

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 28, 1966
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

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

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by FATHER LUNDY, Sacred Heart Catholic Church.

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

MRS. SLAUGHTER introduced JUDGE WILL WILSON who spoke in behalf of a group advocating a program of fluoridation and requested the Council to call a referendum on this subject simultaneous with the General Election on November 5. He read a statement to the effect that fluoridation had been shown to be a safe, effective and economical public health measure to prevent tooth decay, and had the support of all leading health organizations. The Citizens Committee urged the Council to take this action. The Committee will conduct a program to inform the public on fluoridation. The City Attorney explained some technicalities regarding the election, and stated this request would come under the Charter requirement of an initiative petition rather than a referendum. Mr. Wilson said they were not prepared with a petition, but this request was that the Council consider submitting in effect a straw vote or a public expression on the subject, and feel some moral persuasion and be guided by the public expression. The City Attorney explained there was no such provision. Councilman Long preferred to have an initiative ordinance, so that when it was voted on it would either be rejected, accepted or amended, and it would be up to the people to make the decision. After discussion, Mr. Wilson said the group would be back next week and outline their course of action.

Councilman White moved that the Minutes of the Meeting of April 20, 1966 be approved. The motion, seconded by Councilman LaRue, carried by the following

vote :

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

The Council had before it consideration of proposal for Community Action Program. MRS. WILLIAM KAY MILLER said it had been a year since the first program was approved by the governmental authorities in Community Action. This year they had the same program to present. On Councilman Long's inquiries, Mrs. Miller, and Dr. Primer outlined the health programs of the day care service, and what examinations were given. The Mayor expressed the sincere appreciation of the Council for the Community Council serving as the coordinating agency for the schools, county, and the city in these various programs. It was pointed out the City was directly responsible for Family Planning, and in the Public Health Dental Clinic. The City Manager said the participation in these projects was "in kind" rather than in cash. The Council held a long discussion of the programs in which the City was involved and those it assisted. MR. VIC EHLERS, Community Council, reviewed the projects under consideration, and the Council approved the following taking each project separately:

Councilman LaRue moved that the following project be approved:

	Total Estimated Cost	Federal Grant Requested	Non-Federal Share to be Provided (Local Participation)
Day Care	\$510,827.51	\$442,577.51	\$68,250.00

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

Councilman Long moved that the following project be approved:

	Total Estimated Cost	Federal Grant Requested	Non-Federal Share to be Provided (Local Participation)
Family Planning	\$30,608.64	\$27,984.64	\$2,624.00

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

Councilman Long moved that the following project be approved:

	Total Estimated Cost	Federal Grant Requested	Non-Federal Share to be Provided (Local Participation)
Information and Referral	\$80,777.00	\$80,777.00	

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

Councilman Long moved that the following project be approved:

	Total Estimated Cost	Federal Grant Requested	Non-Federal Share to be Provided (Local Participation)
Public Health Dental	\$43,049.57	\$37,613.57	\$5,436.00

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

Councilman White moved that the following project be approved:

	Total Estimated Cost	Federal Grant Requested	Non-Federal Share to be Provided (Local Participation)
Day Care Personnel In- service Training	\$4,925.00	\$4,125.00	\$800.00

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

Councilman Long moved that the following project be approved:

	Total Estimated Cost	Federal Grant Requested	Non-Federal Share to be Provided (Local Participation)
Administration and Coordination	\$74,982.00	\$73,382.00	\$1,600.00

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

Councilman LaRue moved that the following project be approved:

	Total Estimated Cost	Federal Grant Requested	Non-Federal Share to be Provided (Local Participation)
Legal Aid	\$113,220.00	\$99,570.00	\$13,650.00

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman Long moved that the following project be approved:

	Total Estimated Cost	Federal Grant Requested	Non-Federal Share to be Provided (Local Participation)
Montopolis "Poverty Island Trans- portation"	\$13,397.85	\$11,397.85	\$2,000.00

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman Long moved that the following project be approved:

	Total Estimated Cost	Federal Grant Requested	Non-Federal Share to be Provided (Local Participation)
Pre-School Development Program for Cerebral Palsy	\$18,048.00	\$15,190.80	\$2,857.20

Attention was called to revision in figures. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The new University YMCA-YWCA St. Johns Project was reviewed thoroughly. MR. BLASHILL stated the idea of information and referral center programs was originated in the neighborhood 1½ years ago in which people in the neighborhood said they would like to have some place to go, which was staffed by someone who could recognize their needs and refer them to the resources where they could have help to meet the needs.

