The motion, seconded by Councilman White, carried by the following vote:

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

The City Manager stated there were two ordinances, one which required a coin for parking a certain length of time, and the other setting out a parking limit. Councilman LaRue suggested that all parking regulations would govern from 9:00 A.M. until 5:00 P.M. The Council discussed the two ordinances covering

parking--the parking meter ordinance, and the ordinance setting out a parking time limit; the changing of the plates on the meters, Councilman LaRue pointing out the motion was just to change the hours of all parking regulations at this time.

The City Manager stated a memorandum regarding streets around the University was sent out with the Agenda. The Traffic and Transportation Department recommends prohibiting quite a few left turns at intersections in the area. Under the Traffic Ordinance, an engineering study finding a need, and approval by the City Manager would be all that was required to place the regulations into effect, but this one is so far reaching he wanted to review it with the Council. The recommendation was made sometime back; but because the change involved so many intersections it was something to be undertaken when traffic was light. He suggested it be put into effect immediately between the summer and fall sessions. The plan would prohibit north bound left turns on Guadalupe at 22nd Street and at 23rd; prohibit south bound left turns at Guadalupe and 20th Street; prohibit west bound left turn at Lamar and 24th (West on 24th turning south on Lamar); prohibit south bound left turn at Lamar and Shoal Creek Boulevard. The other recommendation is to construct left turn storage lanes and channelization along Lamar Boulevard from Shoal Creek Boulevard to 24th Street. The City Manager and Traffic Engineer displayed and discussed a strip map showing the proposed channelization and storage lanes. This plan envisions widening Lamar a little on the east side in the present right of way. The Director of Public Works estimates \$9,483 to do the curb realignment, channelizing, etc. Councilman White moved that the recommendation be adopted. The motion, seconded by Councilman Shanks, carried by the following vote:

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

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

MR. HORSFALL suggested that the City institute a supplementary ambulance service to that provided by private enterprise. At one instance where there was an emergency it took 16 or 17 minutes before an ambulance could arrive. He suggested that Brackenridge Hospital be equipped with ambulance service to meet the needs of the public.

The City Manager reported receipt of a letter from the Small Business Administration, pointing out in connection with the Decker Creek Open Space Project, that it stood ready to assist in relocating any small business which may be in the area. That letter had been referred to the Legal Department.

Mayor Palmer read an acknowledgment from the family of MRS. J. C. PHILLIPS.

The Mayor announced the dedication of the New Club House of Alcoholics Anonymous at 7:00 P.M., August 5th to which the Council is invited.

Letters regarding "Little Texas" were filed with the City Clerk.

The Mayor read a communication regarding change in residence policy requiring city employees to reside in the City, permitting them to live in a radius of 20 miles from Austin. The writer was not in favor of this change.

A letter from the Austin Civil Liberties Union protesting the denial of a parade permit, and one from a University Student registering her protest, were read.

MAYOR PALMER read two telegrams, one from MAYOR BROWN, Irving, Texas, offering assistance during the crises; and one from the Mayor and Citizens of Post, Texas, expressing grief over the tragedies in the City.

Councilman LaRue 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 owner of such 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:

SEE EXHIBIT "A" ATTACHED

EXHIBIT "A"

FIELD NOTES FOR 551.32 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THOSE CERTAIN TRACTS OF LAND OUT OF THE J. B. WALTERS SURVEY AND THE WILLIAM H. SANDERS SURVEY IN TRAVIS COUNTY, TEXAS, WHICH CERTAIN TRACTS OF LAND WERE CONVEYED TO J. J. PICKLE, ET AL, BY THE FOLLOWING THREE (3) INSTRUMENTS:

- (1) A WARRANTY DEED DATED JULY 31, 1959, OF RECORD IN VOLUME 2085 AT PAGE 544 OF THE

DEED RECORDS OF TRAVIS COUNTY, TEXAS;

- (2) A CONTRACT OF SALE DATED AUGUST 26, 1961,
OF RECORD IN VOLUME 2368 AT PAGE 204 OF
THE DEED RECORDS OF TRAVIS COUNTY, TEXAS:
- (3) A CONTRACT OF SALE DATED AUGUST 26, 1961,
OF RECORD IN VOLUME 2368 AT PAGE 207 OF
THE DEED RECORDS OF TRAVIS COUNTY, TEXAS;

SAID 551.32 ACRES OF LAND BEING MORE PARTICULARLY DESCRIBED
BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at the intersection of the present east line of Blue Bluff Road with the most westerly north line, as fenced, of said J. J. Pickle, et al, tract of land, same being the north line of a private road, same also being the most westerly south line of that certain 1,495.00 acre tract of land conveyed to Bertram H. Bloor, Jr., et ux, by deed of record in Volume 2175 at Page 107 of the Deed Records, of Travis County, Texas, and which point of beginning is the northwest corner of the herein described tract of land;

