

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 21, 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 FRANK W. LANGHAM, American Bible Society.

Councilman LaRue moved that T. O. DILLARD, Commander, Veterans of Foreign Wars, Post 8787, be heard. The motion was seconded by Councilman Long. Roll call showed a unanimous vote.

MR. DILLARD distributed copies of a resolution adopted by the Post, pertaining to ambulance services and the training of personnel for handling emergency cases. He filed a model ordinance and two statements regarding regulating training personnel of emergency ambulances. Mayor Palmer commended those furnishing ambulance services on their excellent performance; and expressed appreciation to those who have been furnishing ambulance services in pledging to continue until an established service would be applied for or established, and seeing that Austin is not left exposed. Copies of the Model Ordinance were to be furnished the members of the Council.

Councilman LaRue moved that MR. A. D. (Swede) PALMQUIST, JR. be heard. The motion was seconded by Councilman White, Roll call showed a unanimous vote.

MR. PALMQUIST filed a letter which MAYOR PALMER read before the Council as follows:

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"July 21, 1966

"Honorable Mayor and Members of the Austin City Council

"I, A. E. "Swede" Palmquist, would like to be recognized before this Council by expressing my feelings and concern about "Little Texas" amusement park. As the creator of "Little Texas", I would appreciate this letter being read before the City Council by our Honorable Mayor. It is my belief that "Little Texas" could be the greatest creation for the citizens of Austin and all of its business concerns. It has been treated as a political bouncing ball rather than a business transaction.

"As the creator of "Little Texas", the most difficult thing I have had to do has been to sit back and see our project reduced in size each Council meeting by some people that would rather destroy than create. I was astonished when I heard "Little Texas" would be put up for bid. This project was created and promoted by private individuals. Without my original idea, the "Little Texas" project would never have even come to light. An idea is an invention. Fortunately, our federal patent rights protect the inventor. Unfortunately the Austin City Council has not offered any protection for the "Little Texas" idea. Had this idea been one formed by a city official and promoted by the city with city funds, then there would be basis for placing it on a competitive bid system. This certainly has not been the case. Over two and a half years have passed since this idea came to being as a private creation.

"Since that time the "Little Texas" project has been presented to every possible service organization and civic club. Endorsements for "Little Texas" project on Town Lake have been secured from Austin Chamber of Commerce, Austin Junior Chamber of Commerce, Greater Austin Assn., Downtown Austin Assn., Shopping Center Assns., Restaurant Assn., Hotel Assn., Motel Assn., Hotel & Motel Assn., Service Station Assn., Pharmacist Assn., Parks and Recreation Board, Central Texas Chapter of the Texas Society of Architects, three of the four adjoining land owners and others. Others, include many more than the required 7,000 required petition signatures of Austin citizens for a referendum, the "Citizens for Little Texas Committee" and the rand and file average citizens from north, east, south, and west Austin. Voting by all endorsing organizations was about the same as the Austin Chamber of Commerce Board which was 30 to 1. The only negative vote ratio which the "Little Texas" proposal has received, has been here in the Council Chambers when a 3 - 2 vote against was recorded and when resolutions favorable to "Little Texas" died for lack of a second.

"As I understand the idea of competitive bidding, the matter of secrecy is involved. This is demonstrated as a fact in that sealed bids for the City's Pleasant Valley Amusement Center Site ("Little Texas") are required. It was requested by the Council that the proposed bids made by "Little Texas" group be published in the Austin American Statesman and following this request, the terms proposed by "Little Texas" group were duly published. We are now invited to bid against ourselves. As an electrical contractor, I would call this bid shopping, which is considered strictly unethical in the construction business.

"On June 14, 1966, Charles T. Thompson, Vice-President, in charge of Park Operations and Research for Great Southwest Corporation and General Manager of Six Flags Over Texas, our Consultant, said, "It would be very difficult for me to understand any reluctance on the part of the Austin officials to grant you a land lease on your proposed lease terms stated in your letter of June 9." Before the first favorable motion for the "Little Texas" project was passed, approximately seven months lapsed from the time that the "Little Texas" proposal was

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first presented to the City Council. During this period, three central Texas cities and one coastal city have expressed great interest in the project and have invited the "Little Texas" group to negotiate with their city management. Although many other land sites have been proposed by private individuals also, I envisioned my creation on Austin's Town Lake. A majority of the men I contacted as investors are Austin businessmen who want to enrich the Austin economy where their roots and mine are so very deep.

"I am thoroughly confused as a private citizen and I am not at all sure whether I will advise my co-investors to bid my project on the basis of the bid proposal which has been devised by the Austin City Council. The minimum bid proposals are actually nearly 1/3 higher than our second and best proposal of June 17, 1966, to the City Council. The amount of land has been reduced by approximately 1/3. The length of the lease has been reduced approximately 1/3. Now, we are asked to bid as a minimum our highest bid on a "miniaturized lease".

"This I know. "LITTLE TEXAS" WILL BE BUILT. I hope if it is God's will, it will be in my native Austin.

