

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 11, 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: Councilman 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

Invocation was delivered by REVEREND JIMMY BLANKENSHIP, Grace Nazarene Church.

Councilman White moted that MR. STEVE PRICE, Vice Commodore, Austin Aqua Festival, be heard. The motion was seconded by Councilman LaRue. Roll call showed a unanimous vote.

COMMODORE PRICE presented the MISS AUSTIN AQUA BEAUTIES of 1966-1967 -- Second Runner Up, MISS ANN ILSE, Columbus; First Runner Up, MISS JACQUE BUSKE, New Braunfels, and the AQUA FESTIVAL BEAUTY, MISS CATHY LOTT, Georgetown. Mayor Palmer congratulated the young ladies, stating beauty and charm added by the Austin Aqua Beauties were a tribute to the City and that MISS VICKY HUDSON had been a real ambassador of Austin throughout central Texas and the rest of the State.

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

MRS. SMITH read MAYOR PALMER'S Proclamation for "History Appreciation Month" in Austin during July 24th through August 23rd, pointing out that Austin had been the Capitol of The Republic of Texas, and of the State of Texas, calling attention to the proud and colorful history, and interest of the State and City and recognizing the Historical Committee which was working on recording, preserving and surveying the historic past of Austin; and on beautifying the areas around the historical sites, markers and landmarks. The Mayor stated the

truth of the history was far superior to the fiction written about the State and the image that some try to create.

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

HOMART DEVELOPMENT COMPANY	370 Hancock Center Rear of 930 East 41st Street	From "GR" General Retail To "C-1" Commercial RECOMMENDED by the Planning Commission
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Councilman White moved that the change to "C-1" Commercial be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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

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MRS. DARLINE CHANDLER	813 East 13th Street Additional Area 809-811 East 13th Street	From "B" Residence 2nd Height & Area To "LR" Local Retail 2nd Height & Area RECOMMENDED by the Planning Commission
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Councilman LaRue moved that the change to "LR" Local Retail 2nd Height and Area be granted. 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 change had been granted to "LR" Local Retail 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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H. E. BUTT, ET AL By Tom Curtis	Rear of 800-1114 Anderson Lane 1116-1214 Anderson Lane Rear of 1216-1228 Anderson Lane 1230-1232 Anderson Lane 1215-1301 Dale Drive 7906-8172 U.S. Highway 183	From "A" Residence and Interim "A" Resi- dence 1st Height & Area and "C" Com- mercial 6th Height & Area To "C" Commercial 1st Height & Area RECOMMENDED by the Planning Commission
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Councilman White moved that the change to "C" Commercial 1st Height and Area be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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

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HELEN M. WEBSTER 5105 Duval
By M. H. Crockett,
Jr.

Tract 1 and 2
From "A" Residence
To "C" Commercial
Tract 3
From "A" Residence
To "C-1" Commercial
(As Amended)
RECOMMENDED by the
Planning Commission as
amended

Mr. M. H. Crockett accepted the recommendation of the Planning Commission. It was stated the letter regarding the right of way was already on file. Councilman White moved that the change be granted to "C" Commercial for Tracts 1 and 2 and to "C-1" Commercial for Tract 3. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial for Tracts 1 and 2 and to "C-1" Commercial for Tract 3 and the City Attorney was instructed to draw the necessary ordinance to cover.

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JOEL L. ALDRIDGE 5209 Martin Avenue
JR., By Austin Home
Finders

From "A" Residence
To "O" Office
RECOMMENDED by the
Planning Commission

The Chief of Planning Section explained the right of way need from property adjacent to this under application, as the building was to be relocated on the inside lot and the 30' right of way was needed from the adjoining property on East 53rd Street. The representative of the applicant said he was aware of the right of way requirements. Councilman LaRue moved that the change to "O" Office be granted. 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 change had been granted to "O" Office and the City Attorney was instructed to draw the necessary ordinance to cover.

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MRS. JULIUS F. FRANKI	614-628 South 1st Street Rear of 700-800 South 1st Street	From "A" Residence To "B" Residence RECOMMENDED by the Planning Commission
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Councilman White moved that the change to "B" Residence be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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

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T. S. BARNES ESTATE By Richard Baker	4633-4703 Manor Road	From "A" Residence To "B" Residence RECOMMENDED by the Planning Commission
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Councilman White moved that the change to "B" Residence be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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

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DANA POWELL & E. J. SIMPSON By Richard Baker	505-507 Riverside Drive	From "B" Residence 2nd Height & Area To "O" Office 2nd Height & Area RECOMMENDED by the Planning Commission
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MR. RICHARD BAKER represented the applicant stating the residence would be converted into an office, and would be occupied by a firm employing four people. There would be no traffic coming in and out. Across the street is "D" Industrial and this request would be a logical extension of zoning. The use through "O" Office would not have any more density than the present "B" Residence 2nd Height and Area. MRS. WILLIAM BLACKSTONE had opposed the change of zoning until it had been explained to her and she no longer protested. The

right of way was noted and discussed. Mr. Baker said the applicant is aware of the fact that perhaps all of his land would be taken for right of way, and he had been advised not to undertake construction of any large apartment in order to recover something from condemnation. After discussion, Councilman LaRue moved that the requested zoning be granted. 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 change had been granted to "O" Office 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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JOHN W. CROSLIN
By L. C. Reese