MR. FRANK WRIGHT, Secretary, YMCA, explained the citywide tutoring program would be continued and would not be affected by this request, but would be intensified in this one area.

Councilman LaRue stated there were five Information and Referral Centers throughout the city. An inference had been made to an "Island of Poverty" in the Montopolis Area; and to a great extent there is the same type of situation in the St. Johns area. He said the program would be more effective if it were tied into the same grid system already set up for the Information and Referral Centers, and would have better direction and continuity than if it depended upon the YMCA for the entire direction. The "Y" has made some good progress in this area, and he assumed the students would continue whether under the jurisdiction of the YMCA or not. He mentioned the mobility of the students and their not being available during certain periods of the year. He agreed this was an excellent training program for the students, but the greatest emphasis should be placed on the welfare of the people in this particular area and this could be done far better through the system already found to be effective. The other projects have been under adults and experience has been gained through these centers. Councilman LaRue's recommendation was that since the Information and Referral Centers would have all the activities coordinated and available, and everything would be funneled through the neighborhood centers; and since there were five Information and Referral Centers in action or in the process of being established, that this same amount of money be used for a sixth additional Information and Referral Center. Centers would be scattered throughout the entire city, and a much more effective program would be realized.

Councilman Long stated the Community Council had done a wonderful job in its overall study in bringing all the programs together and coordinating them, and this project is included in the total program; is fine and should be included as set out.

MRS. ROBERT ANDERSON, representative of the League of Women's Voters, but speaking as a private citizen in this case, favored leaving the YMCA St. Johns Project in the program. MR. JACK RITTER spoke for this program, and was interested in the provision of the 10% local share if this project were changed. Councilman LaRue stated there were many sources of additional funds "in kind". MRS. JAMES H. WELLS, Co-chairman with Mr. Ritter, stated the "Y" was ready to begin when the Council moves the project through its first step.

Councilman Long moved that the University YMCA Project be approved. The motion lost for lack of a second.

Later in the meeting, the Council discussed this project again. Councilman Long recommended that this project, as recommended by the Community Council, be approved along with the others. Councilman LaRue, member of the Committee and familiar with the studies made, reported Mr. Ritter had told him since the morning session that the individuals would continue to participate, and Mr. Wright had indicated nothing would keep the students from participating in this area. He said another Information and Referral Center would be requested and application for the same amount of money would be made. He pointed out the advantages of such a center, and the dire need of a building in this area.

Mayor Palmer reviewed the Budget as submitted by the YMCA, the rental for a building, the Purpose of the Project, and the Scope and called attention to

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the fact a Sociology Study already had been made. General discussion was held and covered the possibility of whether or not this project could be continued by a group without Council approval; the remaining of only one more year with 90% Federal participation, after which the funds would be shared 50-50, and the inadvisability of starting a program that could not be continued. Detailed discussion of the project was held by the Council, Mrs. Anderson and Mrs. John Barrow.

Councilman Long moved that this program be accepted as outlined by the Community Council en toto. The motion lost for lack of a second.

Councilman LaRue moved in lieu of the program as presented by the University YMCA, and the Community Council, that the City Council recommend to the Community Council that a request be made for a sixth Information and Referral Center. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Long made the following statement concerning her vote:

"No, because I believe we are making a terrible mistake to continue to set up these referral centers when we have a brand new program here that would possibly inspire other cities to have similar programs, and I believe that people in smaller areas, that this type of program as outlined by the "Y" could benefit far more people than this referral center. It is not that I am against referral centers, I think they are necessary and there are five set up. I feel so strongly about this particular program that I am not going to sacrifice a principle and vote for making it a referral center. I feel deeply hurt because I think this is a real good program that has been tossed overboard by some misconception of possibly the type of youngsters that will be involved in the program."

