

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 2, 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, Shanks, White, Mayor Palmer
Absent: None

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

Invocation was delivered by REVEREND JOHN BARCLAY, Central Christian Church.

MAYOR PALMER announced it was 10:00 A.M. and bids for the Decker Creek Power Station equipment would be opened. Bids were received and opened as follows:

MISCELLANEOUS PUMPS - CONTRACT X-108

BIDDER	ALLIGER & SEARS INC.	BYRON-JACKSON PUMPS	WORTHINGTON CORP.
BID BOND	\$10,000.00	\$10,000.00	\$10,000.00
NO. I TWO SCREEN WASH PUMP	\$ 6,204.00	\$ 5,280.00	\$ 6,860.00
NO. II 2-PLANT COOLING WATER PUMPS	\$18,264.00	\$17,960.00	\$15,710.00
NO. III 2-FUEL OIL SERVICE PUMPS	No Bid	No Bid	No Bid
NO. IV 1-CONDENSATE DRAIN TANK PUMP	No Bid	No Bid	\$ 905.00
NO. V 1-TURBINE OIL TRANSFER PUMP	No Bid	No Bid	No Bid
NO. IV 2-CONDENSATE MAKE-UP PUMPS	No Bid	No Bid	No Bid

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	ALLIGER & SEARS INC.	BYRON JACKSON PUMPS	WORTHINGTON CORP.
NO. VII TWO POTABLE WATER PUMPS	No Bid	No Bid	No Bid
NO. VIII 1-TURBINE OIL SUMP PUMP	No Bid	No Bid	No Bid
NO. IX 1-INTAKE STRUCTURE SUMP PUMP	No Bid	\$ 774.00	No Bid
NO. X LUMP SUM I THRU IX INCL.	No Bid	\$24,014.00	No Bid
NO. XI PER DIEM FOR FIELD REP.	\$ 80.00	\$ 100.00	No Bid
PRICE ESCALATION	Subject to Adjustment	Firm	Firm

WATER TREATING EQUIPMENT - CONTRACT X-115

BIDDER	HUNGERFORD AND TERRY INC.	ILLINOIS WATER TREATMENT CO.
BID BOND	\$10,000.00	\$10,000.00
BIDDING UNIT NO. 1 WATER TREATING EQUIP.	\$70,380.00	\$62,865.00
BIDDING UNIT NO. II PER DIEM FOR FIELD REP.	\$ 100.00	\$ 125.00
PRICE ESCALATION	Firm	- - -

OVERHEAD CRANE - CONTRACT X-118

BIDDER	HARNISCHFEGER INTERNATIONAL CO.	MANNIN, MAXWELL AND MOORE	WHITING CORP.
BID BOND	\$10,000.00	\$10,000.00	\$10,000.00
BIDDING UNIT NO. 1	\$105,700.00 exceptions	\$104,550.00 exceptions	\$97,990.00 exceptions
BIDDING UNIT NO. II PER DIEM RATE FOR FIELD REP.	\$100.00	\$100.00	\$100.00
PRICE ESCALATION	Firm	Firm 30 days	Firm

The bids were referred to the Consulting Engineer, Brown & Root, Inc. and the Director of Electric Utilities for evaluation. Later in the meeting, the engineers asked for more time on one set of the bids, and the Council decided to hear recommendations on three items next week.

Councilman White moved that the Minutes of May 19, 1966 be approved. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

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

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

- (1) A gas main in SOUTH INTERREGIONAL HIGHWAY, from a point 516 feet south of St. Edwards Drive southerly to Woodward Street; the centerline of which gas main shall be 6 feet west of and parallel to the east property line of said SOUTH INTERREGIONAL HIGHWAY.
- (2) A gas main in WOODWARD STREET, from South Interregional Highway easterly 30 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said WOODWARD STREET.
- (3) A gas main in WOODWARD STREET, from South Interregional Highway easterly 41 feet; the centerline of which gas main shall be 2 feet south of and parallel to the north property line of said WOODWARD STREET.
- (4) A 9' x 6' gas regulator pit in WOODWARD STREET, the center of said gas regulator pit to be 35.5 feet east of the east property line of South Interregional Highway and 6.5 feet south of the north property line of said WOODWARD STREET, the 9' axis of said gas regulator pit to be parallel to the north property line of said WOODWARD STREET.

