

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 27, 1967  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro Tem Long presiding.

Present: Councilmen Janes, LaRue, Nichols, Mayor Pro Tem Long  
Absent: Mayor Akin

Present also: James A. Wilson, City Manager; Doren R. Eskew, City Attorney; Robert A. Miles, Chief of Police

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

MAYOR AKIN absent as he was in Hurlburt, Florida on City business.

MR. RUSSELL CHALBERG, President Downtown Austin, Unlimited, appeared before the Council to make a gift to the City. Downtown Austin had in years past purchased the Aqua Festival Banners for Congress Avenue. New banners have been redesigned and could be used for other occasions, and Downtown Austin is giving them to the City. Members of Downtown Austin present were: MESSRS. JOE SIMONS, JOE K. WELLS, HIRAM BROWN, MERLE BROWER and FRANCIS AMSLER. MAYOR LONG on behalf of the Council and citizens of Austin accepted the banners expressing delight and appreciation. There are 44 banners for Congress Avenue and 16 for 6th Street. MR. JOE WELLS on behalf of the Aqua Festival, thanked DOWNTOWN AUSTIN for furnishing these banners for the City, and pointed out they would be used the first time for the Sixth Anniversary of the Aqua Festival.

Councilman LaRue moved that the Minutes of June 29, 1967 be approved. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Pro Tem Long  
Noes: None  
Absent: Mayor Akin

REQUEST FOR A CITY UTILITY COMMISSION - C. T. JOHNSON

Councilman LaRue moved that MR. C. T. JOHNSON be heard. The motion was seconded by Councilman Janes. Roll call showed a unanimous vote.

MR. JOHNSON read a statement recommending consideration of the appointment of a City Utility Commission of three or five members to regulate and control all utility and transportation rates instead of a commission that would control only the water and light as had been proposed. He elaborated on the advantages of such commissions over the 48 states. Councilman LaRue pointed out an ordinance was introduced in January, 1967, to create a Utility Advisory Board. Mayor Long, in connection with a statement in Mr. Johnson's recommendation said the Council was directly responsible to the people; and when the Council felt it necessary in rate cases, it engaged rate experts to make a study. She said Mr. Johnson had a good suggestion and the Council certainly would take it under advisement and study it.

#### HEARING ON AUSTIN TRANSPORTATION COMPANY AMBULANCE FRANCHISE

The City Attorney read the caption of Ordinance 670615-D, the Austin Transportation Company Franchise Ordinance. MR. CHRYS DOUGHERTY said the Council had asked about the matter of rates, and he was in the process of filing an application for setting the rates. Mayor Long asked that he list the rates under which he was now operating. He distributed a copy of a letter setting out the rates, stating a formal application would be filed later. Mayor Long asked if two persons were taken to the hospital on one call, what the charge would be. Mr. Dougherty stated if there were a separate admission to the hospital, there is a charge of \$25.00 for each patient admitted.

Mayor Long asked about a specific case where a little girl was brought in as an emergency but walked away with bandaged skinned knees. Mr. Dougherty pointed out a situation that would need to be discussed, giving an example of one being badly cut up in a knife fight, and treated in the Emergency Room but not admitted. Being skillfully treated in the emergency room, is not an admission. If indigent patients are not admitted there is no charge to the City. Councilman Janes asked if the 48 hours in regard to the \$5.00 discount period could be lengthened to perhaps 72 hours, suggesting perhaps two days would not give people sufficient time to get their affairs in order. He suggested additional time. MR. DOUGHERTY took note of this suggestion to refer to the Austin Ambulance Service.

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE GRANTING TO AUSTIN TRANSPORTATION  
COMPANY, INC. AN AMBULANCE AND TRANSFER VEHICLE  
FRANCHISE.

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

Ayes: Councilman Nichols, Mayor Pro Tem Long, Councilmen Janes, LaRue  
Noes: None  
Absent: Mayor Akin

## REQUEST OF REOPENING CASE OF CITY AMBULANCE COMPANY

MR. MAURICE ANGLY, having been retained by CITY AMBULANCE SERVICE, stated since there are additional facts that have entered in their case at which evidence had been presented last week and which facts bear on the requirements set forth in Section 31.04--Public Convenience and Necessity, asked the Council to reconsider City Ambulance Service's application for franchise. He wanted a Certified Public Accountant to review the figures and show that this business could provide ambulance service without subsidy and with lower rates than the rate sheet that had just been filed. Mr. Angly said the ordinance just read stated this was a non exclusive franchise but it is an inherent monopoly, and that company would be back asking for more money. Mr. Angly believed they could show a definite need not only as to the cost but as to quality of service for two ambulance services in Austin. The additional evidence would not be repetitious, and he asked to make a presentation, which might induce the Council to change its mind on granting another franchise. He wanted to present additional evidence regarding public convenience and necessity. Councilman Janes was willing to hear any new evidence. It was decided this was a hearing before the Council and not a request for a formal published hearing. Mr. Dougherty stated the franchise was denied after hearing last week. The City Attorney said based upon the hearing of additional evidence, the Council could decide whether or not they wanted to hold a formal hearing and grant a formal application. Councilman Nichols moved to grant a hearing at 3:30 P.M., August 10th. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Mayor Pro Tem Long, Councilmen Janes, LaRue, Nichols

Noes: None

Absent: Mayor Akin

. . . . .

The City Manager submitted the following:

"July 19, 1967

"Mr. James A. Wilson  
City Manager  
Austin, Texas

"Sealed bids were received for a WATER TRANSMISSION LINE FROM WATER TREATMENT PLANT 3 TO HETTER STREET AND KINNEY AVENUE INTERSECTION until 11:00 A.M., Wednesday, July 19, 1967, at the Office of the Director of the Water and Sewer Department for the INSTALLATION OF 8,493 FEET OF 48-INCH AND 763 FEET OF 54-INCH CONCRETE STEEL CYLINDER WATER TRANSMISSION MAIN FROM WATER TREATMENT PLANT 3 TO HETTER STREET AND KINNEY AVENUE INTERSECTION. This is the first phase of the transmission main that will tie the new Water Treatment Plant 3 into the central system. The total estimated cost of all phases of this transmission main is \$1,700,000.00. The bids were publicly opened and read in the Council Room of the Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

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<u>"FIRM"</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
ALTERNATE A		
Austin Engineering Company	\$560,477.00	160
Bland Construction Company	642,020.00	300
J. C. Evans Construction Company	678,654.00	220
City of Austin (Estimate)	\$638,397.50	200

"The firm of Payne and Keller, Incorporated submitted a bid on this project, but not on Alternate A of the proposal. The bid of Payne and Keller, Incorporated on Alternate B2 was in the amount of \$778,514.00 with 200 working days.

