

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

October 19, 1961
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen Armstrong, Shanks, White, Mayor Palmer
Absent: Councilman Perry

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

The Council by rising vote adopted a Resolution commemorating MR. E. R. L. WROE, and authorizing a page to be set apart in the Official Minutes, and that expression of appreciation of the people of Austin for the life and work of MR. WROE be sent to the family of this distinguished citizen. After a moment of silent prayer, REV. JOHN YEAMAN, Trinity Methodist Church brought the invocation.

The Mayor announced that bids for structural steel, air compressor, maintenance building, and combustion controls for the Holly Street Power Station would be opened, and asked if there were any questions. He read a letter from the Chief Power Engineer, Brown & Root, Inc., as follows:

"October 19, 1961

"Mr. W. T. Williams, Jr.
City Manager
City of Austin
P. O. Box 1160
Austin 64, Texas

"Structural Steel, Contract No. 71
Holly Street Power Station, Unit No. 2,
Our Job E-722

"Dear Mr. Williams:

"Minor alterations and additions will be required on the structural steel drawings. These revisions will total about twenty (20) tons and, as they are not reflected on the Contract No. 71 bid drawings, it is my recommendation that evaluation of the bids include the above tonnage of steel, figured at the unit price per pound for fabricated structural steel as set forth in Item IIa of the Proposal.

"Very truly yours,
BROWN & ROOT, INC.
D. N. Higgins Chief Power Engineer"

The Mayor asked if this were agreeable with the bidders, and all bidders agreed that it was.

Bids on structural Steel, Contract No. 71, were opened and read. Tabulation of bids, as follows:

CONTRACT 71
STRUCTURAL STEEL
HOLLY STREET POWER STATION UNIT NO. 2

BIDDER	BID BOND	ITEM I ALL STRUCT. STEEL	ITEM IIA UNIT PRICE STRUCTURAL	ITEM IIB UNIT PRICE HANDRAIL	ITEM IIC UNIT PRICE GRATING	ESCALATION	DRAW- INGS	DELIVERY
AUSTIN BROS STEEL COMPANY	\$50,000	\$232,792	\$ 12.75/c	\$3.25	\$1.37	Firm	56	112
AMERICAN BRIDGE DIV. U.S. STEEL	\$50,000	\$234,540	\$ 12.22	\$5.10	\$1.32	Firm	60	120
BETHLEEM STEEL COMPANY	\$50,000	\$242,000	\$ 15.6¢/#	\$6.48	\$1.35	Firm	90	150
CAPITOL STEEL & IRON CO.	\$50,000	\$233,743	\$ 0.1324/#	\$3.55	\$1.46	Firm	120	210
GENERAL STEEL COMPANY	\$50,000	\$230,599	\$ 0.1352/#	\$3.10	\$1.36	10%	120	210
MOSHER STEEL COMPANY	\$50,000	\$219,956	\$ 0.13/#	\$3.94	\$1.47	Firm	60	105
TIPS IRON & STEEL CO.	\$50,000	\$233,881	\$ 0.125/#	\$4.30	\$1.85	2%	120	325

MR. HIGGINS, Brown & Root, noted it had been recommended previously to take the steel out of the boiler contract, and these bids include not only the steel for the boiler, but hand-rails, platforms, and walkway; and the entire building steel has been bid less than the price set up for the boiler steel. The Mayor stated much of the credit is in the engineering, and he thanked Mr. Higgins. The bids were referred to the Consulting Engineer for evaluation. Later in the meeting, the Council received a recommendation from MR. D. N. HIGGINS, JR., Brown & Root, Inc., as follows:

"October 19, 1961

"Mr. W. T. Williams, Jr.
City Manager
City of Austin
P. O. Box 1160
Austin 64, Texas

"Dear Mr. Williams:

"Brown & Root, Inc., have examined the bids opened by you at 10:00 A.M., October 19, 1961, in open council meeting, on Contract No. 71, Structural Steel, for Unit No. 2 of the Holly Street Power Station.

"Bids were submitted by Austin Brothers Steel Co., Houston, Texas; American Bridge Division of U. S. Steel Corp, Houston, Texas; Bethlehem Steel Corp., Houston, Texas; Capitol Iron and Steel, Houston, Texas; General Steel Co., Fort Worth, Texas; Mosher Steel Co., Houston, Texas; and Tips Iron and Steel Co., Austin, Texas. All of the above bids meet the specifications.

"On the basis of the best and lowest price and satisfactory delivery, it is recommended that Mosher Steel Co. be awarded the contract for the structural steel for the firm sum of \$219,956.00.

"Very truly yours,
BROWN & ROOT, INC.
s/ D. N. Higgins, Jr.
D. N. Higgins, Jr.
APPROVED:
s/ D. C. Kinney
D. C. Kinney, Dir. Elec. Utly."

The Director of Electric Utility, and the City Manager also recommended this award, the City Manager noting with the bids now received and an estimated cost for the erection of the building and installation of the equipment, the figure per kilowatt is considerably lower than the last unit. Councilman Shanks moved that the contract be awarded to MOSHER STEEL COMPANY for structural steel for the Holly Street Power Station, Unit No. 2, (Contract No. 71) at the firm price of \$219,956.00. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

Bids were opened and read on the Maintenance building at the Holly Street Power Station, Contract 87, as follows:

CONTRACT 87
MAINTENANCE BUILDING
HOLLY STREET POWER STATION UNIT NO. 2

BIDDER	BID BOND	ITEM I PRE FAB BUILDING	ESCALATION	DRAWINGS	DELIVERY
AMERICAN STEEL BUILDING CO.	\$10,000	\$36,347.00	3%	7	7
DELTA STEEL BUILDING CO.	\$10,000	\$41,139.00	Firm	30	60
V. B. LIKINS & ASSOC., INC.	\$10,000	\$50,656.44	5%	30	30
METTALIC BUILDING COMPANY	\$10,000	\$38,800.00	Firm	10	30-45
STEEL PRODUCTS SALES OF TEXAS	-	\$44,539.00	3%	30	30

The bids were referred to the Consulting Engineer, MR. D. N. HIGGINS, JR., Brown & Root, Inc., who stated he would want to take these bids to Houston and check them item by item, and he would report back with his recommendation on November 2nd.