Said gas mains described above as Number 1 through 4 shall have a cover of not less than $2\frac{1}{2}$ feet.

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

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

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

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

Mayor Palmer introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 28.90 ACRES OF LAND OUT OF THE JAMES P. WALLACE SURVEY NUMBER 57 AND THE GEORGE W. DAVIS 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. (H. E. Butt tract)

Councilman LaRue moved that the ordinance be published in accordance with Article 1, Section 6 of the Charter of the City of Austin and set for public hearing on June 23, 1966, at 10:30 A.M. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by instruments dated February 24, 1949, of record in Volume 945 at Page 486 of the Deed Records of Travis County, Texas, and dated March 4, 1949,

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of record in Volume 948 at Page 36, of the Deed Records of Travis County, Texas, easements were granted to the City of Austin for drainage purposes; and,

WHEREAS, the owners of the hereinafter described property have requested the City Council of the City of Austin to release the hereinafter described easements; and,

WHEREAS, the City Council has determined that the hereinafter described easements are 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 drainage easements, to-wit:

A strip of land five (5.00) feet in width, same being out of and a part of those certain tracts of land out of the George W. Spear League in the City of Austin, Travis County, Texas; which certain tracts of land were conveyed by the following two (2) warranty deeds:

- (1) To Henry Wire by deed dated August 27, 1952, of record in Volume 1284 at Page 27 of the Deed Records of Travis County, Texas;
- (2) To Henry Wetzel, Jr. by deed dated April 25, 1966, of record in Volume 3122 at Page 1811 of the Deed Records of Travis County, Texas;

which strip of land five (5.00) feet in width is to be released from the drainage easement as described in the following two (2) instruments:

- (1) Dated February 24, 1949, of record in Volume 945 at Page 486 of the Deed Records of Travis County, Texas;
- (2) Dated March 4, 1949, of record in Volume 948 at Page 36 of the Deed Records of Travis County, Texas;

the centerline of said strip of land five (5.00) feet in width being more particularly described as follows:

BEGINNING at a point in the south line of the said Wire tract of land, same being the north line of Waterson Street, and from which point of beginning an iron stake at the southwest corner of the said Wire tract of land bears North 60° 03' West 52.92 feet;

THENCE, North 80° 49' East at 27.05 feet passing the east line of the said Wire tract of land, same being the west line of the aforesaid Wetzel tract of land, in all a distance of 123.75 feet to point of termination in the east line of the said Wetzel tract of land, from which point of termination an iron pin at the southeast corner of the said Wetzel tract of land bears South 30° 00' West 78.15 feet.

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

Mayor Palmer brought up the following ordinance for its second reading:

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 2, BLOCK 3, OF THE GLENWOOD ADDITION, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

At 10:30 A.M. the Mayor opened the hearing on annexing WESTOVER HILLS, SECTION 3 and 5.16 acres out of the James P. Wallace Survey No. 18. No one appeared to be heard. Councilman Long moved that the hearing be closed. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mayor Palmer brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF (1) 31.60 ACRES OF LAND OUT OF THE JAMES P. WALLACE SURVEY NUMBER 18, AND (2) 5.16 ACRES OF LAND SAME BEING THREE UNPLATTED TRACTS OF LAND OUT OF THE JAMES P. WALLACE SURVEY NUMBER 18, 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.
(Westover Hills, Section 3)

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

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

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

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

The Council delayed decision on the following zoning application pending from May 19th until it could drive out and look at the property:

CITY OF AUSTIN	1600-1706 East 51st Street	From "A" Residence
	5100-5132 Berkman Drive	To "GR" General Retail
		(or any more restrictive district)
		RECOMMENDED "BB" Residence
		by the Planning Commission

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That Lester E. Palmer, Mayor of the City of Austin, be and he is hereby authorized to execute, on behalf of the City of Austin, an easement for railroad purposes granting and conveying unto Missouri Pacific Railroad Company, a Missouri corporation, an easement and right-of-way for railroad purposes, in, to, over, along, upon, across and under the tracts and parcels of land described as 29.15 acres of land, more or less, acquired in fourteen tracts, originally designated by the U.S. Army Corps of Engineers as Tracts No. B-37 thru B-50 in a certain deed without warranty from the United States of America, acting by and through the Administrator of General Services, to the City of Austin, dated April 14, 1966, which is hereby made reference to for all purposes and a more particular description of said tract of land, same comprising a portion of the presently existing Bergstrom Air Field Railroad Spur, for so long as the same shall be used for railroad purposes to purposes incidental or related thereto and providing for expiration of such grant as to any portion thereof which shall cease to be used for such purposes.