"Sincerely,
s/ A. E. Palmquist
A. E. Palmquist"

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXA-
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF
18.66 ACRES OF LAND, SAME BEING OUT OF AND A PART OF
THE JOHN APPELGAIT 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.
(Laurel Grove at Ianier, Sec. 1)

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Long, 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.

The City Manager submitted the following:

"July 18, 1966

"To the City Council
City of Austin, Texas

"Re: Completion and Acceptance of Work
Improving Portions of Certain Streets
in the City of Austin Being Assessment
Paving Contract Number 65-A-16.

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"The work of improving portions of the following named streets in the City of Austin, being Assessment Paving Contract Number 65-A-16, dated January 13, 1966 between the City of Austin and Ed H. Page, has been performed and completed by Ed H. Page in full compliance with the contract and the plans and specifications therein contained:

<u>"Street</u>	<u>From</u>	<u>To</u>
Broadview Street	A point 268' west of WPL Sheridan Avenue	WPL Sheridan Avenue
Clayton Lane	EPL Interregional Highway	WPL Cameron Road
Reinli Street	EGL Interregional Highway	WGL Cameron Road
Rosemont Street	A point 268' west of WPL Sheridan Avenue	WPL Sheridan Avenue
Sheridan Avenue	NPL Reinli Street	SPL Clayton Lane
East 2nd Street	EGL Comal Street	WGL Chicon Street

"I have inspected, approved, and accepted the work and improvements referred to, and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, plans, and specifications referred to above.

"Respectfully submitted,
s/ S. Reuben Rountree, Jr.
S. Reuben Rountree, Jr.
Director of Public Works"

Mayor Palmer introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING BROADVIEW STREET AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY ED PAGE; AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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 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:

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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 NORTHWEST HILLS, SECTION 8 and WINDSOR PARK HILLS, SECTION 8. No one appeared to be heard. Councilman Long moved that the hearing be closed. 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 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 18.21 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY AND THE T. J. CHAMBERS GRANT IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Northwest Hills, Section 8)

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

Ayes: Councilmen LaRue, Long, 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 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 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 9.10 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE S. Q. WHATLEY SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Windsor Park Hills, Section 8)

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion,

seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, 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 White, carried by the following vote:

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

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (1) BLOCKS 19, 20 AND EAST 50 FEET OF BLOCK 18, AND THE NORTH 10 FEET OF THE EAST 50 FEET OF BLOCK 17, FAIRVIEW PARK ADDITION, ADDITIONAL AREA: BLOCK 21, FAIRVIEW PARK, FROM "BB" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; (2) LOT 7, BLOCK 2 OF THE SILVERTON HEIGHTS, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; (3) THE WEST 93 FEET OF LOTS 17 AND 18; THE SOUTH 12.35 FEET OF THE WEST 93 FEET OF LOT 16 OF THE FRANK RAINEY SUBDIVISION OF OUTLOT 48, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (4) A 26,250 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1161-1191 INTERREGIONAL HIGHWAY, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (5) A 15,750 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS REAR OF 5337-5347 AIRPORT BOULEVARD AND THE REAR OF 5322-5402 HELEN STREET, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (6) A 27,180 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS THE REAR OF 1425-1501 OLTORF STREET AND THE REAR OF 2101-2119 SOUTH LAMAR, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; AND (7) A 40,092 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 2603-2609 SOUTH FIRST STREET, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOT 4 OF THE WENDLANDT'S SUBDIVISION OF OUTLOT 4, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN HEIGHT AND AREA AND CHANGING THE HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOT 17B OF THE RE-SUBDIVISION OF LOT 17, BLOCK D OF THE NORTH-TOWNE SECTION ONE, FROM FIRST HEIGHT AND AREA DISTRICT TO SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

*Councilman Long made the following statement concerning her vote:

"The reason I am voting 'no' on this is the 'B' Residence 2nd Height and Area is starting a new zoning in that area, and I felt it probably should be continued as 1st Height and Area."

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (A) A TRACT OF LAND LOCALLY KNOWN AS 1607-1611 SHOAL CREEK BOULEVARD, FROM "O" OFFICE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;

AND (B) A TRACT OF LAND LOCALLY KNOWN AS 1003-1007 WEST 17TH STREET, FROM "O" OFFICE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman 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 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.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 1, 2, 3, 4, 5 AND 6 AND THE SOUTH 10 FEET OF A VACATED ALLEY ABUTTING SAID LOTS 1-6, BLOCK 2 OF WALSH PLACE, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman 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 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.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS; LOTS 1A THROUGH 5A OF THE RE-SUBDIVISION OF LOTS 1-6, BLOCK 10 OF THE BELLVUE PARK FROM "BB" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

*Councilman Long made the following statement concerning her vote:

"This is stepping down from "BB" Residence 1st Height and Area to "B" Residence 2nd Height and Area and there have been attempted changes on this, and I am being consistent, so I vote 'no'."

Councilman Long moved that JUDGE BUCK SMITH be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

JUDGE SMITH invited the Council to be guests to the FIESTA at the Pan American Center, July 30th at 8:15 P.M.