THENCE, with said most westerly north line, as fenced, of the J. J. Pickle, et al, tract of land, same being said most westerly south line of the Bloor, Jr., tract of land, S 60° 33' E 2,629.99 feet to the most westerly northeast corner of the said J. J. Pickle, et al, tract of land, same being an interior ell corner of the said Bloor tract of land, same also being a point in the east line, as fenced, of a private road;

THENCE, with the most northerly east line, as fenced, of said J. J. Pickle, et al, tract of land, same being a west line of said Bloor tract of land, same also being said east line of a private road, S 29° 53' W 1,394.06 feet to an interior ell corner of said J. J. Pickle, et al, tract of land, same being an exterior ell corner of said Bloor tract of land;

THENCE, with the most easterly north line, as fenced of said J. J. Pickle, et al, tract of land, same being a south line of said Bloor tract of land, S 60° 19' E 1,755.81 feet to an iron pipe at the most easterly northeast corner of said J. J. Pickle, et al, tract of land, same being an interior ell corner of said Bloor tract of land, for the most easterly northeast corner of the herein described tract of land;

THENCE, with the most southerly east line of said J. J. Pickle, et al, tract of land with the following two (2) courses:

- (1) S 29° 13' W 3,519.19 feet to an iron pipe;
- (2) S 29° 28' W 24.50 feet to an iron pipe on the curving north line of Farm-to-Market Road Number 973, said curve having an angle of intersection of 40° 00', a radius of 1,482.69 feet and a tangent distance of 539.65 feet;

THENCE, along said curve to the left an arc distance of 635.39 feet, the chord of which arc bears S 63° 59' W 630.58 feet to a concrete highway marker at the point of tangency of said curve;

THENCE, continuing with the north line of Farm-to-Market Road Number 973, S 51° 41' W 795.19 feet to a concrete highway marker at the point of curvature

of a curve whose angle of intersection is $22^{\circ} 00'$, whose radius is 2,914.89 feet and whose tangent distance of 566.60 feet;

THENCE, along said curve to the left an arc distance of 737.86 feet, the chord of which arc bears $S 44^{\circ} 26' W$ 736.11 feet to an iron pipe on the most easterly south line of the aforesaid J. J. Pickle, et al, tract of land, same being the north line of Hog Eye Road, for the southeast corner of the herein described tract of land;

THENCE, with said most easterly south line of said J. J. Pickle, et al, tract of land, same being said north line of Hog Eye Road, $N 60^{\circ} 30' W$ 833.33 feet to the southeast corner of that certain 24.88 acre tract of land conveyed to A. L. McRoberts by deed of record in Volume 2363 at Page 257 of the Deed Records of Travis County, Texas, same being the most easterly southwest corner of the herein described tract of land;

THENCE, with the east line of said McRoberts tract of land as described in Volume 2363 at Page 257 of the Deed Records of Travis County, Texas, same being the most southerly west line of said J. J. Pickle, et al, tract of land, $N 29^{\circ} 52' E$ 822.17 feet to an interior ell corner of said J. J. Pickle, et al, tract of land, same being the northeast corner of said McRoberts tract of land as described in Volume 2363 at Page 257;

THENCE, with the most westerly south line of said J. J. Pickle, et al, tract of land, same being the north line of said McRoberts tract of land as described in Volume 2363 at Page 257 with the following two (2) courses:

- (1) $N 37^{\circ} 41' W$ 525.64 feet to a point;
- (2) $N 60^{\circ} 30' W$ 1,440.11 feet to a point in the north line of that certain 38.79 acre tract of land conveyed to A. L. McRoberts by deed of record in Volume 1501 at Page 120 of the Deed Records of Travis County, Texas;

THENCE, continuing with the most westerly south line of said J. J. Pickle, et al, tract of land, same being the north line of said McRoberts tract of land as described in Volume 1501 at Page 120 of the Deed Records of Travis County, Texas, $N 41^{\circ} 47' W$ 814.99 feet to an iron pipe on the aforesaid present east line of Blue Bluff Road, which point is the most westerly southwest corner of the herein described tract of land;

THENCE, with said present east line of Blue Bluff Road with the following three (3) courses:

- (1) $N 28^{\circ} 35' E$ 1,581.68 feet to a point;
- (2) $N 29^{\circ} 27' E$ 3,244.12 feet to a point;
- (3) $N 29^{\circ} 45' E$ 798.52 feet to the point of beginning.