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

DR. PAUL PAULSEN, Austin Evaluation Center, said Mr. Eldridge, Construction Engineer had reviewed the plans for partitioning the first floor of the Cerebral Palsy Center for the use of the Evaluation Center and estimated a cost of \$15,000 to do the work instead of the \$4,200 previously estimated and allocated by the Council for this purpose. The City Manager pointed out more detailed specifications would be required to submit to bidders and the reason for the difference in the two estimates is the increase in the number of rooms, amount of plumbing and electrical work, air conditioning and built-in furniture. DR. PAULSEN said the State Health, Education and Welfare Department is furnishing \$50,000 for salaries and also supplies up to \$30,000. He asked the Council to commit itself for \$5,000 for three years to permit financing this Center. The City-County

Health Officer, Dr. Ben Primer, said this \$4,200 was provided from his budget, but he could not forecast any amount to be available in the next few years. The City Attorney pointed out there is no way for the City to commit itself beyond the fiscal period except by the issuance of bonds. The Mayor said the Council was faced with serious problems of financing additional revenue, and he suggested that it do more checking and discuss this request with the City Manager. Councilman Long suggested the Council study this for about two weeks. Councilman LaRue asked since there was \$4,200 if they might go ahead and solicit funds to make the payments on this addition. He asked Mr. Rundell, contractor, if he might take off part of the costs. Mr. Rundell asked that the Council authorize the architects to proceed with the plans and take bids so it would be known exactly what was needed. After discussion, Councilman Long moved to authorize the City Manager to have the architects proceed with the preparation of the final plans and specifications for this building. The motion, seconded by Councilman LaRue, carried by the following vote:

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

MR. GENE SAUNDERS pointed out various hazards that might affect elderly or retired persons--insufficient timing on signal lights, particularly at the crossing of Congress Avenue at the Terrace; the controlling light on Colorado on the west side of the Capital does not provide for pedestrians to cross Colorado going west; broken beer bottles on the sidewalks and street; speeding, and bottles' being thrown out of the cars; disregard of the 20 mile per hour speed limit signs around schools; undermanned Police and Fire Departments due to inadequate salaries; inequality of taxes on homesteads. The City Manager stated the Fire and Police Departments were running at full strength now; and it is recognized their salaries should be raised.

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

MR. BAKER applied in behalf of Lumbermen's Investment Corporation to construct landscaping on the Colorado and West 12th Street sides of WESTGATE. He displayed plans showing the location of the landscaping which lies between the property line and curb line on the 12th Street side, and on the Colorado side, within the hypotenuse of the 50' of each abutting street line. They want two 15' planters at each corner of the building; two 5' planters near the entrance. On the 12th Street side it is desired to plant six cedar elms in the ground. He stated they were required to furnish the City an indemnity agreement and to furnish the City liability protection of \$100/\$300,000. The City Manager saw no problems except the liability insurance. The City Attorney stated others who had received permission to place ornamental fixtures, etc., in the sidewalk understand they are subject to being removed by the Council at any time with the obligation of the permittee to repair the sidewalk and remove anything that constitutes an obstruction should it be necessary in the future. Mr. Baker pointed out on the plat the locations of water and electric utility lines, and sanitary sewer mains in the sidewalk area which will not affect any of the planters. The company understands if it is necessary to get into these lines it is responsible to repair the sidewalk in the condition it was before, with the inlaid brick. After discussion,

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the application of The Lumbermen's Company to construct, plant and maintain certain landscaping improvements, consisting of six elm trees, and certain planter boxes in accordance with a certain plat marked "EXHIBIT A", attached hereto and made a part hereof, in and upon the sidewalk area adjacent and contiguous to the following described tract of land, to-wit:

Lots 1, 2 and 3, Block 135, Original City of Austin,
as shown on a plat on file in the General Land Office
of the State of Texas,

be and the same is hereby granted, and the Building Official is hereby authorized to issue a permit for the construction of such improvements, said permit to be subject to the following conditions:

(1) The improvements shall be constructed and maintained in compliance with all ordinances relating thereto.