"It is recommended that the contract be awarded to the Austin Engineering Company on their low bid of \$560,477.00 with 160 working days.

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

The City Manager said this was the first phase, and there is approximately \$1,400,000 remaining expense to tie this line into the plant. Mayor Long asked if this portion could be used before the second phase. The Director of Water and Sewer Utilities said it would be tied in to the system in South Austin. Since they wanted to get started as fast as possible and the second phase had easements involved, they began this Phase. He noted the City received a very good price on this installation. Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 19, 1967, for the installation of 8,493 feet of 48-inch and 763 feet of 54-inch concrete steel cylinder water transmission main from Water Treatment Plant 3 to Hether Street and Kinney Avenue intersection; and,

WHEREAS, the bid of Austin Engineering Company in the sum of \$560,477.00 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 \$560,477.00, be and the same is hereby accepted, and that James A. Wilson, 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 Janes, LaRue, Nichols, Mayor Pro Tem Long

Noes: None

Absent: Mayor Akin

## ZONING ORDINANCES

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: TRACT 1: 300 x 150 FEET OF LAND OUT OF THE GOODRICH ESTATE TRACT NO. 6 IN THE ISAAC DECKER LEAGUE NO. 20, LOCALLY KNOWN AS 2401-2411 THORNTON ROAD, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; AND TRACT 2: 4 ACRES, MORE OR LESS, OUT OF THE GOODRICH ESTATE TRACT NO. 6 IN THE ISAAC DECKER LEAGUE NO. 20, LOCALLY KNOWN AS REAR OF 2401-2413 THORNTON ROAD, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING LOCATED 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 Nichols, carried by the following vote:

Ayes: Councilmen LaRue, Nichols, Mayor Pro Tem Long, Councilman Janes  
Noes: None  
Absent: Mayor Akin

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 Nichols, carried by the following vote:

Ayes: Councilmen LaRue, Nichols, Mayor Pro Tem Long, Councilman Janes  
Noes: None  
Absent: Mayor Akin

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

Ayes: Councilmen LaRue, Nichols, Mayor Pro Tem Long, Councilman Janes  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 22, 23, AND 24, BLOCK 14, HYDE PARK NO. 2 LOCALLY KNOWN AS 401 WEST 39TH STREET, 400 WEST 38 $\frac{1}{2}$  STREET, AND 3810-3816 AVENUE B, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT

TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED 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 Nichols, carried by the following vote:

Ayes: Councilman Nichols, Mayor Pro Tem Long, Councilmen Janes, LaRue  
Noes: None  
Absent: Mayor Akin

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

Ayes: Councilman Nichols, Mayor Pro Tem Long, Councilmen Janes, LaRue  
Noes: None  
Absent: Mayor Akin

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

Ayes: Councilman Nichols, Mayor Pro Tem Long, Councilmen Janes, LaRue  
Noes: None  
Absent: Mayor Akin

The Mayor Pro Tem announced that the ordinance had been finally passed.

The Public Works Director reported that paving West 38th to Speedway, and Avenue B from 38th to 39th was being worked up and would be brought to the Council in the next program.

Mayor Pro Tem Long introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: TRACT 1: A TRACT OF LAND OUT OF THE SANTIAGO DEL VALLE GRANT, LOCALLY KNOWN AS 1505-1827 MONTOPOLIS DRIVE, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; TRACT 2: A TRACT OF LAND OUT OF THE SANTIAGO DEL VALLE GRANT, LOCALLY KNOWN AS 1901-1909 MONTOPOLIS DRIVE AND 6300-6506 RIVERSIDE DRIVE, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Mayor Pro Tem Long, Councilmen Janes, LaRue  
Noes: Councilman Nichols  
Absent: Mayor Akin

Mayor Pro Tem Long brought up the following ordinance for its second reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 1-4, BLOCK 13 OF HYDE PARK #2, LOCALLY KNOWN AS 309-311 WEST 39TH STREET, 3811-3817 AVENUE B AND 310 WEST 38 $\frac{1}{2}$  STREET, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED 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 Nichols moved that the ordinance be passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Mayor Pro Tem Long, Councilmen LaRue, Nichols  
Noes: Councilman Janes  
Absent: Mayor Akin

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for sanitary sewer purposes by instrument dated October 20, 1966 of record in Volume 3230 at page 1863 of the Deed Records of Travis County, Texas; same being out of and a part of a 5.78 acre tract of land out of the James P. Wallace Survey No. 57 in the City of Austin, 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 sanitary sewer easement, to-wit:

A strip of land ten (10.00) feet in width, out of and a part of a 5.78 acre tract of land, same being out of and a part of the James P. Wallace Survey No. 57 in the City of Austin, Travis County, Texas; the centerline of said strip of land ten (10.00) feet in width being more particularly described as follows:

BEGINNING at a point in the north line of said 5.78 acre tract of land, and from which point of beginning the southwest corner of Lot 3A, Block 4, of the Fiskville School Addition according to a map or plat of said Fiskville School Addition of record in Book 5 at Page 169 of the Plat Records of Travis County, Texas, which Lot No. 3A was conveyed to Cecil Thompson by warranty deed dated December 9, 1952, of record in Volume 1306 at Page 269 of the Deed Records of Travis County, Texas, bears N 58° 50' W 2.50 feet;

THENCE, S 31° 25' W 303.41 feet to point of termination in the south line of said 5.78 acre tract of land, and from which point of termination the southwest corner of said 5.78 acre tract of land bears N 59° 41' W 195.80 feet.