The City Manager submitted the following:

"TABULATION OF BIDS - Sale of Houses - Bids Opened July 19, 1966

<u>"Improvements Only</u>	<u>H. W. Smith</u>	<u>Ralph B. Hudson</u>	<u>J. A. Boyd</u>
1500 West Avenue (To be demolished)	\$ 382.00	<u>\$ 401.55</u>	
2720 Webberville Road (To be demolished)			<u>\$ 51.30</u>

Amount underlined represents high bidder."

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 19, 1966, for the sale of two houses to be demolished; and,

WHEREAS, the bids of Ralph B. Hudson, in the sum of \$401.55 for house located at 1500 West Avenue, and of J. A. Boyd, in the sum of \$51.30 for house located at 2720 Webberville Road, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Director of Public Works 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 bids of Ralph B. Hudson, in the sum of \$401.55, and of J. A. Boyd, in the sum of \$51.30, be and the same are hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute contracts, on behalf of the City, with Ralph B. Hudson and J. A. Boyd.

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

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

Noes: None

After explanation by the Building Official, Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Robert Husmann, Architect, for a building permit together with

"Signed A. M. Eldridge"

The City Manager stated this building would be used by two of the rent-a-car services, each paying \$50.00 a month rent.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 19, 1966, for Car Wash Building at Municipal Airport; and,

WHEREAS, the bid of Gray & Becker, Inc., in the sum of \$6,616.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Supervising Engineer, Construction Engineering Division 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 Gray & Becker, Inc., in the sum of \$6,616.00, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Gray & Becker, Inc.

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

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

Noes: None

The City Manager discussed the Intensive Code Enforcement Program, which is operated by the City Building Official rather than by the Urban Renewal Agency. It is a plan by which a particular area is designated and the housing in the area is brought up to good standards, provisions being made for loans in the area at 3% interest rate, together with a \$1500 grant in some instances that does not have to be repaid. This particular area is east of Bouldin Creek and the Missouri Pacific Railroad extending over to South 3rd Street; bounded on the north by James Street; on the south by the Meadowbrook Housing Project generally and to the east to Live Oak. The plan provides for paving the streets, drainage, establishment of a small playground and upgrading the buildings. Most of the funds will be for street paving and utilities. Other funds will be for salaries of inspectors and for administrative work. The plan is to complete this project in about three years, and the total amount of the federal grant would be \$218,470. The City's share would be about half that amount over the three year period. In answer to Councilman LaRue's inquiry, it was stated the length of the loans was up to 40 years at 3% interest. Discussion was held on determining the requirements to bring the houses up to standard and on the Building Official's right of entry. After discussion, Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

A RESOLUTION REQUESTING CODE ENFORCEMENT
GRANT NO. 1 FOR THE CITY OF AUSTIN, TEXAS

WHEREAS, the City Council of the City of Austin, Texas, found that there existed within the corporate limits of said city, between James Street on the

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a site plan dated July 12, 1966 meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at San Antonio Street at West 24th Street more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, based upon the use of the premises for the purpose of erection of a multi-story apartment house the maximum number of parking spaces which will probably be used by employees and customers of such establishment, taking into account the loading facilities on the site, the public parking areas and street space available for parking in the vicinity, public safety, and free circulation of traffic both on and off the site, is three hundred and sixty-seven (367) parking spaces; Now, Therefore,

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

That three hundred & sixty-seven (367) spaces is an adequate number of parking spaces for the establishment shown on the site plan of Robert Husmann dated July 12, 1966, for use of the premises for the purpose of erection of a multi-story apartment house.

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

The City Manager submitted the following:

"July 20, 1966

"To: Mr. W. T. Williams, Jr., Subject: Tabulation of Bids for Car Wash
City Manager Building at Municipal Airport

"Bids were received for Car Wash Building at Municipal Airport on July 19, 1966 at 2:00 P.M. Tabulation of Bids is as follows:

<u>BIDDERS</u>	<u>BASE BID</u>	<u>TIME</u>
GRAY & BECKER, INC.	\$6,616.00	75 calendar days
W. D. ANDERSON COMPANY	\$7,480.00	75 calendar days
L-H BUILDERS	\$8,593.00	75 calendar days

"This building is approximately 25' x 40' and accommodates two stalls for car washing. It is a metal building with concrete slab - beam floor construction. Plumbing is included in the work to be done.

"Our estimate for this project was \$5,000; however, we have rechecked the original estimate and find that the metal building cost which we used was based on past experience with a larger building. Since this building is so small, we should have included a larger amount per square foot for the metal building portion of the work.

"We join with Col. Murphy in recommending that this contract be awarded to GRAY & BECKER, INC. for the lump sum of \$6,616.00.