(2) The permit shall be issued and accepted subject to all reasonable police, traffic, fire, and health regulations of the City of Austin, now existing or hereafter adopted.

(3) The repair or relocating of any and all utilities in the vicinity due to these improvements shall be done at the expense of the Lumbermen's Company.

(4) The Lumbermen's Company will indemnify and save the City of Austin harmless from any and all claims against the City of Austin growing out of or connected with the construction or maintenance of said improvements.

(5) The Lumbermen's Company shall provide liability insurance coverage for the City of Austin in a form acceptable to the City Attorney in the minimum amounts of \$100,000 for each person injured and \$300,000 bodily injury coverage for each accident, in connection with the placement, construction or maintenance of the landscaping permitted herein.

(6) The City of Austin may revoke such permit at any time and upon such revocation the owner of the building will at its own expense remove the planter boxes and trees from such sidewalk area or other improvements and pay all costs and expenses attendant therewith.

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

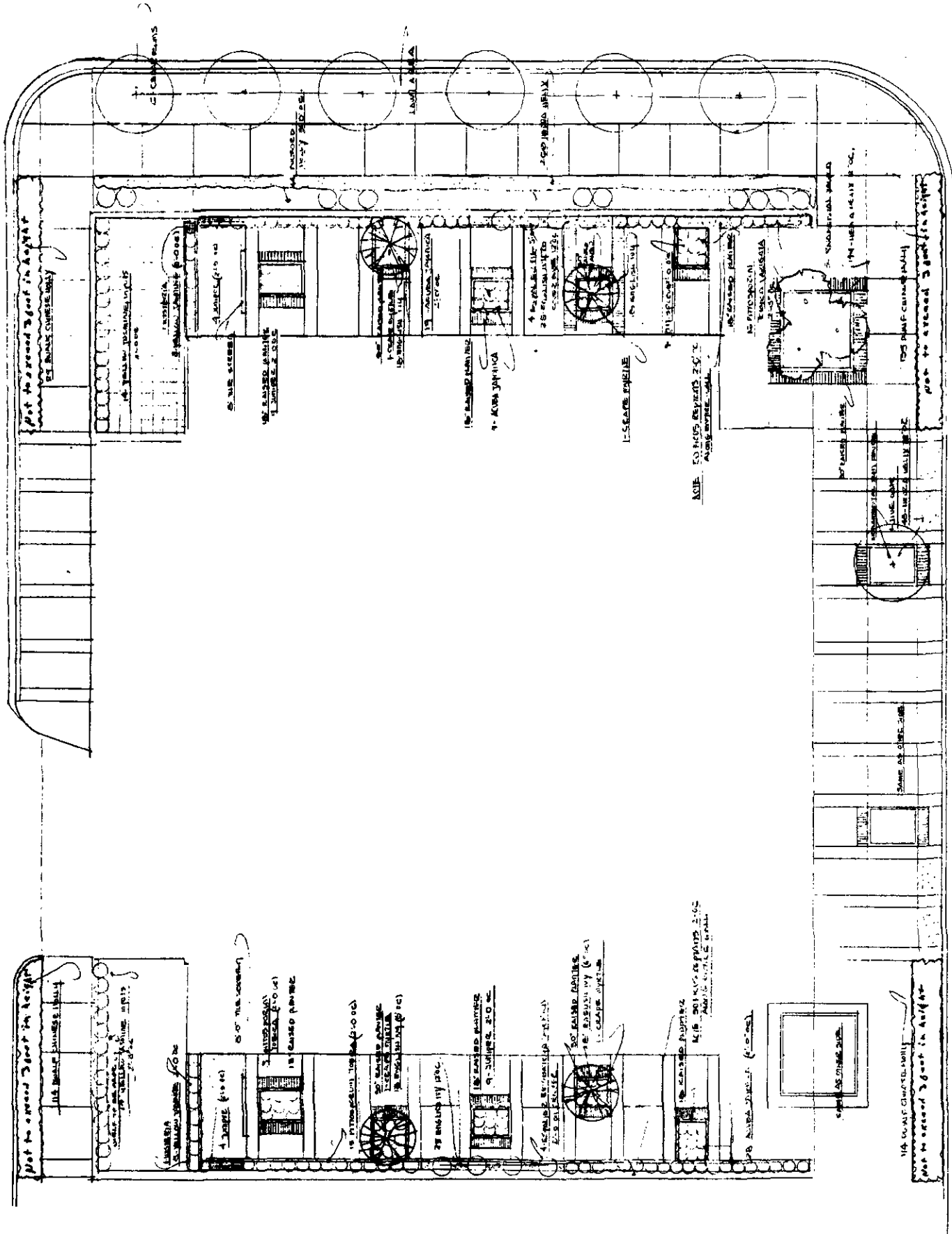
Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

(Exhibit "A" on following page)

PLANTING PLAN.