The motion, seconded by Councilman Nichols, carried by the following vote:  
Ayes: Councilmen Janes, LaRue, Nichols, Mayor Pro Tem Long  
Noes: None  
Absent: Mayor Akin

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for power line purposes in, upon and across a part of Lot 6, Block E, North Park Estates, a subdivision of a portion of the J. C. Brooks Survey in Travis County, Texas, according to a map or plat of said North Park Estates of record in Book 28 at Page 16 of the Plat Records of Travis County, Texas; and,

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

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

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

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

109 square feet of land, same being out of and a part of Lot 6, Block E, North Park Estates, a subdivision of a portion of the J. C. Brooks Survey in Travis County, Texas, according to a map or plat of said North Park Estates of Record in Book 28 at Page 16 of the Plat Records of Travis County, Texas; said 109 square feet of land being released from the existing fifty (50.00) foot power line easement as shown on said map or plat is more particularly described by metes and bounds as follows:



BEGINNING at a point in the west line of the said existing fifty (50.00) foot power line easement as shown on said map or plat of North Park Estates, same being the most northerly corner of the herein described tract of land and from which point of beginning an iron pin at the northeast corner of said Lot 6, Block E, North Park Estates, bears N 0° 57' E 13.90 feet and S 62° 13' E 68.22 feet;

THENCE, S 64° 04' E 10.08 feet to a point for the most easterly corner of the herein described tract of land;

THENCE, S 25° 56' W 21.63 feet to a point in the aforesaid west line of an existing fifty (50.00) foot power line easement for the most southerly corner of the herein described tract of land;

THENCE, with the said west line of an existing fifty (50.00) foot power line easement, N 0° 57' E 23.86 feet to the point of beginning.

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

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Pro Tem Long

Noes: None

Absent: Mayor Akin

Action on naming members whose terms had expired on the following Agency and Commission was deferred until next week:

Urban Renewal Agency - Terms expired July 23rd.

Pest Control Advisory Committee - Terms expire July 28, 1967

#### ZONING WITHDRAWN

Councilman LaRue moved that the Council grant the applicants permission to withdraw the following zoning requests in accordance with their written notices:

MISS LORENA JONES	3804-3810 South 2nd St.	From "A" Residence To "B" Residence
WILLIAM J. TURMAN & RUSSELL R. ROBY	614-628 South 1st St. Rear of 700-800 South 1st Street	From "B" Residence 1st Height and Area To "B" Residence 2nd Height and Area
	Rear of 614-618 South 1st Street	From "B" Residence 1st Height and Area To "B" Residence 4th Height and Area

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

Ayes: Councilmen LaRue, Nichols, Mayor Pro Tem Long, Councilman Janes

Noes: None

Absent: Mayor Akin

## PARKS AND RECREATION BOARD RECOMMENDATION

Mayor Long read a communication from MRS. FAGAN DICKSON, Chairman, Parks and Recreation Board, regarding a maintenance problem on islands as follows:

"The Parks and Recreation Board wants to call the City Council's attention to a situation which might now be remedied concerning the maintenance problems which the many islands of land will present in the area where 15th Street overpasses Lamar. If water sources could be introduced into these areas by the Public Works Department and their moneys which will be allotted to cover the slopes with grass or other plant materials could be coordinated with the Parks and Recreation Department's landscape architect, we believe that both economy and better maintenance would be the final result."

The Director of Public Works recommended that this work be held until the contractor was finished. Mayor Long was concerned about the approach mains, and asked if a report could be made on this by next week.

## LAMAR BOULEVARD ESPLANADE--BEAUTIFICATION

Mayor Long reported a call urging that something be done about North Lamar on the esplanade and its beautification. She suggested that rocks, cactus, etc., could be utilized there and cut down on the maintenance.

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Mayor Pro Tem Long 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 28.71 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPELGATE, PATRICK LUSK AND WILLIAM WILKS SURVEYS 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. (Proposed University Hills, Section 4, Phase 4 and an unplatted tract)

Councilman Nichols moved that the ordinance be published in accordance with Article 1, Section 6 of the Charter of the City of Austin and be set for public hearing on August 17th, 1967 at 10:25 A.M. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilman Nichols, Mayor Pro Tem Long, Councilmen Janes, LaRue  
Noes: None  
Absent: Mayor Akin

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July 27, 1967

The City Manager submitted the following:

"July 21, 1967

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

"SUBJECT: Bids for Remote Controlled Emergency Siren Warning Equipment for Civil Defense.

"Sealed bids were opened in the office of the Purchasing Agent at 2:00 P.M. July 19, 1967 for Remote Controlled Emergency Siren Warning Equipment. This includes the necessary equipment for three (3) complete stations.

"Invitations to bid were advertised in the Austin American-Statesman on July 2 and July 9, 1967 and sent to nineteen prospective bidders.

"The bids received are as follows:

<u>Bidder</u>	<u>Net Total</u>
Safety & Enforcement Supply Co.	\$10,635.00
Graybar Electric Co., Inc.	12,171.60
Federal Sign & Signal Corp.	12,420.00

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

The City Manager stated he deferred placing on the agenda an award of a contract until a question could be cleared, through the Law Department and the Civil Defense Department. He explained the situation on the bids on the sirens, in that the low bidder did not include in his bid the warranty as specified, but they added it later. The second low bid did not include the warranty. The third bid was direct from the factory, and included the warranty. All were bidding on the same equipment. It was a matter of interpreting the bids. The City Manager stated this equipment would receive 50% participation from the government; 25% from the County. These sirens will be placed in outlying areas to fill in the growth gaps that have occurred. After discussion, Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 19, 1967, for Remote Controlled Emergency Siren Warning Equipment for three (3) complete stations; and

WHEREAS, the bid of Safety & Enforcement Supply Company, in the sum of \$10,635.00 for Remote Controlled Emergency Siren Warning Equipment for three (3) complete stations, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

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

July 27, 1967

That the bid of Safety & Enforcement Supply Company, in the sum of \$10,635.00 for Remote Controlled Emergency Siren Warning Equipment for three (3) complete stations, be and the same is hereby accepted, and that James A. Wilson, City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Safety & Enforcement Supply Company.

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

Ayes: Mayor Pro Tem Long, Councilmen Janes, LaRue, Nichols

Noes: None

Absent: Mayor Akin

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MAYOR LONG announced that at 3:30 P.M., Monday, July 31st, I.B.M. was having an open house and would demonstrate some of their new machinery, and the Council, and City Manager are invited to attend.

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The City Manager reminded the Council of the luncheon with the Highway Engineers, and Associated General Contractors, Thursday, August 3rd, at the Driskill Hotel.

#### PURCHASE OF WATER DISTRICT 13

The City Manager reported last week Mayor Long asked about the progress on purchasing Water District 13. He was prepared to report and make a recommendation. He said in 1961, Mr. Williams, City Manager, came to the Council regarding a general acquisition plan of water districts abutting the city limit lines of the City of Austin. Mr. Wilson displayed a map showing the City limit lines and the water district lines, and pointed out those districts that were right at the city's boundaries at that time. This created several problems:

1. Many were in very poor financial condition. One district defaulted on the principle and interest payment on their bonds and was forced to levy a tax to make up the deficiency and a tax to create enough rates to take care of their bonded indebtedness.
2. There was the additional problem for industrial locations, in having these districts surrounding the City, some levying taxes and some on sound basis and not levying taxes. Industrial prospectors would find that existing taxes or threats of taxes for the future, created a hinderance for these prospective industries coming into Austin, realizing this was property outside the City limits. The City has a direct connection with all water districts in the community in that it serves all of these districts with water. The contract with each of these districts gives the City the right to purchase any or all of the district in accordance with the contract. The City sells the Water District water at approximately 150% or 50% greater than the water sold to the people inside the City. The City sells the water at a rate and a half, and the District sells it at two and a half times the rate inside the City.