7313-7325 North Lamar
Boulevard
7401-7409 North Lamar
Boulevard

From "A" Residence
To "C" Commercial
NOT Recommended by the
Planning Commission
RECOMMENDED "O" Office
for portion now zoned
"A" Residence

Mrs. Ibera Shannon, 617 West Crestland Drive submitted a petition requesting that the area remain residential, and stated it had been beautifully planned as such and was surrounded by residential. There are four garages, two automobile shops on Lamar now, and they did not want that type of commercial uses coming back into this area. In answer to Mayor Palmer's inquiry, she stated although they preferred it to remain residential, they probably would accept the "O" Office zoning as recommended by the Planning Commission. MR. L. C. REESE, representing the applicant, pointed out there would be better businesses in larger areas. After discussion, Councilman LaRue moved that the change of zoning be granted as outlined--the area between the existing "C" Commercial on Lamar and the southerly extension of the east line of Lot 8, Block D, Northway Crest (Section 2) (Code J on the zoning application map) to the south property line of the tract be changed to "C" Commercial; and the remaining property be changed to "O" Office 1st Height and Area. 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 change had been granted to "C" Commercial and "O" Office as outlined and the City Attorney was instructed to draw the necessary ordinance to cover.

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FRED W. MITCHON &
HELEN M. MITCHON
By Julian B. Thomas

4217-4227 Burnet Road

From "A" Residence 1st
Height & Area
To "B" Residence 2nd
Height & Area

NOT Recommended by the
Planning Commission
RECOMMENDED "B" Resi-
dence 1st Height & Area

MR. JULIAN B. THOMAS represented the applicants, stating this was undeveloped isolated property near Ramsey Park, and in an area of older frame bungalow type houses. Commercial surrounds this area. First Height and Area would permit only a 12 unit apartment while 2nd Height and Area would allow 24; however, they want to construct only 16 units. MR. J. O. BOGART had no objection when the applicant stated the apartments would not be any higher than 35'. MAYOR PALMER asked that the applicants file with the City Attorney a letter stating a restriction will be placed on this property for only 16 units. Councilman Shanks moved that the change be granted to "B" Residence 2nd Height and Area. 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 change had been granted to "B" Residence 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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CAL MARSHALL	1901-1907 Airport Blvd.	From "A" Residence
By John Selman	3200-3234 East 19th Street	To "GR" General Retail
	1900-1918 Tillery Street	RECOMMENDED by the
		Planning Commission

MR. SAM PERRY, representing the applicant, stated he wanted to put a shopping center on this property, and Mr. Marshall had A & P and WINN STORES signed to lease in this location. This zoning would be a logical extension to the existing surrounding zoning, and the subdivision was approved with that in mind. MR. BEN WILLIAMS made inquiry as to whether his property was included and whether or not the change of zoning would create a tax increase. He withdrew this opposition. Councilman LaRue moved that the change to "GR" General Retail be granted. 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 change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

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LILLIAN B. ADAMS & 231-609 West Powell Lane
DR. RALEIGH ROSS 221-231 Wonsley Drive
By Marvin Braswell 8018-8030 Purnell Drive

From "A" Residence and
"C" Commercial
To "C" Commercial
NOT Recommended by the
Planning Commission

MR. MARVIN BRASWELL represented the applicants, stating the land was under contract to be purchased by the Red Arrow Coach Lines, and showing outlines of the plans for the property, the type of architecture and plans for ingress and egress. Ninety six people will be employed, 68 to be administrative, and there will be a \$448,000 annual payroll. The total investment will be approximately \$750,000. To overcome the objections to using Lola Lane and Wonsley Drive as exists, they were going to use shrubbery and screening and restrict the use of those two streets for ingress or egress an extra tract of land had been purchased to supply them an exit without touching Wonsley Drive. Also there will be added beautification around the entire terminal. Mr. Braswell said the applicants plan to make available 15' to widen West Powell, and this street will be used when it is widened. There would be only four to eight trucks daily plus their delivery trucks. When West Powell is widened, Purnell will be restricted primarily to personnel. Mr. Braswell said Mr. Hickman and Mr. John Payne were in favor of Guadalupe Street being run through and that his clients would dedicate up to 30' when and if it is opened. They will dedicate from 15-20' on West Powell Lane. Purnell may be widened, and they would go up to 25-30' to widen Purnell. As far as Guadalupe is concerned the property should be made available and dedicated by the other property owners. MR. LEHMAN had no objections to the change of zoning. MR. JOHN PETERSON owner of a number of residences or duplexes on Lola Drive, Wonsley, and West Powell, protested the change of zoning, stating this residential area should not be disrupted by commercial zoning. West Powell Lane and Wonsley run into the Interregional and his trucks will be using these two streets. He said different people have changeable plans on landscaping and routing of traffic, and zoning would not hold them to intentions, and his residential area would be damaged. MRS. RICHARD RINGSTAFF, 610 West Powell, stated the substandard homes on West Powell would be torn down and better construction would be made if they could get the sewers. MR. THOMAS T. SMITH, representing MR. SAM McDONALD one of the larger property owners in the area, stating their land extended from Lamar down West Powell, and they were in favor of this application and asked that it be granted, as the trend in commercial zoning was developing. He suggested perhaps buffer zones other than shrubbery could be put in to help the residential area on Lola Lane. Later in the meeting, Councilman LaRue moved to grant the request subject to all the agreements mentioned this morning, proper screening to be provided, rights of way, closing of the two streets from ingress and egress into the tract; and right of way on Guadalupe if and when it is opened. 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 change had been granted to "C" Commercial with the provisions outlined and the City Attorney was instructed to draw the necessary ordinance to cover.