PLANTING PLAN.

COLORADO STREET



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

MR. KRUEGER inquired about the legality of drinking beer in a city park, or on public lands. It was stated some zoning changes were made at -- Disch Field, the Auditorium, Airport and other locations permitting the sale of beer. His interest was in conservation. He favored salary increases for the firemen and policemen, stating he was a former fireman.

The City Manager reported an inquiry sometime ago from MR. TOM WOOD, District 14, Highway Department, if the City would like to assume the maintenance of Airport Boulevard between Interstate Highway 35 and Montopolis Bridge, and the Council agreed that the City not take over the maintenance. Mr. Wood now asks that the Council adopt a resolution requesting the Highway Department to continue the maintenance. The City Attorney stated the facts could be supported by the Council by showing the number of vehicles the Highway carries; that the traffic consists of inter and intra-state, and military traffic, pointing out the various towns that are reached via this highway, and the volumes, weights, densities of interstate and intrastate traffic, require this section to be maintained as a State Highway. Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Texas Highway Department has inquired whether the City of Austin would be willing to assume responsibility for that certain 3.742 miles of highway constructed as U.S. Highway No. 183 (State Highway No. 71) (locally called Airport Boulevard) between Interstate Highway 35 and Montopolis Interchange at which point various State and U.S. Highways and by-pass routes converge; and,

WHEREAS, the said 3.742 miles of highway carries an average of 15,800 vehicles per day consisting of interstate, intrastate, military and miscellaneous traffic travelling by this most direct route from the north and west to Bergstrom Air Force Base; to Lockhart and other destinations in Central and South Texas reached from U.S. Highway No. 183; to Bastrop and other destinations in Central and South Texas reached from State Highway No. 71; and,

WHEREAS, the volumes, weights, and densities, of interstate and intrastate traffic carried by such 3.742 miles of such highway requires that continued use and maintenance of the same as an integral part of the State and Federal Highway system be continued for the use and benefit of the travelling public; Now, Therefore,

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

That for the reasons enumerated herein the State Highway Department be advised that the City of Austin does not desire to amend or modify the agreement between the City of Austin and the State of Texas pursuant to which the maintenance of such 3.742 miles of highway is the responsibility of the State.

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

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

Noes: None

The City Manager stated work on the child care ordinance soon will be completed and the Council perhaps would want to set up another hearing on this ordinance. Councilman Long moved that a hearing on the child caring ordinance be set at 2:30 P.M., June 16. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The City Manager reported on the status of the Regional Planning Commission. The Commissioners' Court appointed their five members, who were JACK GOODMAN, GORDON CARLSON, BILL YOUNGBLOOD, RICHARD BROWN, and TOM GRAHAM. The Regional Planning Commission met on June 1st, and DAVID BARROW was named Chairman, and BILL YOUNGBLOOD, Vice Chairman. The Executive Committee was selected by the appointees of the County and City and consists of MRS. WAGNER and T. A. MAYES from the City's representation, and MR. GOODMAN and MR. CARLSON from the County's appointees. The Executive Committee organized and elected MR. GOODMAN, Chairman, and MR. CARLSON, Vice Chairman. Resolutions were adopted authorizing a contract with the City of Austin to provide a staff from the City Planning Department; directing that a Planning Work Program be developed for their review; and long range water and sewer plans and short range water and sewer plans be developed promptly. The City Manager stated those substantially were completed, and would be reviewed and adopted by this general Regional Commission as well as by the County and City. The City Manager stated there would be no compensation to the staff on work it would do initially. When planning work is to be done specifically, it would be treated as a project and special arrangements would be made for reimbursing the City for the costs of the project and consultant services if needed. Federal Funds are available for two thirds of the cost of a project.