The City Manager explained the lines in the district have been designed according to City of Austin specifications. The districts have been required to keep certain records regarding easements, rights of way, finances, and audits each year. The City bills all the districts, and collects for them at a charge.

It has been anticipated at such time Austin grows and encroaches on the area, that the City would acquire these districts. This was contemplated and included in the contract. In 1961-62, the feasibility study was conducted and presented the City Council. The City could justify purchasing only those districts which were on a sound financial basis. Some were not in good financial condition where their assets equaled their liabilities; or in such operation where they could meet their debt service requirements. Many were inadequate in the lines they had; many were not able to meet the growth which could occur.

The Plan the City Council approved was that the City could justify purchasing with revenues, and some bond moneys available, and some current funds. They could not justify purchasing any that were not sound financially. In order to relieve the problem of future growth for industrial and residential purposes, they drew up a plan including the contemplated purchase of seven water districts, about half of which were on a sound financial basis, growing and adding more customers annually. The other districts were not in such good shape.

The Council approved the purchase of seven districts in 1962:

Travis Williamson County Water District No. 1  
Travis County Water District No. 4  
Travis County Water District No. 6  
Travis County Water District No. 8  
Travis County Water District No. 7  
Travis County Water District No. 5 and  
Travis County Water District No. 13

Mr. Wilson stated the authority was based on several criteria:

1. The assets must meet the liability of the District; and if this necessitated the levying of a valid tax, a tax created a tax lien on property sufficient to make the assets equal their liabilities, this requirement must be met by the District before the City acquires it.
2. The outstanding bonds must either be callable or the District must be able to secure these bonds, bringing them in at par plus outstanding interest.
3. Any outstanding refund contracts, obligations of the District at that point, the City must be able to secure those at \$.50 on the dollar.

The City Manager reviewed the acquisition of and listed the outstanding debt of Water Districts No. 4, 6, 8, 7, 5 and Travis Williamson County District No. 1. The only remaining District with which the Administration has the authority to negotiate based on these criteria, is Water District No. 13.

The City Manager reported it was in the contracts that the water rate, as long as the district remained outside the City, would remain the same as was being charged at that time. At such time that the growth in the district by new customers and the revenues amounted to the City's total operating cost plus interest the rate would be reduced. The Director of Water and Sewer Utilities, in answer to Mayor Long's inquiry, said water rates in Water District No. 4 had been reduced to one and a half the regular out of city rate; Water Districts No. 6 and No. 7 had been reduced to 80% of what they were paying, or twice what the citizens of Austin pay. The City Manager said on an annual basis the revenues from the district were analyzed and if they cover the operating cost plus interest cost, then these rates are automatically reduced without any request from the individuals in the area. Mayor Long asked that when these reductions were made if the Council could be made aware of them.

The City Manager asked for authority to purchase Water District 13, pointing out in one respect it did not meet the criteria previously authorized by the City Council, in that the bonds are not callable. There will be some outstanding bonds past 1973, which will be callable at that time. Water District 13 includes the Decker Lake area of about 3500 acres, and about 25% of the district's customers have been taken away. The Finance Director, MR. NORMAN BARKER stated the bonds outstanding in this district are \$285,000; and according to bond covenants, they are not callable until interest paying dates, August 1, 1973. That call provision would get in all bonds maturing August 1, 1974 and thereafter. The \$5,000 bonds maturing this August 1st, and until August 1, 1973, are  $4\frac{1}{2}\%$  bonds. There are \$40,000 of those bonds. The remaining bonds have a coupon rate of 5%. As current funds become available in the utility system, they can be invested in securities which will more than offset that interest cost. He explained the District had \$40,000 not counting the bonds due this August, drawing  $4\frac{1}{2}\%$  in Certificates of Deposits. Councilman Nichols asked if the district would be able to meet the \$240,000 at 5% in 1973. The Finance Director explained they stand the threat and possibility of a tax levy each year. Councilman Nichols stated if the City reduced the district's revenue 25%, if that would affect their ability to meet their obligation. The Finance Director stated their potential for generating water revenue would be reduced. The Director of Water Utilities anticipated the whole area would develop rapidly with the Decker Lake Development, and much interest from people had been expressed regarding the Walnut Creek Valley. Looking at this from the Recreation facilities' being developed, the City would need additional drinking water for the Recreation development and the Power Plant.

Councilman Nichols asked if the City purchased this, if the people in the district would be relieved of the water district tax. The City Manager stated they have levied a 40¢ tax on 100% evaluation this year, but this would be the one and final water district tax, with no threats of any more water district taxes. Mayor Long said the City was going to have to pay for a portion of the Water District; but if the City takes over the entire operation, it would not lose anything. In answer to Councilman Nichols' question, the Finance Director recommended that the district be purchased at this time, as the City of Austin needs to furnish water to its citizens in the Decker Lake area, plus the fact the City had damaged the district's revenue producing potential in taking taxable property away from them. The City Manager stated if the district were purchased portion by portion, the City would be paying more than if the complete district were purchased.

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The City Attorney stated as Councilman LaRue and Mr. Wilson had mentioned, it might have been possible under the contract to absorb the district a part at a time but his opinion was the district would have been entitled to a revision of the contract, because the conditions under which the parties contracted had become so different. Councilman LaRue expressed favor in purchasing the district, but would like to look more into the details. He pointed out it had been indicated the number of customers in this area would be increased ten fold, and he asked how it could be figured the City would reduce their chances of additional revenue. The Director of Water Utilities stated the City of Austin would be their largest customer. Mayor Long stated development had been delayed in the district for several years. She inquired about the need of the 12" line. It was stated if the City took over the portion of the district under the contract, the remaining part would not require the 12" line, unless the City becomes a customer of the district. Mayor Long stated the City should purchase the Water Districts as soon as possible. Councilman Nichols moved to instruct the City Manager, and on his advice, to acquire Water District No. 13 under the terms which have been discussed this morning. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Pro Tem Long

Noes: None

Absent: Mayor Akin

Councilman Janes stated as a matter of good business judgment, there is no question but the odds were overwhelmingly in the City's favor and the normal business appreciation of additional customers would make this a good business transaction. The City Manager reported that was one of the principle reasons Mr. Williams recommended the purchase of the seven districts. The feasibility study, the nature of development in each district and the tax then being levied in the area indicated what would happen to the growth of customers within the district if that tax or future tax were relieved. In several districts, after the City had acquired them, growth far exceeded their farthest expectations in half the time the City had projected because of the alleviation of or threat of a tax. He would anticipate the same thing in this case.