"From: A. M. Eldridge, Supervising
Engineer
Construction Engineering Division

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north, West Liveoak Street on the south, South 3rd Street on the east and Bouldin Creek on the west, blighted conditions within that land area described and made findings required by statutes upon which to apply for a concentrated Code Enforcement Grant with respect to such area;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS;

WHEREAS Section 117 of the Housing Act of 1949, as amended, authorizes the Housing and Home Finance Administrator to make grants to municipalities and counties to assist them in carrying out programs of concentrated code enforcement in deteriorated or deteriorating areas in which such enforcement, together with certain public improvements to be provided by the locality, may be expected to arrest the decline of the area; and

WHEREAS it has been found and determined by this body that there exists in this locality certain deteriorated or deteriorating areas for which a program of concentrated code enforcement, combined with certain public improvements, may be expected to arrest the decline of the area; and

WHEREAS it is recognized that the grant of funds pursuant to Section 117 will impose certain obligations and responsibilities upon the City of Austin, among which is the obligation to assure that any persons who may be displaced as a result of the code enforcement and public improvements programs are relocated into decent, safe, and sanitary housing in accordance with the regulations of the Housing and Home Finance Agency; and

WHEREAS Title VI of the Civil Rights Act of 1964, and the regulations of the Housing and Home Finance Agency effectuating that Title, provide that no person shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination in the undertaking and carrying out of any program or activity receiving Federal financial assistance under Title I of the Housing Act of 1949, as amended:

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS:

1. That an application be filed with the Housing and Home Finance Agency on behalf of City of Austin for a code enforcement grant under Section 117 of the Housing Act of 1949, as amended, of (two-thirds) of the cost of undertaking and carrying out a code enforcement program, which cost is now estimated to be \$327,705.00, in an area or areas to be designated and specifically described in such application, and that the City Manager is hereby authorized and directed to execute and file such application, to provide such additional information and furnish such documents as may be required by the Housing and Home Finance Agency, to execute such contract or contracts as may be necessary for the grant applied for, to execute and file requisitions for funds, and to act as the authorized representative of the City of Austin in the accomplishment of the code enforcement program.

2. That during the period of the contract for the code enforcement grant the City of Austin will maintain a level of expenditures for code enforcement activities, exclusive of expenditures in any federally assisted code enforcement or Title I urban renewal project areas, that is not less than the average yearly expenditure for such activities throughout the locality for

the two full fiscal years immediately preceding the filing of the application.

3. That the locality has a program for and will provide in a timely manner all necessary public improvements for the code enforcement area.

4. That there exists in the locality an adequate amount of decent, safe, and sanitary housing which is available to persons displaced as a result of the code enforcement and related public improvements programs, at prices which are within their financial means and which are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families, and it is the sense of this body that such displacees, if any, will be relocated in accordance with applicable regulations of the Housing and Home Finance Agency.

5. That the United States of America and the Housing and Home Finance Administrator be, and they hereby are, assured of full compliance by the City of Austin with regulations of the Housing and Home Finance Agency effectuating Title VI of the Civil Rights Act of 1964.

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

Councilman Long brought up for discussion the relaxing of the policy requiring City employees to live within the City limits. Councilman Shanks recalled he recently had made a suggestion that City employees be permitted to live within the boundaries of the City's jurisdiction rather than within the City limits. Mayor Palmer said he had always felt strongly that whoever prepared the budget and determined the source of the funds would have the authority, which the Council does to say whether or not the employees live within the City limits or outside. This is the Council's judgement; and he felt the Council should continue to require the City employees other than those who must go out on service calls on the utility lines, to live within the City limits. In the case of the Police and Fire Departments where there could be emergencies, that personnel should be available and accessible within the City limits. He felt this policy should be continued of requiring the employees to live within the City. Councilman Long pointed out limitations that would be set out. Finally after considerable discussion, Councilman Long moved that the City Hall be used as a focal point, and that City employees be allowed the privilege or right to live no more than 20 miles from the City Hall by the nearest road. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mayor Palmer voting against the motion with the following statement:

"I am going to vote 'no' on this. I feel that all of our City employees are entitled the same fine services that are provided by the taxes we pay; and if they are going to work for the City, they would live within the city limits, so I vote 'no'."

Councilman Long brought up a matter concerning homeowners' doing electrical repairs on their home. As an example, if a person purchases a home after it was too late to file the homestead exemption certificate with the County Clerk he could not obtain a homeowners' permit to do wiring in his home, according to the ordinance. Councilman Long wanted to amend the ordinance to require those persons buying after the closing date of the County to file a sworn statement with the City in order to obtain a permit for them to do electrical or plumbing work in their own homes.

Councilman White also had been contacted about this same matter. The City Manager pointed out this requirement as contained in the Electric Code was suggested by the committee appointed to make a study of the Code, and was proposed by the Electric Board. He stated this could be worked out where only one homeowner's permit, based on an affidavit of homestead, would be issued in a year's time, and that this affidavit be required rather than the State Homestead Exemption Affidavit. MAYOR PALMER asked Councilman Long if she would like for the Electric Board to review this. She stated she would not. Discussion was held on making this amendment apply to plumbing work also.

Councilman Long moved that the City Manager be instructed to instruct the City Attorney to bring in an amendment to the Electric Ordinance (and/or Plumbing Ordinance if the provision is the same as that in the Electric Code) whereby a person can get a permit from the Electrical Inspection Division (and/or the Building Official) to do electrical work (or plumbing work) in his own home, and that he will be allowed to declare his homestead only once a year. The motion, seconded by Councilman LaRue, carried by the following vote:

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

COUNCILMAN LONG read a letter from MRS. M. C. FAUGHT, 5301 Waterbrook Drive, concerning the condition of Austin Metropolitan Park, and listing certain items that should be done. The Recreation Director reported they had worked up plans for additional restrooms, but there has not been enough funds. He was trying to work something out in the Capital Improvement Program for next year. It was his opinion it would be necessary to have an attendant on duty at all times. The fee that was charged for the Park goes into the patrol services; but not for other personnel. Councilman Long filed the letter with the Recreation Director. He stated they had been working on this park, and it looked as though additional men would have to be employed out there.