Mayor Palmer made the following statement:

"We did ask the Community Council to serve as a coordinating agency and one of our fine Council Members serves on the Committee and has gone into this certainly much more in detail than I have. Since the program, as such, will be carried on and it is felt that the same results could be accomplished this way as through the other channel; and in that regard, I vote 'aye'."

MR. JOHN F. FLEURY, 1400 Beckett Street, discussed the pigeon ordinance, stating he had a nice home in a nice area, but the value had gone down due to the activity of pigeon raising diagonally behind his home. This property has deed restrictions covering livestock--no animals, poultry of any kind, excepting dogs, cats or other household pets. The pigeons land on the roof of his patio,

and the building being erected to house these pigeons is a monstrosity. He displayed photographs of the pigeons on his roof, and the buildings for the pigeons. The City Attorney stated if there were deed restrictions, this would be in the nature of a private right that could be enforced irrespective of a city ordinance; one is a governmental regulation and the other a private contract. A case could be filed in Corporation Court by the property owner as to the violation of the ordinance. Mayor Palmer and Councilman White suggested that Mr. Fleury discuss this with his neighbor and see if something could be worked out between them.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon and across a part of Lot 1, Pettus and McLean Subdivision, a Subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Pettus and McLean Subdivision of record in Book 27 at Page 22 of the Plat Records of Travis County, Texas; and,

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

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

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

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

A strip of land five (5.00) feet in width, same being out of and a part of Lot 1, Pettus and McLean Subdivision, a Subdivision of a portion of the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Pettus and McLean Subdivision of record in Book 27 at Page 22 of the Plat Records of Travis County, Texas; said strip of land being more particularly described as follows:

BEING all of the west five (5.00) feet of said Lot 1 in said Pettus and McLean Subdivision.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon and across a part of Lot 9, Terrell Heights, a Subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat of said Terrell Heights of record in Book 5 at Page 128 of the Plat Records of Travis County, Texas; and,

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

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

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

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

A strip of land five (5.00) feet in width, same being out of and a part of Lot 9, Terrell Heights, a Subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat of said Terrell Heights of record in Book 5 at Page 128 of the Plat Records of Travis County, Texas; said strip of land being more particularly described as follows:

BEING all the north five (5.00) feet of the east 33.63 feet of said Lot 9, Terrell Heights.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon and across a part of Lot 35, Block M, Allandale Park, Section 5, a subdivision of a portion of the George W. Davis Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Allandale Park, Section 5, of record in Book 15 at Page 41 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 easement; and,

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

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

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

3078 square feet of land, same being out of and a part of Lot 35, Block M, Allandale Park, Section 5, a subdivision of a portion of the George W. Davis Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Allandale Park, Section 5, of record in Book 15 at Page 41 of the Plat Records of Travis County, Texas; which 3078 square feet of land are more particularly described by metes and bounds as follows:

BEGINNING at the southeast corner of the herein described tract of land, same being the point of intersection of the east line of said Lot 35 with a line five (5.00) feet north of and parallel to the south line of said Lot 35, and from which point of beginning the southeast corner of said Lot 35 bears South $30^{\circ} 46'$ West 5.00 feet;

THENCE, with the said line five (5.00) feet north of and parallel to the south line of said Lot 35, North $59^{\circ} 14'$ West to a point in the west line of said Lot 35, for the southwest corner of the herein described tract of land;

THENCE, with the said west line of Lot 35, North $33^{\circ} 03'$ East 45.04 feet to a point in a line fifty (50.00) feet north of and parallel to the south line of said Lot 35, for the most westerly northwest corner of the herein described tract of land;

THENCE, with the said line fifty feet (50') north of and parallel to the south line of Lot 35, South $59^{\circ} 14'$ East 9.11 feet to a point, same being the northwest corner of that certain portion of the aforesaid overhang easement which was released from the said overhang easement by instrument of record in Volume 3057 at Page 1568 of the Deed Records of Travis County, Texas, for the most westerly northeast corner of the herein described tract of land;

THENCE, South $30^{\circ} 46'$ West 9.20 feet to the southwest corner of the said previously released portion of the overhang easement, for an interior ell corner of the herein described tract of land;

THENCE, with the south line of the said previously released portion of the overhang easement in an easterly direction with the following three (3) courses:

(1) South $59^{\circ} 14'$ East 13.50 feet to a point;