REQUESTS SUBMITTED BY COUNCILMAN NICHOLS IN EAST AUSTIN

The City Manager submitted a report on a list of items Councilman Nichols had presented, stating he had referred these requests and complaints to the various departments, and they were able to make recommendations, and in some cases they were not able to recommend for stated reasons. He was asked to submit a copy to each Council Member. Reports as follows:

PARK FENCE AT 22ND AND POQUITO

"The damaged chain length fence on city land at 22nd Street and Poquito does not belong to the City. Technically, it probably belongs to the City as it is on city-owned land, but it was placed there by a group sponsoring a boy's baseball program. We have not attempted to maintain this area which has been abandoned by the group that made use of the facility."  
From Beverly S. Sheffield, Director, Parks and Recreation  
Department

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## ALL PROPERTY ON 20TH BETWEEN ALAMO AND POQUITO NEEDS CLEANING

"On receipt of your memo dated July 17th, concerning the cleaning of property on E. 20th Street, between Alamo and Poquito, an investigation was made on this site. The area covers about three-fourths of the block from E. 19th to E. 20th, between Alamo and Poquito. There is tall grass and a large pile of lumber in the area.

"This property is part of the Edwin J. Alff Estate, and we contacted Mr. Edwin J. Alff, Jr., who stated that he would try to get this cleared by August 1st. A 14-day notice dated July 20th, was sent to Mr. Alff.

"We will follow through on this." From H. E. Hargis, P.E., Sanitary Engineer, City Health Department

## NEED FOR STREET LIGHTS ON SANCHEZ

"At your request, the Electric Distribution Division has made a study of the possibility of installing street lights along Sanchez Street between East 14th Street and East 19th Street.

"Street lights are presently installed at the corner of East 14th and Sanchez Street and at East 19th and Sanchez Street. Three street lights can be added along Sanchez Street in the long block between East 14th and East 19th Street. These lights will be 350 to 450 feet apart.

"We are preparing a work order to install these three lights as indicated on the attached print." From T. L. Turner

## TRAFFIC REGULATIONS

"This is in reference to the subject memo from Mr. H. L. Frazier.

- "1. Reserved Parking - South Side of W. 11th St. from Lavaca to Guadalupe St. The meters have been removed and Reserved Parking signs have been erected. Normally, a resolution is required to enable the enforcement of the provision for 120 days or during the construction period at the Mansion.
- "2. Stop Sign at Coleto & E. 22nd St. The traffic count indicated the following number of vehicles into the intersection during a 12-hour period, 7 A.M. - 7 P.M. - NS - 191, EW 286 - Total 477. This is less than one-half the amount of traffic required to warrant control. Only two collisions reported during the past 3½ years. The Police Department has been notified to take action to remove weeds, etc., on the N.W. corner limiting visibility.
- "3. Stop Sign at Chicon & E. 22nd St. Chicon St. is a N-S Arterial Street. Protection against side street traffic is justified on this classification of street. Our request for the installation of stop signs on E. 22nd St. at the east and west entrances is



"attached. A request for the removal of visibility obstruction on the northeast corner has been forwarded to the Police Department.

- "4. Four-way Stop at Chestnut & 19th. Stop signs exist on Chestnut at its north and south entrance into East 19th St. Latest 24-hour count - Total N-S vehicles, 1217; E-W vehicles, 7443. About 6 times as many vehicles travel East 19th as travel Chestnut. It would seem rather impractical to stop six vehicles for the convenience of one vehicle. Quite possibly, this request could have been based on the previous collision experience at this intersection.

"In May, 1967, the Public Works Dept., at our request, cut down an embankment on the northeast corner of the intersection that materially reduced visibility of a southbound motorist attempting to look to the east. Since this embankment has been cut down, no report has been received of a collision at this intersection.

- "5. Flashing Caution Light at Cedar & E. 12th St. East 12th and Cedar is a "T" intersection with stop sign existing on Cedar at its north entrance into East 12th. Traffic count conducted 1/10/67, with no additional control warranted. This intersection, as did 19th & Chestnut, had a high embankment on the northeast corner which limited visibility. This embankment was also cut down in May, 1967. No collisions have been reported since this corrective measure was undertaken.

- "6. Weeds and tall grass - various intersections:

1. 19th and Singleton
2. 22nd and Coleto
3. 19th St. Railroad Crossing
4. 22nd and Chicon

"A memo to the Police Department requesting that these intersections be checked has been issued." From W. H. Klapproth, Director Traffic and Transportation Department

. . . . .

Councilman Janes asked about the warning signal on the railroad on 19th Street and urged that this be emphasized at this time. The Director of Public Works reported on the schedule on all crossings on Lamar Boulevard from 6th Street to the north City limits, but the scheduling on Koenig Lane, Anderson Lane, 12th and 19th Streets, had not been completed yet.

#### REPORT ON SUBSTANDARD HOUSES

Councilman Nichols inquired how many applications from the Building Official did the City Attorney have pending regarding substandard housing in East Austin, as he thought the City Attorney was handling most of them, perhaps 50 or 60. The City Attorney stated the number could be around that. Some of these structures were in the Urban Renewal Area where there had to be an appraisal

and approval of the appraisal by the Fort Worth Office before the structures were destroyed in order to establish the record for the Federal Government to participate.

#### WEST 15TH STREET OVERPASS AT SHOAL CREEK

The City Manager stated there was a report in connection with the hearing on the West 15th Street overpass and Shoal Creek Boulevard. He distributed a recommendation from the Traffic Engineer and Director of Public Works as follows:

"Date July 25, 1967

"TO: James A. Wilson, City Manager      "SUBJECT: W. 15th St. and Shoal Creek  
Connection at Lamar Blvd.

"Attached are two sketches, one of which indicates a direct connection of Shoal Creek Blvd. with the westbound off-ramp of the 15th St. extension near Lamar Blvd. The second sketch indicates a cul-de-sac design for Shoal Creek which does not provide a connection at the off-ramp.