(Robert Mueller, Jr. et al)

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

Councilman Shanks moved that MR. FRANK HORSFALL be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

MR. HORSFALL was going to commend the Council on approving the parade so long as the marchers stayed on the sidewalk; but since the Council refused this request, he said he was disappointed. The Mayor explained the group could still walk on the sidewalk.

The City Manager reported that the following zoning applications had been referred to the Planning Commission and set for public hearing before the City Council on September 8, 1966:

ESTHER N. CROW, ET AL By Richard Baker	1810-1814 West 35th Street	From "LR" Local Retail 1st Height & Area To "LR" Local Retail 2nd Height & Area
W. R. REID & W. L. MAYFIELD By Bryant-Curington Inc.	8600-8608, 8616-8632, 8714-8738, 8800-8932 Balcones Drive 3501-3735 Old Burnet Road	From Interim "A" Residence 1st Height & Area To "C" Commercial 1st Height & Area
G. H. LOCKHART By J. Malcolm Robinson	Rear of 8833-8843 North Lamar Boulevard 507 Jan Court	From "B" Residence To "C" Commercial
KIRK E. WILLIAMSON	1100-1126 Reinli Street 5801-5833 Sheridan Avenue	From "B" Residence 2nd Height & Area To "C" Commercial 2nd Height & Area
MARIE B. MARTIN, ET AL	619-623 West 38th Street 3708 Ronson Street	From "A" Residence To "O" Office
H. D. PRUETT, JR.	402-404 East 16th Street	From "B" Residence 2nd Height & Area To "O" Office 2nd Height & Area
UNIVERSITY CHRISTIAN CHURCH, ET AL By Kirk E. Williamson	704-706 West 28th Street	From "A" Residence 1st Height & Area To "O" Office 2nd Height & Area
TOM BRADFIELD	500-512 West 24th Street 2401-2411 Nueces Street 2400-2404 San Antonio Street (504 West 24th Street)	From "C" Commercial 2nd Height & Area To "C" Commercial 4th Height & Area

MRS. NORMA RODRIGUEZ & PEARL M. ACRES By Richard Baker	2700-2810 West 35th Street 3500-3512 Exposition Blvd.	From "A" Residence 1st Height & Area To "LR" Local Retail 2nd Height & Area
WILLIAM M. DAY, JR. By Robert Sneed	Rear of 6307-6309 Cameron Road	From "GR" General Retail To "C-2" Commercial
EMMA ALICE GROTE By Cy Miller	3209 West Avenue (3207 West Avenue)	From "BB" Residence To "O" Office
WALTER G. STROMQUIST By Big Volume Perkins	2301 Anderson Lane	From "A" Residence To "GR" General Retail
EDGAR MONTGOMERY	1507-1509 Newning Avenue	From "A" Residence To "B" Residence
DEXTER McCARTY	906 South 1st Street	From "A" Residence To "GR" General Retail
L. H. SPRADLING By Billy Zidell	1027 East 45th Street 4414-4416 Clarkson Avenue	From "A" Residence To "B" Residence
TERRELL TIMMERMANN	204 East 53rd Street	From "LR" Local Retail To "GR" General Retail
CHARLES T. BROWNE & MRS. OZELMA S. HOLT	3401-3507 South 1st Street 502-516 Alpine Road	From "A" Residence 1st Height & Area To "C" Commercial 2nd Height & Area
JAMES S. THOMPSON & W. L. THOMPSON By John B. Selman	2803-2805 Hemphill Park	From "B" Residence 3rd Height & Area To "C" Commercial 3rd Height & Area
NASH PHILLIPS & CLYDE COPUS By John B. Selman	4304-4308 Clarkson Avenue 1037 East 44th Street	From "A" Residence To "B" Residence
SOPHIA WENDLANDT ESTATE By Walter Wendlandt	3011-3319 West 35th Street 3303-3425 Maywood Avenue 3302-3416 Maywood Avenue 3008-3102 Warren Street 3009-3103 Warren Street 3303-3417 Pecos Street	From "A" Residence To "BB" Residence
O. C. HARDIN	1220 East 52nd Street 5200-5204 Lancaster Court	From "BB" Residence To "O" Office
MRS. JEWELL G. BENNER By Hub Bechtol	2101 Oldham Street 800-804 East 21st Street	From "BB" Residence 2nd Height & Area To "C" Commercial 2nd Height & Area

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

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Long

The Council adjourned at 12:20 P.M. subject to the call of the Mayor.

APPROVED

Leota E. Palmer
Mayor

ATTEST:

City Clerk