Councilman Long moved to ask the new Regional Planning Commission and its Executive Committee to send a copy of its Minutes to each member of the Council, the City Manager, and any other Governmental Agency that is participating and wishes to receive copies. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The City Attorney commented on the enthusiasm, willingness to cooperate, and speed with which the Commissioners' Court acted in the setting up of this organization.

The Mayor brought up a matter from the William B. Clark and Associates regarding their lack of a proper permit to remodel a structure at 1302 Guadalupe. The question concerned the number of parking spaces available to National Western Life Insurance Company making 75 spaces available to them. Directly across the street are another 50 spaces available within one block of the building. Additional property has been purchased for off-street parking for 26 cars, and this property will be dedicated as part of the parking requirements. Since arrangements were made for the 75 spaces across the street, they saw no need in removing the improvements immediately from the property to be dedicated for permanent parking for the building. They could dedicate the property and remove the house and other improvements after the contract with the present occupants expires. The additional space being enclosed is for storage and computer equipment and the

number of employees would not be materially increased. The Building Official made a detailed report, stating a permit was given for remodeling of the present building but not for the construction of the addition because it would obstruct the 14 parking spaces available for the addition. This construction is in the area in which the Council determines the necessary parking requirements. The Building Official stated they had 14 parking spaces; and 12 would be required for the enclosed area. If the property across the street were dedicated for parking spaces, the Council would feel the applicants were in compliance. Councilman Shanks suggested that a permit be issued without any parking places provided the parking places referred to be dedicated and run concurrently with the lease. Detailed discussion followed, and the ordinance covering this specific provision was reviewed. The Mayor stated if they would dedicate the property across the street for parking spaces the Council would feel they were complying. Finally after further discussion Councilman Long moved to allow the WARWICK INVESTMENTS, INC. to use the available parking spaces across the street if set up in lieu of the 26 spaces that are required on the site. The motion, seconded by Councilman Shanks, carried by the following vote:

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

MAYOR PALMER read a letter from MR. HENRY SASSE, 1301 Winsted Lane, stating water from Johnson Creek washed out a car bridge, and he was unable to rebuild it until he could determine if the City would clear out wild growth which would block the flow of the water and proper drainage, which the City's easement guaranteed. The easement is 50' wide but not all of the width is being used, nor are there easements north of his property to Enfield Road. The City Manager stated this would be a very unusual circumstance if there were any easement guarantying that the City would do anything. The City obtains easements for permission to go in and clean the creeks but it does not guarantee such. The City Manager stated the Director of Public Works would check this all out.

MAYOR PALMER read a letter from MR. IRBY CARRUTH, Superintendent of Austin Public Schools, congratulating the Council for the fine honor bestowed by the Citizens of Austin at the recognition banquet May 28th, and expressed appreciation for the work being done for the City.

Councilman LaRue moved to convey its appreciation to Commander Grizzard, American Legion Post 76 for this Recognition Dinner. The motion, seconded by Councilman Long, carried by the following vote:

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

MAYOR PALMER reminded the Council of the invitation to a Deck Party by the Austin Aqua Festival, June 6, 6:30 - 9:00 P.M., Zilker Club House.

The City Attorney stated the Council had approved the opening of St. Johns Avenue between Cameron Road and the Interregional Highway. There are four properties of unknown owners that citations will have to be issued by publication in order to perfect the acquisition of the right of way.

Councilman Long 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, after diligent search, has been unable to ascertain the residence of or the whereabouts of the owners of said land, and consequently, 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:

All of Lot 18, Block 11, St. Johns College Addition, a subdivision of portion of the William Wilks Labor and the James P. Wallace Survey Number 57 in the City of Austin, Travis County, Texas, according to a map or plat of said St. Johns College Addition of record in Book 4 at Page 71 of the Plat Records of Travis County, Texas; which Lot 18, Block 11, St. Johns College Addition, was conveyed to Oziah Johnson, et ux, by warranty deed dated October 2, 1940, of record in Volume 655 at Page 527 of the Deed Records of Travis County, Texas. (Oziah Johnson, et ux)

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

Councilman Long 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, after diligent search, has been unable to ascertain the residence of or the whereabouts of the owners of said land, and consequently, 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 Lot 1, Block 9, 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 1, Block 9, A. K. Black Subdivision No. 1 was conveyed to N. J. Rice by warranty deed dated February 1, 1945, of record in Volume 751 at Page 663 of the Deed Records of Travis County, Texas. (N. J. Rice)