COUNCILMAN LONG read a letter from MRS. A. S. KEETNER expressing appreciation for rejecting a zoning change at 3205 Helms Street.

COUNCILMAN LONG inquired if there were any new information on whether or not the Central Expressway would go down San Antonio Street. The City Manager said the joint transportation study proposed a central expressway which would generally follow the route of Guadalupe in the north part of the city and possibly San Antonio Street from 29th Street south. The Mayor suggested that in planning such an expressway, that Lamar Boulevard be used as much as possible where there is right of way already; as it might be possible to save the City many many thousands of dollars by using Lamar Boulevard. Councilman Long asked if 1205 would be affected. The City Manager stated 1205 was on the east side

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of the street and might not be affected. Councilman Shanks stated this proposed plan is still a proposal; nothing has been definite or adopted. The City Manager stated it was not even a proposal--it was a study. Councilman Shanks noted an estimate for this expressway, and that was \$180,000,000. MAYOR PALMER said every city must concern itself with its mass transportation or urban transportation problems. Austin has gone in already, in many cases, to do something about its transportation. He said the Council would take a careful look at this study and discuss the merits. The City Manager pointed out some features of the study which the Council would have to either accept or reject. The street widths, design or the roadways, standards, etc., that are proposed in this study differ from the standards adopted as a part of the Master Plan; so since there is some conflict, sometime in the near future he would bring this in so the Council could resolve whether it wanted to adopt the new standards as a part of the Master Plan or reject them and continue with those already approved. MAYOR PALMER stated right now the one thoroughfare that had priority was the Missouri Pacific Boulevard.

Councilman Long submitted another item referring to the Water Development Board's series of hearings on the Colorado Water Basin, the first one to be here on July 27th. She filed with the Council, City Manager, and Water and Sewer Director a copy of a resume prepared by Mr. Stuart Long of how this long term plan will affect Austin. She also filed a copy of the Colorado Basin Plan with the Mayor. Councilman LaRue stated he attended a meeting of the Highland Lake Committee at the L.C.R.A. and they are quite concerned, and this is very important. Councilman Long stated Austin should go along with this plan, and that the Council should enter into no disagreement with this plan. Councilman LaRue discussed the water matter as pertaining to proposed transfers. The City Manager reported scheduled hearings at which MR. ULLRICH and MR. SCHMIDT would attend. MAYOR PALMER stated the Council would study the Colorado Water Basin Plan which Councilman Long filed with him, and also the resume by Mr. Long.

MAYOR PALMER submitted for consideration a request that the enforcement time on the parking meters on Congress Avenue be changed to "9:00 A.M. to 5:00 P.M.". Most of the stores used to open at 8:00 A.M. and closed at 6:00 P.M. He asked, if after study of the whole matter, if it would involve a lot of details, or could the time be changed from 8:00 A.M. to 6:00 P.M. to the present opening hours. The Down Town Merchants would like the "9:00 A.M. to 5:00 P.M." hours. Councilman LaRue noted this would help in the loading and unloading between 8:00 A.M. and 9:00 A.M. The Mayor asked the Council to give this request some thought, and the merchants could be invited up next week.

MAYOR PALMER read a letter from the Mental Health and Mental Retardation Committee as follows:

"June 10, 1966

"Mayor Lester Palmer and
The Austin City Council
Austin, Texas

"Gentlemen:

"In line with the request made to the Austin City Council by Mr. Ed

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Bridges and Mrs. Chester Snyder when the Council appropriated \$2,000 for the needs of the Board of Trustees of the Mental Health-Mental Retardation Center of Austin and Travis County, we are now asking that the City Council make provision in its next budget to insure the continued operation of this activity.

"The County has also been generous to us this summer, furnishing during the summer office space and furniture and some clerical help. However, this is really not adequate even for our present operations and these will doubtless expand. We have so far had no definite word from the School Board.

"We are enclosing a copy of our budget for this coming year, starting 9/1/66. This shows that we have total needs slightly in excess of \$12,000.00 (this is purely administrative and planning; not a service budget). This some \$12,000 is exclusive of what the University and the State are expected to contribute in this regard. The needed some \$12,000 can be partly in money and partly in kind, but I would think we will need at least half of it in money. We are, or will shortly, make similar requests to the School Boards and the County; and we would like the City to contribute whatever it feels it can and should to meet our needed some \$12,000 as shown by the enclosed budget, remembering that this is what we need in all, even if we are not completely successful in our other requests.

"We think our budget is conservatively drawn, being limited to administration and planning and allowing only for the smallest and most clear and obvious expansion over our present inadequate facilities.