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T. A. MAYES

1111 Myrtle Street
1160-1168 Navasota Street
1110-1114 Juniper StreetFrom "B" Residence 2nd
Height & Area
To "C" Commercial 2nd
Height & Area
NOT Recommended by the
Planning Commission
RECOMMENDED "LR" Local
Retail 2nd Height & Area

MR. MAYES appeared in his own behalf, stating he had a list of eleven people who had no objection to the change of zoning. The old house was torn down, and the lot has been vacant for several years. He wanted to lease it for a used and new car parking lot or for a trailer park, until such time he could construct an apartment house. He pointed out his church was one of those objecting to the change of zoning. MRS. REESE, 1110 Juniper, stated the residents were objecting. Right of way was discussed, and the Chief of Planning stated if commercial were extended both Navasota and Juniper should be widened, to the extent five feet on each side of Mr. Mayes' property would be necessary. Councilman LaRue asked Mr. Mayes' reaction to this dedication. Mr. Mayes said his reaction was the property is already pretty small and to widen the street, the house would have to be moved. The Council wanted to look at this area. Later in the afternoon meeting, Councilman LaRue moved that the request for change of zoning from "B" Residence 2nd Height and Area to "C" Commercial 2nd Height and Area be granted subject to dedication of five feet on Juniper and Navasota. 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 change had been granted to "C" Commercial 2nd Height and Area subject to dedication of five feet on Juniper and Navasota and the City Attorney was instructed to draw the necessary ordinance to cover.

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VANCE FOX & FLOYD L. 4403-4405 Red River Street
RAYMOND 901-905 Ellingson LaneFrom "A" Residence
To "O" Office
NOT Recommended by the
Planning Commission

MR. RAYMOND appeared in his own behalf. The Chief of Plan Section reported the Commission would have looked with favor on the zoning of this property had the right of way problem been solved. "O" Office and "B" Residence uses are compatible in this area, but the right of way must be worked out. This is under an area study. Mr. Raymond will dedicate the right of way, but Mr. Fox had not decided about his right of way. It was suggested that the property of Mr. Raymond's could be changed; and Mr. Fox's portion could be left on the pending list. MRS. LEROY KUNCHICK inquired about the drainage problem, and if more water would drain on her property. It was explained if this development caused additional drainage, the property owners could be subject to a law suit. After discussion, Councilman LaRue moved subject to solving of the right of way problem, that the change of zoning from "A" Residence to "O" Office be granted. The motion, seconded by Councilman Shanks, carried by the following vote:

The Mayor announced that the change had been granted to "O" Office subject to solving of the right of way problem and the City Attorney was instructed to draw the necessary ordinance to cover.

From "C" Commercial 4th
Height & Area
To "C-2" Commercial 4th
Height & Area
NOT Recommended by the
Planning Commission

The Mayor announced that the change had been granted to "C-2" Commercial 4th Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

From "O" Office
To "LR" Local Retail
NOT Recommended by the
Planning Commission

The Mayor announced that the change had been granted to "LR" Local Retail subject to the right of way being worked out and the City Attorney was instructed to draw the necessary ordinance to cover.

FRANK BARRON

1118-1306 Atkinson Road
Rear of 6900-7108
Cameron RoadFrom "A" Residence and
Interim "A" Resi-
dence 1st Height &
Area
To "B" Residence 2nd
Height & Area
NOT Recommended by the
Planning Commission
RECOMMENDED "B" Resi-
dence 1st Height & Area

MR. BARRON appeared in his own behalf, stating the recommendation of the Planning Commission was acceptable to him. Councilman LaRue moved that the change to "B" Residence 1st Height and Area be granted. 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 change had been granted to "B" Residence 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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FRANK BARRON

1118-1120 St. Johns Ave.
1200 St. Johns Avenue
7201 Grand Canyon Drive
7200 Grand Canyon DriveFrom Interim "A" Resi-
dence 1st Height &
Area
To "B" Residence 2nd
Height & Area
NOT Recommended by the
Planning Commission

The Council postponed the zoning application.

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H. G. LINSOMB

3405-3601 Lyons Road

From "D" Industrial 3rd
Height & Area
To "A" Residence 1st
Height & Area
RECOMMENDED by the
Planning Commission

MR. LINSOMB wanted to build residences on this tract. MR. R. A. HODGES, representing the Southern Pacific Railroad, stated the property was along the right of way, and pointed out the number of industries in the area. He said it does not create a good position to build houses along railroad tracks. Mr. Linscomb stated the people next to the railroad tracks would use their land for gardens, and pointed out the cost to bridge the creek would be prohibitive at the railroad right of way. Mr. Linscomb stated he would build the houses at 460' elevation. The Chief of Plan Administration asked to recheck this application as it was found subsequently, the Urban Renewal has this particular tract

as an integral part of the drainage system, for the whole area. The Mayor stated he was in this area at 2:00 and 3:00 A.M. during one of the big rains, and it was completely flooded. The Council went to make an on site inspection of this tract. Later in the meeting Councilman LaRue moved to refer this application back to the Planning Commission. The motion, seconded by Councilman Shanks, carried by the following vote:

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

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BILL MILBURN
By Richard Sherk

1403 Ashwood Road

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

Councilman LaRue moved that the Council sustain the recommendation of the Planning Commission, and deny the change. 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 change had been DENIED.