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

Councilman Long 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, after diligent search, has been unable to ascertain the residence of or the whereabouts of the owners of said land, and consequently, 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:

June 2, 1966

2870 square feet of land, same being out of and a part of Lot 12, Block 7, 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 7, A. K. Black Subdivision No. 1, was conveyed, together with other property, to Minnie Ola Wilson by warranty deed dated June 18, 1945, of record in Volume 911 at page 57 of the Deed Records of Travis County, Texas; said 2870 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at the northeast corner of said Lot 12, same being the intersection of the west line of Meador Avenue and the present south line of East St. Johns Avenue, for the northeast corner of the herein described tract of land;

THENCE, with the said west line of Meador Avenue, same being the east line of said Lot 12, S 30° 00' W 20.00 feet to a galvanized pin set on the proposed south line of said East St. Johns Avenue for the southeast corner of the herein described tract of land, which galvanized pin is also at the point of curvature of a curve whose angle of intersection is 6° 59', whose radius is 1382.96 feet and whose tangent distance is 168.77 feet;

THENCE, with the said proposed south line of East St. Johns Avenue, along said curve to the right an arc distance of 164.44 feet, the chord of which arc bears N 56° 35' W 164.33 feet, to a galvanized pin set on the west line of said Lot 12 for the southwest corner of the herein described tract of land;

THENCE, with the said west line of Lot 12, N 30° 00' E 10.21 feet to the aforesaid present south line of East St. Johns Avenue for the northwest corner of the herein described tract of land;

THENCE, with the said present south line of East St. Johns Avenue, S 60° 00' E 164.01 feet to the point of beginning. (Minnie Ola Wilson)

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

Councilman Long 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,

June 2, 1966

WHEREAS, the City of Austin, after diligent search, has been unable to ascertain the residence of or the whereabouts of the owners of said land, and consequently, 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:

615 square feet of land, same being out of and a part of Lot 11, Block 7, 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 7, A. K. Black Subdivision No. 1, was conveyed to C.M. Wright, a feme sole, by warranty deed dated May 19, 1944, of record in Volume 742 at page 419 of the Deed Records of Travis County, Texas; and 615 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at the northeast corner of said Lot 11, same being the northwest corner of Lot 12, for the northeast corner of the herein described tract of land, and which point of beginning is in the present south line of East St. John's Avenue;

THENCE, with the east line of said Lot 11, S 30° 00' W 10.21 feet to a galvanized pin set on the proposed curving south line of said East St. Johns Avenue, said curve having an angle of intersection of 6° 59', a radius of 1382.96 feet and a tangent distance of 168.77 feet, which point is the southeast corner of the herein described tract of land, and from which point a galvanized pin set at the point of curvature of said curve bears S 56° 35' E 164.33 feet;

THENCE, with the said proposed curving south line of East St. Johns Avenue, along said curve to the right an arc distance of 4.16 feet, the chord of which arc bears N 53° 06' W 4.16 feet, to a galvanized pin set at the point of reverse curvature between the aforementioned curve and another curve to the left whose angle of intersection is 6° 59', whose radius is 1312.96 feet and whose tangent distance is 160.22 feet;

THENCE, continuing with the proposed curving south line of East St. Johns Avenue, along said curve to the left an arc distance of 160.03 feet, the chord of which arc bears N 56° 31' W 159.93 feet, to an iron pipe found at the point of tangency of said curve, which iron pipe is at the northwest corner of the aforesaid Lot 11, same being the intersection of the east line of Providence Avenue and the present south line of East St. Johns Avenue, same also being the most westerly corner of the herein described tract of land;

THENCE, with the said present south line of East St. Johns Avenue, S 60° 00' E 163.76 feet to the point of beginning. (C. M. Wright, a feme sole)

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

Councilman Long moved that the Council recess until 2:45 P.M. The motion, seconded by Councilman White, carried by the following vote:

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

The Council at 2:30 P.M. went into Executive Session.

RECESSED MEETING

2:45 P.M.

At 2:45 P.M. the Council resumed its business.