"We anticipate some difficulty in maintaining things until 9/1/66, but we are confident that we can work this out, by further contributions if necessary.

"We are very appreciative of your past consideration and hope that you will find it possible to continue this support for the next year.

"Sincerely,
s/ Mrs. Chester Snyder
by William L. Garwood
Mrs. Chester Snyder
President"

Councilman Shanks pointed out the \$12,000 would be from all local agencies. The City Manager stated only \$4,000 was included in the proposed budget. Councilman Long expressed doubt that the City should enter into this particular field, as the Health Department handles part of this, and more and more of these agencies are going to require the City to make contributions. Councilman LaRue suggested that the Council look into this.

The Mayor read a communication from the Chief of Protocol, James W. Symington, Department of State, announcing His Excellency, Linden Forbes Sampson Burnham, Prime Minister, Guyana, will visit the United States as a guest of this government. The party will arrive at Bergstrom Air Force Base, July 29th at 6:20 P.M. and reside at the Commodore Perry Hotel. The United Political Organization of Texas will have a reception and dinner in honor of the Prime Minister. Departure will be July 30, 10:35 A.M. at Bergstrom. The Department of State requested appropriate police protection. Councilman LaRue

moved that the City Manager be instructed to authorize the Police Chief to provide whatever might be necessary to adequately provide this protection. 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 petition from a group of merchants, in the 2600 block of Guadalupe, requesting one-hour parking meters on the west side of Guadalupe between 26th and 27th Streets. Councilman Shanks moved that the Traffic Department make a diligent study of the request. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor read a letter from Capital Cable Company concerning service to the Governor's Mansion. The City Manager made a report, stating there was a temporary overhead line anchored on the sign that belongs to the Westgate people. The line comes on to serve the Governor's Mansion. The sign belonging to the Westgate Company is coming down, and there will be no place to anchor a line at that point. The electric system in that area is underground, and all lines and cable in that area should be underground. The Assistant City Manager reported that the application for overhead service was made in 1946, but the Electric Department told the Cable Company it was a temporary installation and that the City was going underground in its service, and the Company would be required also to go underground in accordance with their contract. The Company was notified again on October 29, 1965, for them to make arrangements. The Mayor referred the letter to the City Manager to see if anything could be worked out.

The Mayor read a letter from the TEXAS RESTAURANT ASSOCIATION expressing appreciation for the City's assistance in making the 1966 convention one of the greatest in TRA'S history. MR. F. W. VICKERS and the capable Auditorium Staff were commended for the part they played, and Mr. Price stated they were "tops" and deserved a big "thank you for a job well done". All exhibitors complimented the facilities, and expressed appreciation for the welcome of the 10,000 delegates. Councilman LaRue moved that this letter be made a matter of record and a copy be sent to MR. F. W. VICKERS. The motion, seconded by Councilman Shanks, carried by the following vote:

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

The letter is as follows:

"July 15, 1966

"Mr. Francis Vickers
Austin Municipal Auditorium
P. O. Box 1160
Austin, Texas

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"Dear Francis:

"Now that we have settled down a little in trying to wrap up all the loose ends on our 1966 Convention, we would like to take this opportunity to express to you and to your very capable staff our appreciation for a job well done.

"Our records indicate that 10,102 clicked through the turn stiles at our Convention this year . . . and this was one of the greatest conventions in TRA's history.

"To you and your staff . . . a great BIG thank you! Without your help this would not have been possible.

"We of the Texas Restaurant Association look forward -- sometime in the future-- to returning to Austin for another great convention.

"Kindest personal regards.

"Sincerely

W. H. "Buckshot" Price

Assistant Executive Vice-President"

MAYOR PALMER read a letter from the Mayor of Pflugerville stating the Missouri Kansas Railroad had filed with the Interstate Commerce Commission an application for permission to abandon and dismantle its rail lines from Georgetown to Austin. Pflugerville is desirous of preventing the destruction of these rail facilities in the hopes that limited rail service will be retained, and eventually regular services resumed. The letter stated if Austin should desire to oppose the application or ask for additional time to consider the effect of such abandonment upon the City, immediate action should be taken to prevent the matter from going by default. Councilman LaRue suggested that the Chamber of Commerce make a comment on this. The City Manager said the City was not affected in train service, but it was not good for railroads to be torn up particularly during a time of emergency. Councilman LaRue moved that this matter be referred to the Chamber of Commerce Industrial Committee. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Noes: None

The Mayor read an announcement from Consulting Engineers Council of Texas, Inc., of the opening of its State Headquarters in the International Life Building.

Mayor Palmer announced that MRS. NELLE McCONNELL'S mother died in Lockhart on Wednesday night.

Councilman Long read a letter from MR. JOHN F. FLEURY, 1400 Beckett, expressing a grievance about the ordinance permitting pigeon raising in Austin, and pointing out the inconveniences and the nuisances of having the filth, odors, mice, rats and snakes which are attracted to pigeons, all next door to

him. The whole affair has devalued his property. He had been before the Council, but was calling this to the Council's attention again.

Councilman LaRue moved that the Council recess until 2:30 P.M. The motion, seconded by Councilman Long, carried by the following vote:

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

RECESSED MEETING

2:30 P.M.