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RICHARD HOOPER

5504 Bennett Avenue

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

MR. ED HORNE represented the applicant stating he had two pieces of adjoining properties, one zoned "B" Residence with eight units and the other one zoned "A" Residence with one unit, and both properties are enclosed with a six foot fence. They want to build three more units, and this would require "B" Residence zoning. Under the existing zoning they could build 16 units on one tract and two on the other, but they want to build only 12 units. They have eight, and they would like to have four in the back. He stated he would be glad to restrict both properties where there could be only 12 units. Mr. Horne stated the area was in a transition stage and the area is going from apartments to commercial. The Council wanted to look at this area. Later in the meeting, Councilman LaRue moved that the Council sustain the recommendation of the Planning Commission. 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 change had been DENIED.

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MR. BEN WILLIAMS, in connection with the zoning of MR. FRANK BARRON on St. Johns Avenue and Grand Canyon Drive, stated he was not opposed to the zoning but 25' is being taken from property across the street from him. He was inquiring about right of way from his property. The Mayor stated this was not a zoning matter. The Assistant City Attorney, MR. GLEN CORTEZ stated he would get in touch with Mr. Williams.

MR. WARREN BEAMAN, MR. JOE KOEN, MR. JOEL SIMON, and MR. HIRAM BROWN, representing Down Town Austin Unlimited, appeared in the interest of a proposal to change the parking meter hours to be in effect from 9:00 A.M. until 5:00 P.M., instead of 8:00 A.M. - 6:00 P.M. and pointed out the advantages to the merchants. Mr. Beaman said Down Town Austin Unlimited, wanted to express appreciation for this consideration. Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 33 OF THE AUSTIN CITY CODE OF 1954 BY AMENDING SECTION 33.43 AND SECTION 33.43-1 PERTAINING TO METERED PARKING LIMITS IN ALL PARKING METER ZONES; REPEALING ALL INCONSISTENT PROVISIONS; 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.

Mayor Palmer thanked Mr. Beaman and the others for their interest. He said all members of the Council had always been concerned about the central business district and wanted to do everything possible from a governmental standpoint to help, and it did brighten the lights for night-time purposes at a cost of \$50,000-\$60,000; hooded the meters on Saturdays at a cost of \$50,000; and Congress Avenue was resurfaced. MR. BEAMAN said there were many changes taking place by private industry, and the merchants are doing everything possible to make sure the people from the shopping area when they come into Austin will not only find a beautiful city governmental-wise but a beautiful city merchandise-wise.

Councilman White moved that the Minutes of the Meeting of August 4, 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

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 9.10 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE S. Q. WHATLEY SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.
(Windsor Park 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 PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF (A) 20.81 ACRES OF LAND OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 57; AND (B) 0.8 OF ONE ACRE OF LAND OUT OF AND A PART OF THE JOHN APPLGAIIT SURVEY NUMBER 58, 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.
(Heritage Hills, Section 3; portions of Patton's Addition, Section 3-A)

Councilman LaRue moved that the ordinance be published in accordance with Article I, Section 6 of the Charter of the City of Austin and set for public hearing on August 25, 1966 at 10:30 A.M. 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, a certain easement was granted to the City of Austin for public utility purposes, in, upon and across a part of Lots 44 and 45, Block J, Highland Park West, a subdivision of a portion of the Daniel J. Gilbert Survey Number 8, the C. J. Strother Survey Number 611, and the Albert Sillsbe Survey Number 1 in the City of Austin, Travis County, Texas, according to a map or plat of said Highland Park West of record in Book 4 at Page 299 of the Plat Records of Travis County, Texas; and,

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

WHEREAS, the City Council has determined that the hereinafter described portion of such 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 above public utility easement, to-wit:

A strip of land ten (10.00) feet in width, same being out of and a part of Lots 44 and 45, Block J, Highland Park West, a subdivision of a portion of the Daniel J. Gilbert Survey Number 8, the C. J. Strother Survey Number 611, and the Albert Sillsbe Survey Number 1 in the City of Austin, Travis County, Texas, according to a map or plat of said Highland Park West of record in Book 4 at Page 299 of the Plat Records of Travis County, Texas; said strip of land ten (10.00) feet in width being more particularly described as follows:

BEGINNING at a point of intersection of a line five (5.00) feet south of and parallel to the north line of said Lot 45, same being the south line of said Lot 44, with the south line of that certain portion of said Lot 45 which was conveyed to Francis J. Terry, et ux, by warranty deed dated January 13, 1951, of record in Volume 1139 at Page 368 of the Deed Records of Travis County, Texas, and from which point of beginning the southwest corner of said Lot 44 bears North 68° 28' West 20.15 feet;

THENCE, with the said line five (5.00) feet south of and parallel to the south line of Lot 44 in an easterly direction to a point in the curving west line of Valley Oak Drive;

THENCE, with the said curving west line of Valley Oak Drive to the left in a northerly direction to a point in a line five (5.00) feet north of and parallel to the aforesaid south line of Lot 44;

THENCE, with the said line five (5.00) feet north of and parallel to the south line of Lot 44 in a westerly direction to a point in a line five (5.00) feet east of and parallel to the west line of said Lot 44;

THENCE, with the said line five (5.00) feet east of and parallel to the

west line of Lot 44 South 02° 07' West 6.34 feet to a point in the south line of the aforesaid Terry tract of land;

THENCE, with said south line of the Terry tract of land, South 68° 28' East 14.85 feet to the point of beginning.