(2) South $49^{\circ} 41'$ East 21.10 feet to a point;

(3) South $59^{\circ} 14'$ East 21.30 feet to the southeast corner of the said previously released portion of the overhang easement for an interior ell corner of the herein described tract of land;

THENCE, North 30° 46' East 12.70 feet to the northeast corner of the said previously released portion of the overhang easement, same being a point in the aforesaid line fifty (50.00) feet north of and parallel to the south line of Lot 35, for the most easterly northwest corner of the herein described tract of land;

THENCE, with the said line fifty (50.00) feet north of and parallel to the south line of Lot 35, South 59° 14' East 8.30 feet to a point in the aforesaid east line of Lot 35, for the most easterly northeast corner of the herein described tract of land;

THENCE, with the said east line of Lot 35, South 30° 46' West 45.00 feet to the point of beginning.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman White moved that MR. ROBERT CARTLEDGE, 32nd and King Street, be heard. The motion was seconded by Councilman LaRue. Roll call showed a unanimous vote.

Mr. Cartledge stated wrecks were still occurring at this intersection, although there are yield signs, but drivers pay no attention to them. He asked for consideration of installing four way stop signs. Councilman Long moved that the City Manager be instructed to ask the Traffic Department to make a study to see if there should be a stop sign at 32nd and King Streets rather than a yield sign, as there had been a request from a fine citizen and it is felt there is a danger there. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

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

Mr. Rogers, representing the property owner at 6604-6608 Grover Avenue and 1201 Ruth Avenue, stated the owner, due to change of meeting date, was not represented at the zoning hearing. (J.D. CHASTAIN, ET AL zoning requested by petition filed under Sec. 31 (c) from "B" Residence to "A" Residence) The property owners purchased the property zoned "B" Residence, and oppose this change to "A" Residence. The Mayor stated the Council reviewed this application in detail, the change of zoning to "B" Residence to permit the operation of a beauty shop in the home, and the property owner's writing a letter stating at any time that she did not use this property for this purpose she would ask that it be changed back to "A" Residence. Mr. Rogers was aware of the letter, and the purchasers would like to rely on the "B" Residence zoning. It was pointed out under the present zoning a beauty parlor could be operated in the home under

certain conditions.

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

Mr. Tune presented a sketch of a tourist train and asked for a franchise for this tour facility to take people to the historical sites in Austin and on tours. There will be a master of ceremonies calling out the attractions; the fare will be \$1.00 for adults, \$.50 for children under 12; there will be a scheduled route and a depot. He had discussed the various details with the Chamber of Commerce and others. Mayor Palmer asked that he submit his proposal in writing, setting out routes; how much he was willing to pay the city, etc. Councilman LaRue suggested it be presented to the City Manager to have his department look into the various ramifications.

In regard to off-street parking requirements at 2812 Nueces Street, the Building Official reported the plans were filed and underway and complied with the ordinance in effect at that time. Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Gordon Clark for a building permit together with a site plan dated April 28, 1966 meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 2812 Nueces Street, more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, based upon the use of the premises for the purpose of erecting an apartment hotel the maximum number of parking spaces which will probably be used by employees and customers of such establishment, taking into account the loading facilities on the site, the public parking areas and street space available for parking in the vicinity, public safety, and free circulation of traffic both on and off the site, is twenty-three (23) parking spaces; Now, Therefore,

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

That twenty-three (23) spaces is an adequate number of parking spaces for the establishment shown on the site plan of Gordon Clark dated April 28, 1966, for use of the premises for the purpose of erecting an apartment hotel.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER
INTO A CERTAIN CONTRACT WITH NELSON PUETT, JR. 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 LaRue, carried by the following vote:

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (1) LOT 1, BLOCK 1 OF THE CROWS SUBDIVISION OF OUTLOT 35, FROM "C-1" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; (2) LOTS 15, 16, 17, AND 18, BLOCK 2 OF THE SUBDIVISION OF OUTLOT 63, FROM "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND THIRD HEIGHT AND AREA DISTRICT; (3) LOTS 1 AND 2, LESS THE EAST 37.79 FEET, BLOCK 2, OF THE FRUTH ADDITION, FROM "C-1" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; (4) A 15,000 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS REAR OF 4307-4313 MANCHACA ROAD (4301 MANCHACA ROAD), AND REAR OF 1905-1909 FORTVIEW ROAD, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (5) LOTS 5 AND 6 OF THE MARIPOSA TERRACE SUBDIVISION, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; (6) TRACT 1: 5,546 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS REAR OF 3706-3714 NORTH INTERREGIONAL HIGHWAY AND 1015-1017 EAST 38TH STREET, FROM FIFTH HEIGHT AND AREA DISTRICT TO FOURTH HEIGHT AND AREA DISTRICT; TRACT 2: LOT "A" OF L. C. JOHNSON'S RESUBDIVISION OF A PORTION OF LOT THREE, PLAINVIEW HEIGHTS, FROM FIFTH HEIGHT AND AREA DISTRICT

TO FOURTH HEIGHT AND AREA DISTRICT; TRACT 3: LOT "B" OF L. C. JOHNSON'S RESUBDIVISION OF A PORTION OF LOT THREE, PLAINVIEW HEIGHTS; LOT 2 OF A RESUBDIVISION OF A PORTION OF BLOCK 3, OUTLOT 21 OF PLAINVIEW HEIGHTS; A 9,500 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 3701 HARMON AVENUE; AND A 7,500 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 3503 HARMON AVENUE, FROM "A" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT AND "A" RESIDENCE DISTRICT AND FIFTH HEIGHT AND AREA DISTRICT AND "C" COMMERCIAL DISTRICT AND FIFTH HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; ADDITIONAL AREA: A 12,240 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 3707-3711 HARMON AVENUE; LOT 1 OF A RESUBDIVISION OF A PORTION OF BLOCK 3, OUTLOT 21 OF PLAINVIEW HEIGHTS; AND A 15,420 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1000-1012 CONCORDIA AVENUE AND 3501 HARMON AVENUE, FROM "A" RESIDENCE DISTRICT AND SECOND AND FIFTH HEIGHT AND AREA DISTRICTS TO "C" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; (7) LOTS 2 AND 3 OF THE MALONE AND FUNDERBURG SUBDIVISION OF RIDGETOP GARDENS; THE WEST 69.5 FEET OF LOTS 1, 2, 3, OF BLOCK 1 OF THE RIDGETOP GARDENS; LOT 2 OF THE LA FUENTE RESUBDIVISION OF A PART OF LOTS 4 AND 5 OF THE RIDGETOP GARDENS; LOT 5A OF THE GEORGE M. HAUSMAN SUBDIVISION OF A PART OF LOT 5 OF RIDGETOP GARDENS, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; AND (8) LOT 1, BLOCK G OF THE VIOLET CROWN HEIGHTS, FROM "B" RESIDENCE DISTRICT TO "A" RESIDENCE DISTRICT; ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOT 7, WEISE SUBDIVISION, LOCALLY KNOWN AS 2912 RED RIVER STREET AND 829-831 EAST 30TH STREET, FROM "O" OFFICE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

The City Manager submitted the following:

"April 4, 1966

"Mr. W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, April 1, 1966 at the office of the Director of the Water and Sewer Department for the CONSTRUCTION of 848 feet of 8-inch, 1,300 feet of 10-inch, and 2,091 feet of 15-inch CONCRETE SEWER PIPE ALONG SHOAL CREEK from North Line of Allandale Estates Subdivision, Section One to U. S. Highway 183 and along North R.O.W. Line of U.S. Highway 183 from Shoal Creek to Texas Nuclear Corporation. The purpose of this construction is to serve existing industrial area on U. S. Highway 183 within the Shoal Creek

April 28, 1966

Drainage Area. The bids were publicly opened and read in the Second Floor Conference Room, Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>"Firm</u>	<u>Amount</u>	<u>WorkingDays</u>
Austin Engineering Company	\$34,804.90	50
J. C. Evans Construction Company	51,665.40	75
Bland Construction Company	52,122.80	85
Ed Page	53,457.80	80
Ford-Wehmeyer, Incorporated	73,978.60	110
City of Austin (Estimate)	43,847.95	

"It is recommended that the contract be awarded to Austin Engineering Company on their low bid of \$34,804.90 with 50 working days.