At 2:30 P.M. the Council resumed its business.

The Mayor opened the hearing on a change of the Master Plan from Industrial to Residential on 350 acres on Ben White Boulevard and Montopolis Drive. The Planning Director reviewed the plan with a small subdivision proposal in the area, with other subsequent short form subdivisions. He identified the 350 acres south of Ben White Boulevard and Montopolis Drive through which ran the Missouri Pacific Railroad line. MR. EVERETT BOHLS made the original request for residential development, proposing in this particular instance 14 apartments on a 1.4 acre tract. The 350 acres are owned by about 35 property owners, many owning small acreage, and some owning large tracts. The Planning Commission felt the area could be redesignated to residential; and if there were industrial uses, the Planning Commission could use the "Planned Development Area" route. Councilman White inquired as to the property owners' attitude in this change. The Planning Director stated those owning land with houses indicated they favored the residential designation. The local agent of the Missouri Pacific Railroad had been contacted, and they object to the redesignating of the area. In answer to Mayor Palmer's question about the topography of the land, the Planning Director stated it was level, and the presence of the railroad track as a spur would make the area adaptable for industrial. MR. HUB BECHTOL, representing MR. S. C. THOMAS, owner of 83 acres in the area, said Mr. Thomas was not objecting to the redesignation of residential classification for this area; however, his property has been on the market for about a month, and they have some industrial prospects. Mr. Bechtol said there are not over 1,000 acres available around the periphery of Austin as suitable as this site is for industrial, where there is a major highway in front and a railroad in the back, and with this amount of depth. This is an ideal industrial site. Mr. Thomas originally filed the subdivision for residential use; yet he wants to sell his land for the highest and best use. He would object to taking it back to residential, unless there was some assurance that his frontage would be available for commercial use. If he had a purchaser for the whole 83 acre tract for residential, Mr. Thomas would want to sell it as residential. Councilman Long suggested leaving the land intact and see how it developed. Mr. Bechtol stated Mr. Thomas sold this land in question to MR. BEAVER, knowing he was going to use it for residential, and Mr. Thomas is not objecting to Mr. Beaver's application, but he preferred to leave the rest of his property as it is. The Planning Director stated the "Planned Development Area" could also be used in line with residential development in the industrial portion, if it were on the planned development basis. Councilman Shanks moved that the Master Plan be

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left intact on this area. 350⁺ acres south of Ben White Boulevard, north of Burleson Road and on both sides of Montopolis Drive left classified as industrial. The motion, seconded by Councilman White, carried by the following vote:

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

MAYOR PALMER stated the Pest Control Ordinance provided for an appeals committee. Councilman White, at the request of the Mayor, had met with some of the operators who would be willing to serve on the committee. The Council went into Executive Session to discuss appointments of this Appeal Board.

The Council came back into open meeting. The City Manager stated the Historical Committee had requested permission to install a marker at the front Court Yard of the Terminal Building. The plaque does not attempt to mark or commemorate the site at all, but it would have on it some Texas historical data regarding the State Military Board. It is not related to any site, but the committee chose this location because of the number of people that would see the plaque if located there. Mayor Palmer suggested since the City Hall is located on the site of the former State Capitol, that the marker be erected on this site. Councilman Long suggested the marker be located on State property. The City Manager reported another inquiry had been made regarding the Wilbarger granite memorial marker on Old Manor Road asking that since that road is closed to traffic that the marker be moved to the front of the airport. This memorial marked a specific site. Councilman White moved that it be suggested that the historical marker be placed at the site of the first Capitol, which is the City Hall site, and that the committee check with the City Manager to find the specific location. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: None
Not in Council Room when roll was called: Councilman Long

Councilman Shanks moved to leave the WILBARGER MARKER in its original location. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman LaRue moved that the request of WATER DISTRICT NO. 13 to transfer to them \$16,000 to be used for the payment of bonds be approved. The motion, seconded by Councilman White, carried by the following vote:

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

The City Manager submitted the request of MR. RAY CORTEZ, San Jose Church, for a Sunday Dance at the Coliseum on August 14th. Councilman LaRue moved that the request be approved. The motion, seconded by Councilman Long, carried by

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the following vote:

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

The City Manager reported the Electric Department would like to take bids on equipment for Decker Unit No. 1 to be opened in the Council Room as follows:

10:00 A.M. - August 25, 1966 - Contract X-128 - Remote Burner Control
Contract X-126 - Power Transformer

10:00 A.M. - September 15,
1966 - Contract X-125 - Auxiliary Switchgear
Contract X-127 - Isolated Phase Bus
Contract X-130 - 138 KV Switchyard
Contract X-116 - Sluice Gates
Contract X-133 - Utility Pumps

Councilman Long moved that the following Health Ordinances be set for public hearing at 11:00 A.M., August 4, 1966:

- a. The Meat Ordinance
- b. The Swill Haulers Ordinance

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

The City Attorney stated the Health Department had a list of those interested and would notify them of the hearing.