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

The City Manager submitted the following:

"August 5, 1966

"To: Mr. W. T. Williams, Jr., City Manager Subject: Bids on McNeil Substation Structure

"Bids were opened at 10:00 A.M., August 5, 1966, for the 138 KV and 69 KV substation structure for McNeil Substation and sent to the Electric Department for evaluation and recommendation.

<u>VENDOR</u>	<u>BID PRICE</u>	<u>DELIVERY</u>
Pennsylvania Transformer Div. of McGraw Edison Company	\$253,610.00	26-28 weeks
Westinghouse Electric Corp.	\$217,245.00	28 weeks
ITE Circuit Breaker Company	\$235,125.00	January 1967
H. K. Porter Company	\$293,800.00	28-30 weeks

"All quotations were for a firm price and net 30 days. All deliveries are satisfactory.

"I recommend that we accept the lowest and best bid of Westinghouse Electric Corporation for \$217,245.00.

"From: D. C. Kinney, Dir. Elec. Utility
Signed: D. C. Kinney"

Councilmen White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 5, 1966, for the 138 KV and 69 KV substation structure for McNeil Substation; and,

WHEREAS, the bid of Westinghouse Electric Corporation, in the sum of \$217,245.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Electric Utility 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 Westinghouse Electric Corporation, in the sum of \$217,245.00, be and the same is hereby accepted, and that W. T. Williams, Jr., be and he is hereby authorized to execute a contract on behalf of the City, with Westinghouse Electric Corporation.

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

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Long

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BILL MILBURN 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 White 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 White 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 White 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 White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That W. T. Williams, Jr., City Manager be and he is hereby authorized and directed to execute an agreement terminating that certain Contract No. FASW-1635, dated July 1, 1963 between the City of Austin and the United States

of America for certain services and facilities for use of the Federal Aviation Agency in the Administration Building at Municipal Airport, and to execute that certain new agreement dated August 11, 1966 for certain services and facilities for use of the Federal Aviation Agency in the Administration Building at the Municipal Airport.

The motion, seconded by Councilman LaRue, 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)

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

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute that certain Contract No. C2wb-4136 dated August 1, 1966 between the City of Austin and the United States of America for certain services and facilities to be furnished to the Weather Bureau Airport Station at Municipal Airport, Austin, Texas.

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

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Long

The City Manager stated these two contracts effected a total increase of \$1,200 a year.

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on August 2, 1966, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 63-66, by which the Board accepted the bid of Jesse M. Wilson and wife Juanita M. Wilson for the purchase of parcel R-15(1), a tract of land situated in the Kealing Urban Renewal Project, No. Tex. R-20, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 63-66, as an official action of the Urban Renewal Agency of the City of Austin, is a public record on file in the office of said Agency at 614 West 6th Street, and said Resolution is incorporated herein by reference for all purposes; and,

WHEREAS, an executed copy of said Resolution was forwarded to the City Council on the 4th day of August, 1966, by the Acting Executive Director of the Urban Renewal Agency for approval of the price and conditions of the proposed sale of said property; and,

WHEREAS, the City Council finds nothing objectionable concerning the

price and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 63-66;

NOW, THEREFORE:

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

That the price and conditions set forth in the Bid of Jesse M. Wilson and wife Juanita M. Wilson for the purchase of parcel No. R-15(1), in the Kealing Urban Renewal Project No. Tex R-20 are hereby approved.

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

Ayes: Councilmen LaRue, Shanks, Mayor Palmer

Noes: None

Absent: Councilman Long

Present but not voting: Councilman White

The City Manager explained this was property which the Agency will sell, but the City Council is required by law to approve the conditions of sale, etc.

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on August 2, 1966, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 64-66, by which the Board accepted the bid of Johnny H. Houston and wife Walter Mae Houston for the purchase of parcel R-11, a tract of land situated in the Kealing Urban Renewal Project No. Tex. R-20, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 64-66, as an official action of the Urban Renewal Agency of the City of Austin, is a public record on file in the office of said Agency at 614 West 6th Street, and said Resolution is incorporated herein by reference for all purposes; and,

WHEREAS, an executed copy of said Resolution was forwarded to the City Council on the 4th day of August, 1966, by the Acting Executive Director of the Urban Renewal Agency for approval of the price and conditions of the proposed sale of said property; and,

WHEREAS, the City Council finds nothing objectionable concerning the price and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 64-66;

NOW, THEREFORE:

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

That the price and conditions set forth in the Bid of Johnny H. Houston and wife Walter Mae Houston for the purchase of parcel No. R-11, in the Kealing Urban Renewal Project No. Tex. R-20 are hereby approved.

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

Ayes: Councilmen LaRue, Shanks, Mayor Palmer
Noes: None
Absent: Councilman Long
Present but not voting: Councilman White

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

MR. FISH made a progress report on the Hike and Bike Trail, stating easements are being obtained for continuation of the Hike and Bike Trail; and on yesterday an easement was filed by the Texas Mental Health and Mental Retardation Commission to extend the trail to 45th Street. He also reported he was working on a 20 acre park in the middle of the City. Mr. Fish stated the playgrounds in conjunction with schools are considered parks, but they are playgrounds. He made reference to his appearance sometime back where he was talking about land set aside for park purposes--land, in plans of the Town Lake Committee, Planning Commission and Austin Development Plan, allocating as district parks, and other parks. He had maps which indicate the area from the Interregional Highway to the Bergstrom Field Cut Off as park land. The City Manager pointed out the first area he mentioned was about a mile east of the land under discussion, and the particular area to which he was referring as a proposed district park was between the river and the Country Club. Mr. Fish stated there were three plans made for parks in the Town Lake area in general. Councilman Shanks asked if they had ever been designated by the City Council as park area. Mayor Palmer explained at the time the plan was adopted, it was printed on those maps that they were not to be construed as definitely nailing down any particular location. He noted his maps did not have this statement on them. The City Attorney stated the official copies do have that notice on them, and he was unaware there were any copies out which did not have it on them. Mayor Palmer thanked Mr. Fish, and thanked all the citizens for their interest in the parks.