"Both sketches provide a right turn roadway from the 15th St. off-ramp to Shoal Creek. Such a roadway provides a satisfactory entry from the W. 15th St. off-ramp to Shoal Creek, (westbound to northbound).

"The construction of a direct connection for southbound traffic on Shoal Creek to the off-ramp, as shown in the larger sketch, would induce a great hazard, not only upon Shoal Creek traffic but for 15th St. ramp traffic as well. It is, first of all, bad practice to construct an intersection within the limits of any ramp. An intersection at this location would be additionally hazardous because of the descending grade of the ramp (about 6%) and the short distances between successive intersections, which may require control - such as between Shoal Creek, the northbound Lamar Roadway and the southbound Lamar Roadway. (Marked A to B on larger sketch.)

"The intersection of Shoal Creek and the off-ramp has been located at the one and only possible location to afford both northbound or southbound directional movement along Lamar Blvd. for traffic emerging from Shoal Creek. It is probable that most of the traffic emerging from Shoal Creek will follow the path marked A-B to proceed south and A-C to go north on Lamar Blvd. What are the potential hazards induced when the first vehicle on the off-ramp must stop at the northbound Lamar control point and the second vehicle from Shoal Creek must also stop, perhaps, blocking the right turn portion of the off-ramp? (See large sketch for vehicle placements.)

"There have been a number of conferences on the design of this interchange during the past two years. At all times, it was always concluded that a direct connection of Shoal Creek with the westbound off-ramp would induce a traffic hazard. The construction of a cul-de-sac as shown in the small sketch was considered to be the safest design and one which would retain satisfactory usage of the street by local Shoal Creek traffic as well as provide ingress and egress at an existing street opening several hundred feet north of the interchange. The same type of analogy applies to this location as was considered by the City Council several years ago when it adopted a resolution that no additional at-grade intersections be constructed along Lamar Blvd., from W. 24th - W. 29th Streets. The cul-de-sac on the north end of Longview St., at a curved location on Lamar Blvd., resulted because of this resolution.

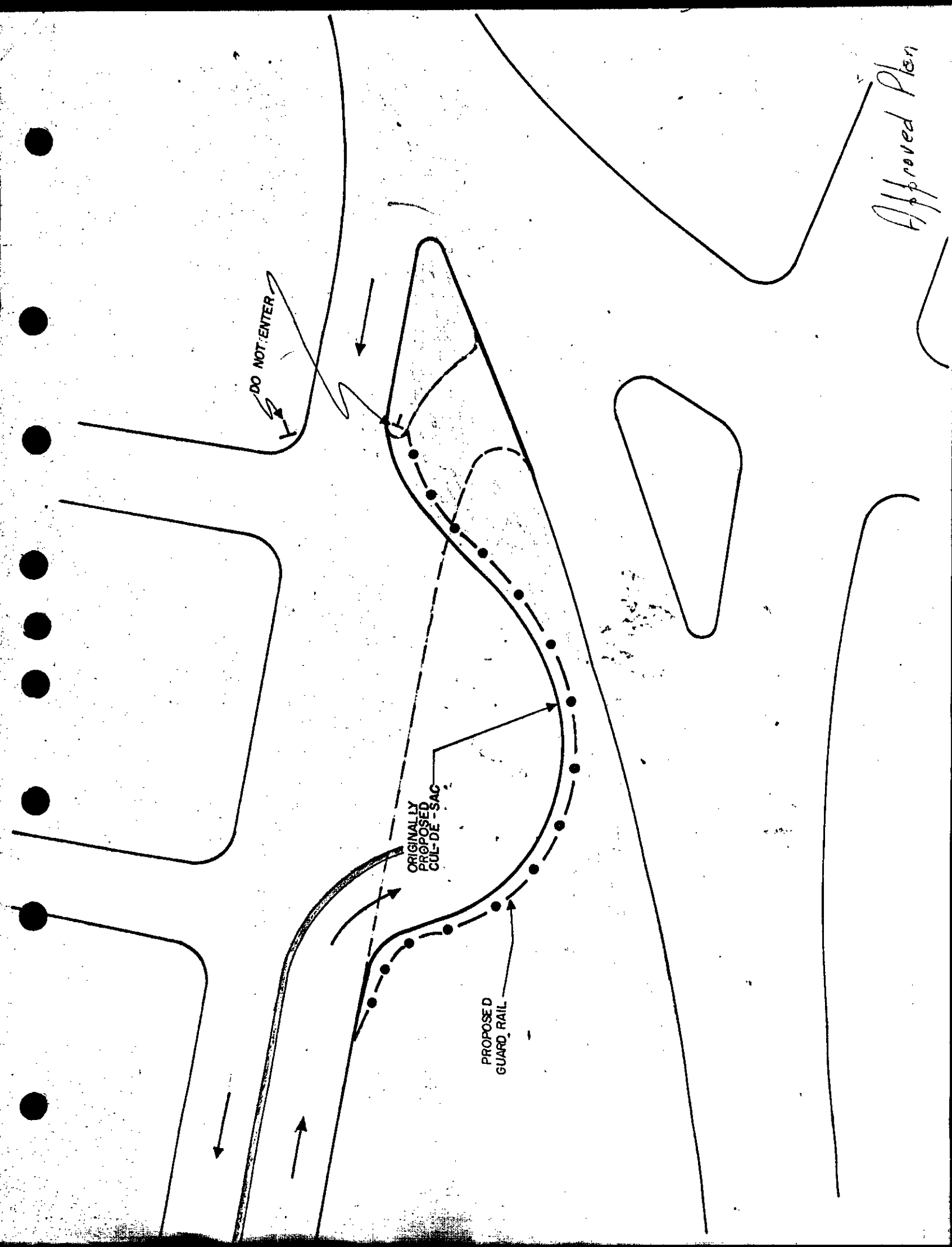
"Considering all factors involved, we must concur with the construction of a cul-de-sac affording no direct connection of Shoal Creek with the westbound off-ramp of W. 15th St. near Lamar Blvd."