Councilman LaRue moved that the Council appoint the following on the Hospital Advisory Board: (Term expires May 25, 1969)

DR. J. J. SEABROOK
MR. JOHN SIMPSON
MR. PAUL TOVAR

The motion, seconded by Councilman Long, carried by the following vote:
Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: None
Absent: Councilman White (As he was welcoming the Shrine Convention)

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on June 1, 1950, the City Council appointed DR. JOHN BARCLAY as a member of the Advisory Hospital Board, and

WHEREAS, DR. JOHN BARCLAY diligently and patiently devoted his efforts, talents, experience and wisdom to the betterment and expansion of Brackenridge Hospital for 16 years; Now, Therefore,

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

That the City Council express its sincere gratitude to Dr. Barclay for his 16 years of service on the Advisory Hospital Board of Brackenridge Hospital, for his study and assistance during the phases of expansion of the Hospital; for the benefits of his knowledge to the Community Health Needs Survey; and for his suggestions during the studies of the planning of the Hospital Complex; and that the City Clerk be directed to send Dr. Barclay the original of this Resolution as a token of the Council's appreciation.

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

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on February 6, 1964, the City Council appointed DR. JOHN T. KING as a member of the Advisory Hospital Board, and

WHEREAS, DR. JOHN T. KING has diligently and patiently devoted his efforts, talents, experience and wisdom to the betterment and expansion of Brackenridge Hospital; Now, Therefore

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

That the City Council express its sincere gratitude to DR. JOHN T. KING for his service on the Advisory Hospital Board of Brackenridge Hospital, for his valuable contributions to the Hospital and citizens of Austin, and for his suggestions during the studies of the planning of the Hospital Complex; and that the City Clerk be directed to send Dr. King the original of this Resolution as a token of the Council's appreciation.

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

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on February 6, 1964, the City Council appointed MR. RAMIRO DIAZ as a member of the Advisory Hospital Board, and

WHEREAS, MR. RAMIRO DIAZ has diligently and patiently devoted his efforts, talents, experience and wisdom to the betterment and expansion of Brackenridge Hospital; Now, Therefore,

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

That the City Council express its sincere gratitude to MR. RAMIRO DIAZ for his service on the Advisory Hospital Board of Brackenridge Hospital, for his valuable contributions to the Hospital and citizens of Austin, and for his suggestions during the studies of the planning of the Hospital Complex; and that the City Clerk be directed to send Mr. Diaz the original of this Resolution as a token of the Council's appreciation.

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

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

There was a discussion by the Council Members, and an announcement was made of the intent of the Council Members to appoint as members of the Board of Directors of a private non-profit Human Relations Corporation to be organized. Those announced were as follows:

MR. VIRGIL LOTT
MR. RICHARD F. BROWN
DR. JOHN BARCLAY
MR. MORRIS SHAPIRO
DEAN L. D. HASKEW
MR. PAUL BOLTON
MR. ROY VELASQUEZ
MRS. LESTER REED
DR. CONNIE YERWOOD

The City Manager said MR. JOHNNIE HOLMES had discussed with the Manager of the Austin Braves the renting of Disch Field to present a performance of the Jane Brown Show. Mr. Morris, Manager, agreed on the use of the field for this one evening and it is necessary to get permission from the Council for sub-letting this property. After discussion, Councilman Long moved to accept the recommendation of the City Manager to approve the Austin Braves' sub-leasing of Disch Field. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The City Manager had received a letter from MR. WAYNE GOLDEN, Executive Director, Urban Renewal Agency, stating the Glen Oaks Project is under review, and he believed the plan would be approved. Before a grant can be obtained, the plan has to be reviewed by the Planning Commission, and the City Council will conduct a public hearing. Councilman Long moved to set the public hearing on the Glen Oaks Project as 10:30 A.M., July 28th. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The City Manager stated the final project report pertaining to the Kealing Project had been filed, and it contains data of the disposition of the properties acquired by the Agency which can be resold. The Agency has subdivided the area, put in new streets, and is advertising the properties for sale. The Mayor asked that the Council be furnished copies.

The City Manager reported he would be in Washington, D. C. at the Rivers and Harbors Meeting next week.

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

June 2, 1966

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

The Council adjourned at 3:00 P.M. subject to the call of the Mayor.

APPROVED

Leita E. Palmer
Mayor

ATTEST:

Oliver W. Hooley
City Clerk