"Yours truly,
s/ Victor R. Schmidt, Jr.
Victor R. Schmidt, Jr.
Director
Water and Sewer Department"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 1, 1966, for the construction of 848 feet of 8-inch, 1,300 feet of 10-inch, and 2,091 feet of 15-inch concrete sewer pipe along Shoal Creek from north line of Allandale Estates Subdivision, Section One to U. S. Highway 183 and along north right of way line of U. S. Highway 183 from Shoal Creek to Texas Nuclear Corporation; and,

WHEREAS, the bid of Austin Engineering Company, in the sum of \$34,804.90, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of Austin Engineering Company, in the sum of \$34,804.90, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Austin Engineering Company.

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

The City Manager reported the Electric Department would like to open bids in the Council Meeting on more equipment for the new power plant as follows:

10:00 A.M. - May 26 - Traveling Screens
Trash Rakes
Stationary Air Compressors

10:00 A.M. - June 2 - Water Treatment Equipment
Overhead Crane

Councilman Long moved that these dates be approved for receiving bids on this equipment. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mayor Palmer reminded the Council Members of the invitation from T. A. Mayes of the Housing Development to participate in an open house activity, Sunday, May 1, 1966, at 1143 Salina Street from 4:00 to 6:00 P.M. This facility is for persons over 62 years of age.

The City Manager called attention to the list of Boards and list of those which had terms expiring that were sent out with the Agenda.

The Mayor read a document from the Board of Directors of the Citywide Committee of Individuals and Organizations for Human Rights, presenting a petition requesting the rescheduling of the May 5th meeting from 3:00 P.M. to 7:30 P.M. to hear the proposal on an Austin Equal Opportunity Ordinance by the C.C.I.O.H.R. Mayor Palmer said the meeting for May 5th at 3:00 P.M. had been scheduled for over 30 days and had received a lot of publicity. This particular meeting was requested by the Committee to present a proposal, and it was his suggestion that the Council and the present Committee that was appointed would like to hear this, have it explained, and go into all areas of this proposal, then if the Council decided to set a night meeting it would set it on a night other than on a Council Meeting day. The City Clerk was asked to notify the Committee the hearing would be held as scheduled; and if the Council decided to have a night meeting later, it would call one.

Mayor Palmer read an invitation to attend the Inauguration of Mayor Sahiro and the members of the City Council, May 2, 12:30 P.M., City Hall, New Orleans, Louisiana.

Mayor Palmer read a letter from Phi Delta Theta Fraternity stating 127 Chapters were participating in Community Service Day to encourage on a national scale worthwhile projects. The Chapter in Austin will participate by painting and repairing the Austin Council for Retarded Children Day School. They were asking for a letter of acknowledgement from the Council. Awards will be given based on the activity, public relations, and/or publicity received. Councilman

Long moved that the City Council and Mayor write a letter commending the Phi Delta Theta Fraternity for their community activity. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mayor Palmer read letters of appreciation from the children who attended the Council Meeting from Dill School; and from the group from Albert Sidney Johnston High School. This group submitted some questions it would like answered. The Mayor asked that copies be sent to the members of the Council for individual answers in their own way.

Mayor Palmer read a letter addressed to Mr. Dick Jordan from Mr. E. W. Jackson submitting his resignation from the Building Standards Commission. Councilman Long moved that the Council express its sorrow in losing Mr. Jackson from the Building Standards Commission and that his resignation be accepted with regrets and with the hope at another time he will be able to serve again. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mayor Palmer read a letter from the Department of the Army Headquarters, Third Corps, Ft. Hood Office of the Commanding General signed by Ralph E. Haynes, Jr. announcing on May 21st, Ft. Hood will conduct an Armed Forces Day, and asked that the Council be present. The Mayor asked that this date be placed on the calendar.

The Mayor read a letter from the Lutheran Pastors of Austin dated April 27, 1966, urging the Council to hear and approve the recommendation of the City-wide Committee of Individuals and Organizations for Human Rights for a new City Ordinance creating a Commission on Equal Opportunities, signed by Walter W. Koenig, Jr.

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

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

The Council adjourned at 1:10 P.M. subject to the call of the Mayor.

ATTEST:



City Clerk

APPROVED



Mayor