Approved Plan

DO NOT ENTER

ORIGINALLY  
PROPOSED  
CUL-DE-SAC

PROPOSED  
GUARD RAIL



SCALED  
R = 197' ±  
CH = 100' ±  
H = 32.07' ±  
H = 110.03' ±

CH = 100' ±

DO NOT ENTER

KEEP RIGHT

STOP

YIELD

OHIO CREEK

14'

14'

24'

24'

24'

A

C

B

A

A

8'

15'

The City Manager displayed two plans, an alternate plan (the large map) and the revised plan (the small map) made since the hearing was held, and reviewed in detail the revised plan. The Director of Public Works went over both plans carefully, recommending the revised plan as the better one, and the one that would be more acceptable to those who were most concerned at the hearing. It was decided to contact MR. and MRS. GORDON, MR. BOB BRIGHT representing the I.B.M., and MR. MOSES KOURI. Later in the afternoon meeting, MR. and MRS. GORDON, MR. BRIGHT, and MR. ROBERT SNEED, representing MR. KOURI, discussed the 15th Street overpass at Shoal Creek Boulevard, the cul-de-sac plan, and the revised plan. Mrs. Gordon stated the turn around would turn into a parking lot for the football games, but it was stated "no parking" signs could be installed. Mrs. Gordon agreed the revised plan was better than the original. Councilman Janes stated if this plan did not work, it would not be a tremendously expensive item to change this particular part. Mrs. Gordon stated the intersection was dangerous now, and this plan was no more so than what they have now. The City Manager stated this partial cul-de-sac would accomplish an access into Shoalcreek Boulevard from the south, and allow adequate access for the north end of Shoal Creek. It was reported the contractor was on the job and was at this point now.

MR. BOB BRIGHT explained the operation of the I.B.M. stating it is for repair mainly, sales being a minor item. The general public would not be going to this location. The City Manager suggested going ahead on the revised plan; and if it did not work, at a later date if it appeared feasible, through traffic signals, it could be changed but the Administration was not in a position to recommend it at this time without any actual experience. Mayor Long thought traffic controls would be the safest. Councilman Janes stated if this were not a proper solution, it could be changed in the future. MR. BOB BRIGHT said they were very happy that the street would be left open and they would have a way to get in and out; and if it does not work that way, they would have another trial at it. Councilman Nichols stated there was no guarantee to that; but if it were put in, and did not work out, he would be one to vote for changing it. In discussion, Mrs. Gordon stated the new plan would be safer than what they have had.

MR. ROBERT SNEED, representing MR. MOSES KOURI, preferred that Mr. Kouri see the revised plan, but stated he believed Mr. Kouri would be happier with the original or alternate plan. MR. BRIGHT preferred to have it that way also, but would go along with the revised plan.

The City Manager stated it had been their feeling for the last several years, in studying this with the design engineers, Public Works and Traffic Engineer, the best solution would be to put in a cul-de-sac. Following the public hearing, they felt they should take another look at it, at the request of the property owners and of the City Council. This revised plan seems to be the best solution--to install the partial cul-de-sac and allow ingress from the south and using the northern outlet for ingress and egress. After construction is completed, and more experience is gained on the traffic pattern, it could be reviewed on the ground and see what the problems are then. The Public Works Director in answer to Councilman LaRue's inquiry, stated this problem was mentioned to the Highway Department, and Mr. Tom Wood's Office said they would not recommend the alternate plan.

The Police Chief, personally agreed with the Public Works Director, the Traffic Engineer, that the alternate plan would be a dangerous situation. The Public Works Director reported the Traffic Engineer was working and studying the signalization; and it was believed this would work out the situation. Councilman Nichols said he was not convinced that the partial cul-de-sac was the answer.

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Councilman LaRue preferred following the recommendation of the Director of Public Works, the Traffic Engineer, and said in addition, the Highway Engineer had looked at this, and was opposed to the alternate plan, and the Director of Public Works knew of no such situation where there was an exit ramp with traffic entering it at an angle, making a very dangerous situation. Councilman Janes agreed.

The City Attorney asked if it would be preferable to expand the cul-de-sac somewhat to the east and west. Mr. Gordon wanted it to be as large as possible. The Director of Public Works stated something could be worked out satisfactorily in this manner.

Mayor Long asked if Mr. and Mrs. Gordon felt that the street's being left open at both ends, with one way traffic going north; and with the turn around would be a much better plan than closing the street. Mr. Gordon stated that was the final decision made by people who were more knowledgeable than those living on the street.

Mayor Long inquired of Mr. Bright if this new plan with the turn around were satisfactory; and after the street is developed, if it were found that relief were necessary that they could come back and ask for a change; and if he thought his clients would accept this plan. Mr. Bright stated they would accept the plan, although they would prefer the more complex plan. If the experts say this revised plan is more desirable, they would go along with it.

Mr. Robert Sneed stated he would like to talk with Mr. Kouri before making any statement.

Councilman Janes moved that the Council accept the recommendation of the Traffic Engineer and Public Works Director. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Mayor Pro Tem Long, Councilmen Janes, LaRue, Nichols  
Noes: None  
Absent: Mayor Akin

Mayor Pro Tem Long made the following statement concerning her vote:

"I feel that the alternate plan (large map) is a better plan, and this is from my practical mind. I have no technical knowledge. I think the Traffic Engineers finally arrived at their technical knowledge just by practical appliance--application of what we have lived with; but if the City Administration wants to try this so we can get along, I will go ahead and try this, but I will be the first, if the property owners come back and say it is absolutely impossible, to certainly look at another plan."

Councilman Nichols made the following statement:

"I will vote 'aye' on these conditions, but I am not convinced, looking at traffic in other areas of Austin, that we have applied any expert theories to this or any other section of Austin, and that is my reason for thinking that common sense is the approach to the problem. I will vote on this as a matter of getting

it out of our hair, and as a matter of making it subject to seeing if it is going to work."

RIGHT OF WAY FOR 15TH STREET EXPRESSWAY THROUGH  
SCHOOL PROPERTY

The City Manager reported, in response to a question by one Council Member last week, that the City Attorney had been in contact with the Austin Independent School District regarding acquiring the necessary immediate right of way for 15th Street just north of House Park. He asked for formal approval today to consummate this purchase of right of way by the use of warrants, at \$35,887.50. Councilman LaRue moved to grant the authorization. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen LaRue, Nichols, Janes  
Noes: Mayor Pro Tem Long  
Absent: Mayor Akin

Mayor Pro Tem Long made the following statement:

"I have been opposed to this warrant business.  
It's a bad principle."

The City Manager explained the necessity of the warrant route, in that there was a funding problem for which they had to obligate the ability of the City through bond money for a bridge in the Urban Renewal Project in East Austin. That bond money had to be committed when the application for funds was filed for Glen Oaks, Boggy Creek Flood Control. This created the need for the warrant situation on 15th Street. The City Manager stated bond money was available for 15th Street; but because of the necessity of making a firm commitment to the Government for the bridge on Pleasant Valley Road, within the Urban Renewal Project, they had to commit that money. On that project the City receives two-thirds participation, which in the long run is more economical to the City. Councilman Janes inquired of the interest and time involved. The City Attorney responded the warrants would bear 3.5% for the life of the warrants which are scheduled so that they would all be paid in a little over three years, including the construction project for which a maximum of \$600,000 was voted, so that they would all be retired about November 1, 1970. These warrants are not callable. Local bankers bought the warrants. The City Manager stated it was agreed that the City pay the Schools for the right of way by August 1st.