The Council recessed until 3:00 P.M.

RECESSED MEETING

3:00 P.M.

At 3:00 P.M. the Council resumed its business.

The City Manager announced the Tenth Region of the Texas Municipal League is holding its regular quarterly meeting in Taylor, Wednesday, August 17th, in the American Legion Hall.

Also was announced an invitation from the Humble Oil Company in regard to a football game, Tuesday night, August 16th.

The City Manager referred to a letter stating the Highway Commission hearing had been set definitely for September 1st, and the Austin Delegation

was No. 1 on the docket. The Mayor asked if the City Manager would ask County Judge Watson to attend; also the Travis County Legislative Delegation, and members of the Chamber of Commerce.

The City Manager called attention to the Progress Report sent out with the Agenda--the Street Paving Report; Status of Water and Sanitary Sewer Contract Projects as of July 31st; and Electric Utility Monthly Progress Report.

The City Attorney reported there were two parcels of right of way on St. Johns Avenue which were needed, one of which could not be negotiated except through eminent domain because of the state of title of the property.

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 widening and improvement of an East-West thoroughfare known as East St. Johns Avenue, to connect Interregional Highway and Cameron Road, to provide for the free and safe flow of traffic between such streets 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 widening and improvement of such connecting street in the City of Austin; 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;

Being all of the North Twenty (20) feet of Lot 12, Block 6, A. K. Black Subdivision No. 1, a subdivision of a portion of the James P. Wallace Survey Number 57 in the City of Austin, Travis County, Texas, according to a map or plat of said A.K. Black Subdivision No. 1 of record in Book 4 at Page 184, of the Plat Records of Travis County, Texas; which Lot 12, Block 6, A. K. Black Subdivision No. 1, was conveyed to Paralee Timmes, a feme sole, by warranty deed dated February 17, 1964, of record in Volume 2732 at Page 152 of the Deed Records of Travis County, Texas.

(Paralee Timmes)

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

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 widening and improvement of an East-West thoroughfare known as East St. Johns Avenue, to connect Interregional Highway and Cameron Road, to provide for the free and safe flow of traffic between such streets 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 widening and improvement of such connecting street in the City of Austin; and,

WHEREAS, the City of Austin has negotiated with the owners of said 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:

Being all of the North Twenty (20) feet of Lot 11, Block 5, A. K. Black Subdivision No. 1, a subdivision of a portion of the James P. Wallace Survey Number 57 in the City of Austin, Travis County, Texas, according to a map or plat of said A. K. Black Subdivision No. 1 of record in Book 4 at Page 184 of the Plat Records of Travis County, Texas; which Lot 11, Block 5, A.K. Black Subdivision No. 1 was conveyed to Donald Dearing, et al by warranty deed dated April 18, 1966, of record in Volume 3110 at Page 2172 of the Deed Records of Travis County, Texas.

(Donald Dearing and Joe Lundell)

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

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Long

MAYOR PALMER read a communication from Kale Thompson, United Press International, Austin Bureau Manager, as follows:

"Aug. 4, 1966

"Lester Palmer, Mayor
City of Austin
Austin, Texas

"Dear Mayor and members of Austin City Council:

"I wanted to take this occasion to especially commend to you Ben Tobias,

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administrator of Brackenridge Hospital, for the unusually fine and efficient job he and the staff at the hospital did during the extreme emergency Monday, Aug. 1, following the sniper killings and woundings at the University of Texas.

"I have, during the years I have worked as a news reporter, been around many emergency situations. But, never before have I seen such a good job. And especially was Mr. Tobias helpful to all the news media.

"In my estimation, the entire staff, doctors, nurses and especially Mr. Tobias, are to be especially commended for the superb job they did in handling this situation. There are not enough words at my command to fully express my personal appreciation to Mr. Tobias.

"Most sincerely,
s/ Kale Thompson
Kyle Thompson
Bureau Manager
UPI/Austin"

Councilman LaRue moved that this letter be made a matter of record and a copy sent to Mr. Tobias. The motion, seconded by Councilman White, carried by the following vote:

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

MAYOR PALMER read another letter from Jim Southerland, United Press International, as follows:

"August 5, 1966

"Mayor Lester Palmer
City of Austin

"Dear Mayor:

"Now that the dust is about to settle over our city, I want convey to you the gratitude of UPI and myself for the work and service that the Austin Police Department and Brackenridge Hospital rendered.

"Due to my job, I have covered and been involved in many tragic events. But never have I seen the calm professional way these people went about their jobs.

"Chief Bob Miles and his men saw their duty and did it under difficult circumstances. Chief Miles was very helpful in making everything he could available to the news media for the public. Thus a lot of erroneous reports were prevented. I think he and his men should be commended by the Council and every citizen of Austin.