Councilman White 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 a North-South thoroughfare known as Shoal Creek Boulevard and an East-West thoroughfare known as Foster Lane, to provide for the free and safe flow of traffic on such streets within the City of Austin; and,

WHEREAS, the City Council of the City of Austin has found that public necessity requires a drainageway across the hereinafter described tract of land in order to provide for the safe and proper drainage of the public streets within this area in 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 streets, and a drainageway

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across the hereinafter described tract of land to provide for the drainage of public streets and roadways; and,

WHEREAS, the City of Austin has negotiated with the owner of said land and has been unable to agree with such owner as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owner and lienholders, a suit in eminent domain to acquire fee simple title for said purposes to the following described tract of land, to-wit:

Being 0.182 acres of land out of an original tract of 442 acres of record in Volume 232, Page 98, of the Travis County Deed Records and being owned by the W. N. McElroy Estate and being a part of the George W. Davis Survey No. 15 in Travis County, Texas, and being described as follows:

BEGINNING at an iron stake located on the north right-of-way line of Foster Lane or Anderson Lane and being located North 62° 22' West a distance of 661.21 feet from the easternmost corner of a 2.17 acre tract conveyed to Travis County by deed of record in Volume 2346, Page 365 of said Deed Records;

THENCE, with the existing north line of the 2.17 acre tract and the north line of said Foster Lane or Anderson Lane, North 73° 50' West for 226.00 feet and North 64° 01' West for 34.00 feet to corner;

THENCE, North 03° 56' East for 65.40 feet to iron stake located in the westernmost corner of a 51.76 acre tract owned by Austin Northwest Development Co. of record in Volume 2895, Page 587, of the said Deed Records;

THENCE, with the southwest line of the 51.76 acre tract and the north-east line of the 442 acre tract, South 56° 50' East for 145.06 feet and South 62° 22' East for 137.38 feet to the place of beginning and containing 0.182 acres of land, more or less.

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

The City Manager reported receipt of nine letters from Funeral Directors stating they are going out of the emergency ambulance business as of August 31st. Hyltin-Manor says they are going out of the ambulance business; the others say "emergency ambulance business". He stated there was a group of three persons who had indicated they would be interested in going into the emergency services in the Austin area. They state their interest would be to make money; and if they lose money because of lack of collections, etc., something would need to be done to subsidize the service. The City of San Antonio paid \$35,000 to get a company to engage in the business. It was suggested here that if they could be assured of collecting their accounts, they could get by all right. It was suggested as an alternative that the City pay a lump sum to

subsidize the business for those calls on which they are not paid. Mayor Palmer stated this was county responsibility as they will be going out of the corporate limits of the city. Councilman LaRue noted Mr. Villasenor had indicated he was going to stay in the emergency ambulance business. The City Manager gave a resume of arrangements in other cities. Mayor Palmer asked that copies of the ordinances or contracts from other cities be furnished the Council Members and also a copy of the model ordinance that was filed at the morning meeting.

Mayor Palmer brought up the following zoning application deferred from last week:

MARY HARRISON &	1811-1815 Chestnut Avenue	From "B" Residence
E. F. ROOS	2301-2305 East 19th Street	To "LR" Local Retail
		NOT Recommended by the Planning Commission

The Planning Director stated the Master Plan showed the proposed widening of Chestnut Avenue and East 19th Street to be 90'. The development in this area will be intensive. In this particular case the 30' will have to come off the applicant's property both on Chestnut Street and East 19th Street. The Planning Director stated he would suggest that the applicant postpone the zoning until all angles in this area were resolved. Finally after discussion, Councilman Long moved that the zoning be granted with a set back on Chestnut and on East 19th Street of 30' each. 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 change had been granted to "LR" Local Retail and the City Attorney was instructed to draw the necessary ordinance to cover, the zoning being granted with a set back on Chestnut and on East 19th Street of 30' each.

The City Manager called the Council's attention to the filing of some data on evaluation of pumps. The Director of Water and Sewer Utilities is planning on taking bids on some pumps, and proposes this evaluation formula. Mr. Schmidt stated the efficiency of the equipment is what the City is trying to buy, and this is typical of what most cities do when they buy large pumps. Mayor Palmer stated evaluating bids is customary in the industry. The Director of Water and Sewer Utilities said the ingredients of the formula are basically the same throughout the industry, and most of the manufacturers prefer the evaluation. Councilman Shanks stated every manufacturer that is going to bid knows exactly what is expected.

Councilman LaRue inquired about the enclosure concerning financing, and hazards to tax exempt status of city bonds. The City Manager stated it was suggested that this statement of Secretary Fowler be sent to the Council Members for information. The City Manager stated the concern of the cities is these inroads to the tax exempt status bonds.

The City Attorney stated sometime ago the Council authorized an agreement with the Telephone Company to have their coaxial cable relocated around the Decker Creek area; and as a matter of formality, it is necessary to grant an easement. Councilman LaRue moved that the City Manager be authorized to execute an easement for the Telephone Company at the location where their line will be. The motion, seconded by Councilman White, carried by the following vote:

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

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

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

The Council adjourned at 4:45 P.M. subject to the call of the Mayor.

APPROVED

Leota E. Palmer
Mayor

ATTEST:

Evelyn Woodley
City Clerk