. . . . .

MAYOR LONG noted today was a mile stone for her, as it was her 31st Wedding Anniversary, and today was her first experience to serve as Mayor of Austin. She expressed appreciation to her four male colleagues who had honored her with the opportunity.

STATUS OF ACQUISITION OF PROPERTY AT 19TH AND MANOR ROAD

Councilman Nichols asked if the transformer property or yard on 19th and Manor Road had been acquired as was voted on at the Parks and Recreation Department meeting. The City Attorney reported some of the principles were leaving, and they

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had tried to get the transaction set up with the Abstract and Title Company so that it could be closed in their absence, and he was not certain whether this had been closed or not, as he too was out of the City last week. In answer to Mayor Long's question, the City Attorney stated this property would be purchased out of revenue bonds.

#### BUILDING PERMIT AUTHORIZED AT SOUTHWEST CORNER OF SPEEDWAY AND 45TH

The City Attorney stated recently a building permit had been issued to MR. RONALD ZENT on the south side of 45th Street on Avenue A where there was a conflict between the traffic plan on 45th Street and the building of the apartment structure. Initially 20' would be needed to widen 45th Street, but it was not known when. MR. ZENT gave the City an option to acquire 20' and set his building back far enough so that it would not be affected by the widening at a future date. If it were necessary to exercise the option to purchase it would be at today's price rather than at future prices. A similar set of circumstances has now occurred east of that location on 45th Street and Speedway on the south side where another apartment building permit has been applied for. Twenty feet will be needed from that property, and the owner also is willing to grant an option to the City to buy and will set his building back. Councilman LaRue moved to authorize the Building Official to issue a Building Permit to MR. DONALD JACKSON at the intersection of East 45th Street and Speedway, southwest corner, on that basis. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilman Nichols, Mayor Pro Tem Long, Councilmen Janes, LaRue  
Noes: None  
Absent: Mayor Akin

Councilman Janes inquired about the time of the option and price. The City Attorney stated the term of the option was 15 years, and the price included in the option, would likely be based on the price at which the property was purchased recently.

#### REPORT ON STATUS OF POLLUTION TESTS

The City Manager gave a progress report on the pollution study, stating the tests had been sent to Cincinnati for evaluation, and he would report to the Council when this evaluation was returned.

The Council recessed until 2:00 P.M.

RECESSED MEETING

2:00 P.M.

The Council resumed its business at 2:00 P.M.

#### ONE HOUR PARKING INSTITUTED ON WEST ELIZABETH FROM CONGRESS TO THE ALLEY

Councilman Nichols reported on Congress and West Elizabeth, on the west side of the street, there is a parking problem generated by many things. There



is a "no parking zone" which is unenforceable. He stated the Chief of Police had suggested in the 100 block of West Elizabeth from north of Congress Avenue to the alley, that one hour parking be instituted, and that could be enforced. The Central Feed Store has no access to load into the store. Councilman Nichols moved that in the 100 block of West Elizabeth on the north curb from Congress Avenue to the alley, that one hour parking be instituted. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Pro Tem Long  
Noes: None  
Absent: Mayor Akin

#### REPORT ON ADDITIONAL AIR SERVICES

The City Attorney stated COUNCILMAN JANES and others had asked if there were any report on the progress on the application for air services in and out of Austin. He said they met with CONGRESSMAN PICKLE; visited with SENATOR YARBOROUGH'S Office, and with SENATOR TOWER'S Office in Washington, D.C. and obtained assurance of every cooperation that might be needed from all of those offices. They met informally with the Chairman of the Civil Aeronautics Board and were graciously received there. As a result of the various conferences with the Attorney, the Council had authorized, and with the Economics Expert, Mr. Bob Banks, a plan has been evolved for trying to obtain an early determination of a way of getting east-west service that would require the cooperation of the existing carriers; and the plan was to pursue this as rapidly as possible. If their assistance is obtainable, the time required to obtain additional service could be reduced by many months--perhaps years. If they are unsuccessful at that, the next thing would be to have a formal application for additional service which would be expensive and time consuming. MR. JOHN GRAY, Austin Chamber of Commerce, was present. They feel optimistic about getting an answer in the foreseeable future, but not too optimistic about the outcome of the air service improvement being necessarily short ranged, but they were optimistic about the improvements itself--added service.

Councilman LaRue stated air traffic coming out of Houston is about nine cents plus per mile versus five or six cents a mile on jet transportation between there and Dallas. The City Attorney stated local service had been certified for that service, but it had not yet initiated it.

#### REPORT ON "DEPENDABILITY OF SERVICE BILL"

The City Attorney stated the group in Washington is interested in a bill before Congress now that would extend Federal control over the City's electric services, and they are hopeful it would not be necessary in the future for the City to obtain approval of the F.P.C. to buy additional generating facilities, for example. As now drawn, the bill would have that effect. The Congressmen with whom he had conferred, felt the chances of excluding from operation the areas such as Austin's where there is an established pattern of good service and excellent experience in the South Texas Pool, that those areas could be excluded where there is strictly an intra state operation.

## REPORT ON CITY CODE

The City Attorney made a report on a visit to the MICHIE PUBLICATION COMPANY to review the manuscript for the new City Code. This company publishes the annotated statutes for eleven states and hundreds of city codes. The Code would be in two volumes, loose leaf for amendments. The second volume of the Code will be the technical volume including the Building Code, Subdivision Regulations, Zoning Ordinance, Fire Prevention Code, Minimum Housing Code, and Minimum Commercial Building Code. He anticipated it would be six more months before the final copies were out. The Charter will be the first part of this Code.

. . . . .

The City Manager reported that the Building Official had a case of misrepresentation by one or two individuals representing themselves as Building Inspectors, asking entrance into the homes, and walking around the house. They are not Building Inspectors, and the Building Official had asked the news media for publicity on this. The City Building Inspectors have identification.

. . . . .

MAYOR LONG stated MR. ROUNTREE was to be commended for bringing in a choice or a compromise on this cul de sac relating to the 15th Street Overpass and Shoalcreek Boulevard. There were three choices, and she said this was very commendable and she appreciated it.