"Ben Tobias and the Hospital staff also prevented chaos by the efficiency which they handled the identification of the victims and made it available to the public. I have never seen this work so smoothly. They did a great job.

"Sincerely,
s/ Jim
JIM SOUTHERLAND"

Councilman LaRue moved that this letter be made a matter of record and copies be sent to Mr. Tobias and Chief Miles. The motion, seconded by Councilman White, carried by the following vote:

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

COUNCILMAN LaRUE stated the Council should call attention to the services rendered under such trying circumstances as those of August 1st and again express its appreciation to MR. TOBIAS and CHIEF MILES for the very extra ordinary manner in which they handled the jobs.

Letter from the TEXAS ASSOCIATION OF MUNICIPAL JUDGES was ordered filed.

Letter from MR. LESTER L. BATES, City of Columbia, acknowledging letter of congratulations on their new building, was ordered filed.

COUNCILMAN LaRUE stated the Aqua Beauty selected was from Georgetown, and suggested that a letter be sent to the Mayor of Georgetown telling him how much the Council appreciated her attendance here. Mayor Palmer said a letter would be sent to the Mayor thanking him for attending the Aqua Festival, and for bringing this young lady who was selected Aqua Beauty.

MAYOR PALMER read from the weekly bulletin, TARRYTOWN TIDINGS, Tarrytown Baptist Church, complimenting the Police Department in its courage and quick action, and paid tribute to the one who lost his life in this tragedy.

The Mayor had a letter from the City of West Lake Hills concerning construction of an apartment house on Lake Austin on the Yacht Harbor Site on West Lake Drive. The City Attorney stated his department has investigated this, and there are a number of legal, health and sanitation problems involved, but there was no Council action to be taken now.

MAYOR PALMER read a telegram stating, "Please do not allow the City Council to underwrite any business -- ambulance or otherwise." "H. Warren Smith"

Councilman Shanks moved that the WESTERN HILLS OPTIMIST CLUB, Mr. A. S. Hull, be granted permission to use the location of 1300 North Lamar Boulevard for Christmas Tree Sales in the latter part of November and first part of December, with the full understanding that this will not interfere with the construction of the underpass, and that Mr. Hull recognizes this as a calculated risk. The motion, seconded by Councilman White, carried by the following vote:

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

MAYOR PALMER had received a communication from the Department of Housing and Urban Development regarding Code Enforcement. The City Manager reported the application referred to in this communication had been filed. (Project Tex E-3, Meadow Brook Application for Code Enforcement Grant)

MAYOR PALMER read a notice that on August 21st, Austin Telephone Users would have direct distance dialing.

The Mayor read an invitation from SIDNEY HUGHES to the Council to attend the NATIONAL AWARD CEREMONY honoring employees of the GENERAL SERVICE ADMINISTRATION for being the best operated group within the G.S.A. The ceremony will be at 11:00 A.M. August 12th, on the patio between the new Federal Office Building and the United States Post Office.

The Water Parade was announced to be held August 12th, at 7:30 P.M.

MAYOR PALMER read a notice from LT. DON GUNTHERY, U. S. Armed Forces Recruiting Service, stating they were moving their office to the Western Republic Building, and would like to have a representation from the City present at their open house. Councilman LaRue was designated as the Council's representative.

The Mayor had a note that MR. E. T. DAWSON, 4107 Jefferson, reporting that Enfield Road between Jefferson and Exposition had been topped with a tar substance and no barricades were set up. His new car was spattered with this mixture. He suggested that some policy be established to prevent a recurrence of this. It was stated this was emulsion, and was placed on streets all over the city and was washable.

The Mayor read a letter from A. J. PETERSON, Coronado, California, commenting on the bravery and immediate and correct reaction of OFFICER MARTINEZ in connection with the August 1st tragedy.

MR. W. H. BULLARD stated he had leased on a month to month basis property on 16th and Sabine to the company who is going to put in an ambulance service, but it cannot get utilities. The City Manager stated when money was available the City had a desperate need for acquisition of land adjacent to or in the near vicinity of the hospital for parking space for the general public and employees. When the contract to construct the hospital wing is let, about half of the parking space now available will be eliminated. This would be discussed when the Council reviews the plans this afternoon with the Architect. Mr. Bullard stated his tenant had rented a trailer and this lease was on a temporary basis. Mayor Palmer said the Council was scheduled to meet with the Architects of the Hospital this afternoon, and perhaps an answer could be given later. The City Manager stated he would recommend approval of Mr. Bullard's lease as long as it is on a temporary basis. Councilman LaRue suggested approving this on the condition the lessee would move off with 30 days notice. Mr. Bullard stated he had until December 1st. The Council agreed on issuing a permit on a temporary basis if the lot were vacated on 30 day's notice.

MR. FRANK BARRON discussed zoning of his property on St. Johns Avenue and Grand Canyon Drive. The Mayor suggested that he postpone action on this zoning request until the project on Atkinson Road and the rear of Cameron Road developed. Mr. Barron agreed.

The Council met with the architects on the Hospital Plans.

The Council returned to the Council Room. MAYOR PALMER reported on the meeting with the architects on the hospital plans, stating the tentative estimate in August of 1965 was \$3,130,735, but now the best estimates appear to be around \$3,390,032, some \$260,000 more than originally figured. He pointed out factors making up this \$260,000 increase--additional excavation which could be apportioned to Phase 1B (\$232,800); enlargement of the tunnel by \$190,000 as necessitated for better handling of new types of equipment and facilities of the Hospital; and approximately \$252,000 for rising costs in materials. He said it was the judgment of the Council, upon the recommendation of the Architects, BROOKS, BARR, BARNES, LANDIS, GOODMAN and YOUNGBLOOD; and on the recommendation of the City Manager's assurance that Phase 1A could be financed, that the Architects proceed with the completion of the plans and specifications for submission to the State Health Department and the necessary Federal Departments. Councilman Shanks moved that the City Manager be instructed to instruct the Architects to proceed with the revised figures. The motion, seconded by Councilman White, carried by the following vote:

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

Mayor Palmer made the following statement:

"We do feel from what the Architects have told us and shown us that this will be a hospital that we can all be proud of; and while there are no plush items, and the costs are high, we feel that we are getting a good functional hospital. I vote 'aye'."

The City Manager asked if the Council wanted them to be exploring acquisition of land in the area. After discussion, Councilman Shanks moved that the City Manager be authorized to proceed with the acquisition of additional land within the hospital complex. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The City Manager discussed a financial situation regarding the Boggy Creek drainage. He said there had been set up an Urban Renewal Plan for a substantial part of Boggy Creek which would clear out the houses along the creek banks, leaving that land as park land for the future, where it would be subject to flood waters when they came; but when it was not flooded, it would be available for picnicking and play areas. He displayed the plan as developed,

stating the Fort Worth Office has been reviewing this plan. The Council in the immediate future should set up its hearing and either approve or amend this plan to conform to what the Council might like added. This plan involves a substantial participation moneywise by the City. The net cost of the project is around \$4,000,000. The City will be doing street paving, utility work and other things which brings the amount down to where the City's cash share of the net project costs will be around \$480,000, which will be reimbursed to the Government. This would not include a bridge or grade separation. If the grade separation is included, the City's cash participation is reduced to only a part of the bond money which was set up for the improvement of Boggy Creek through this area. The bridge was not set up in the five year bond program. This bridge would start below 12th Street, bridging over the Southern Pacific Railroad; Rosewood Avenue and over the creek, so that there would be a grade separation for that new thoroughfare coming south on Chestnut to 12th Street, then diagonally around the end of Rosewood Park and across the railroad, coming out to grade on Har-graves Street on the east side of the creek. The City Manager stated the long bridge might be revised somewhat to reduce the cost by building more than one structure and putting fill between the structures. If this could be constructed as a local contribution for this project, it would be a tremendous financial asset for the City. It was not set up in the five year project; however, money was set up for miscellaneous construction, and there was shown on the bond schedule an unissued balance at the end of the period if the schedule were followed. The estimated cost of the bridge is about \$400,000. If the city contributed to the bridge, it would reduce the cash participation to around \$180,000-\$190,000 out of the \$300,000 bond money set up for the whole creek. The City Manager said since the bond program had been set up, they had gone into the unissued balance because of higher costs and acquisition for right of way to take care of future commitments.

The City Manager discussed the project planned for this fall for a grade separation for the extension of 15th Street over Lamar Boulevard, Shoal Creek and Parkway feeding into Enfield Road, east of where Windsor Road takes off. Set up for right of way and construction of this project was about \$400,000. The bridge itself would have been \$150,000. Right of way has been acquired from West Avenue westward, but wider right of way had to be acquired for an expressway, and a wider and longer bridge than originally planned would need to be constructed. The overall cost now of this project including right of way and construction will be \$800,000. The structure alone will be around \$400-\$450,000. The City Manager stated the law provides where there is a project set up in the bond program, and the voters have authorized this particular project, if the project exceeds the costs set up for it, that time warrants could be issued to complete the project without having to go back to the voters for further authority. If the bridge and approaches could be financed with warrants, then sufficient bond authority would be available to build this other bridge on the east side. It is necessary to give the Government a statement of ability to finance this project, and it will be necessary to know that the funds will be available when they are needed at a future date. If the 15th Street bridge could be built with warrants now, bond authority could be saved for the other bridge down the line.

The City Manager discussed the mechanics, as to the interest and sinking fund, stating \$3,000,000 General Obligation Bonds had been planned to be issued next January; but what would be done in this case would be issuing \$2,600,000 bonds and \$400,000 warrants. The Interest and Sinking Fund would stay at the same rate. The difference in that fund might come when the bonds were issued at a later date. The City Manager stated the City would realize this improvement

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which would be included in the next bond program anyway, and be financed as outlined. If it is not financed in this manner, it will be a cash proposition, and the bridge will have to be built later anyway.

Mayor Palmer stated the financing has to be available before the public hearing is held on the Glen Oaks Project. The City Manager asked if the Council were agreeable to their proceeding in this manner, so when the bids are taken on the 15th Street structure, they will be taken on the basis of paying for them with warrants. The City Attorney stated the only other alternate would be holding another bond election. He stated in preparing for advertisement for bids there is a different procedure set up for preparing specifications for warrants. In discussion it was brought out refunding bonds would be issued to take up the warrants. After detailed discussion, Councilman LaRue moved that the City Manager be authorized to proceed with the 15th Street overpass to be financed out of warrants. The motion, seconded by Councilman Shanks, carried by the following vote:

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

The City Attorney stated the City Manager would have to give the Government assurance that the City could finance this project. (See WARRANTS - 15th Street Thoroughfare, 1967 File)

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

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

The Council adjourned at 6:05 P.M. subject to the call of the Mayor.

APPROVED

Lu E. Palmer

Mayor

ATTEST:

City Clerk