Bids were opened and read on Combustion Controls, Contract 78, as follows:

CONTRACT 78
COMBUSTION CONTROLS
HOLLY STREET POWER STATION UNIT NO. 2

BIDDER	BAILEY METER COMPANY	HAGAN CHEM. & CONST. INC.	REPUBLIC FLOW METER CO.
BID BOND	\$40,000	\$40,000	\$40,000
ITEM I PNEUMATIC CONTROLS	\$101,481	\$100,088	\$97,263
ITEM IA SPARE PARTS	\$1,310.00	\$3,700.00	\$883.05
ITEM II ELECTRONIC	\$129,328	\$110,599	\$108,022
ITEM IIA SPARE PARTS	\$5,000	\$3,000	\$2,230
ESCALATION	Firm Jan. 1963	Firm	10% Firm for del. 3/1/63
CONTRACT DWGS.	120-140	42	80
DELIVERY	300	As Reqd.	230

The bids were referred to the Consulting Engineer, MR. D. N. HIGGINS, JR., Brown & Root, Inc., for evaluation.

Bids were opened and read on Air Compressor, Contract 88, as follows:

BIDDER	BID BOND	ITEM I INSTRUMENT AIR COMP.	ITEM II DEDUCT FOR MOTOR	ITEM III SPARE PARTS	ESCALA- TION	DRAW- INGS	DELIVERY
GARDNER-DENVER COMPANY	\$2,000	\$3,870.41	\$314.16	\$115.52	Firm	21	Dec. 1962
INGERSOLL-RAND COMPANY	\$2,000	\$4,046.25	\$312.00	\$376.65	Firm	14	60
CENTRAL TEX. EQUIP. CO.	\$2,000	\$2,981.00	\$329.00	\$234.30	-	30	60
A. M. LOCKETT & COMPANY	\$2,000	\$4,091.00	\$312.00	\$400.00	Firm	10	60

The bids were referred to the Consulting Engineer, MR. D. N. HIGGINS, JR., Brown & Root, Inc., for evaluation.

MR. HIGGINS stated on the combustion controls, it would be necessary to take the bids back to Houston and study them, and report back on November 2nd. He said he would delay consideration of the air compressor bids until such time as they had made decision on the combustion controls, and he would have a report on this on November 2nd.

The City Manager read letters from ALAMO IRON WORKS, and AIR PREHEATER CORPORATION asking to be excused from bidding at this time, but asking to be kept on the list in the future.

The City Manager noted bids would be received by the Council on November 2nd for the following items for the Holly Street Power Station:

1. Low voltage distribution apparatus
2. Pressure piping

The Mayor stated the cost per Kilowatt for the present unit was a record in itself, as the national average per kilowatt was \$122, and the cost chargeable to the No. 1 Unit is \$82.12, and he believed the cost for the Unit 2 would be still less.

The Council greeted and welcomed MRS. D. N. HIGGINS, JR.

MR. JACK SUCKE, invited the Council to the Auditorium, to sit on the platform to hear GENERAL ALBERT C. WEDEMEYER, Monday, October 23rd, at 8:00 P.M. Mr. Sucke, aside from his invitation, asked that an American Flag be furnished for the Auditorium permanently.

MR. FRANK MONTGOMERY came before the Council stating on October 18th there was filed with the County Clerk's Office an application for a ten million dollar realty trust group in Austin, listed as the First Southwest Realty Trust Company. He said one of the managers of this group was the former manager of the Urban Renewal Division. Mayor Palmer said the Council would have to have all the facts but he wanted to point out just because a person was an employee of the city would not disenfranchise him from having certain other investments unless there was some connection or tie-in with the City. The City Attorney explained the provisions of the law covering this, stating that no person having any direct or indirect connection with any decision to be made under Urban Renewal or have any interest in any holding or management of any property; and if the purpose of this group were to manage property other than that connected directly or indirectly with any city project, it would be a private matter.

MR. CALVIN R. RAUP, JR., 1802 Corona Drive, made a complaint about the manner in which his electric bill was handled, stating it took him from September 13th to October 18th to get an answer from the Water and Light Department; and even then his problem was not answered. He stated in July he was home 30 days, and the total water and light bill was \$37.00; but in August he was gone for 10 days; and during the period of time when the meter was read, the power was cut off except the ice box and air conditioning, and his electric bill was \$36.01. He reported he finally went to MR. JIM WILSON, Assistant City Manager, and he complimented Mr. Wilson highly in his efforts to help him understand the billing. The Mayor pointed out some possible causes for the bills' being approximately the same in that there could have been an overlapping in the period while he was gone and the meters were read; or that there could have been two . days more on one billing period than the other. He noted the various tests and extra readings that had been made in an effort to correct any errors. It was stated also that the weather made a big difference, and the sultry weather during the time of the hurricane would have put a heavy load on airconditioning.

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

AN ORDINANCE AMENDING ORDINANCE NO. 591029-D PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, ON OCTOBER 29, 1959, PRESCRIBING RATES AND CHARGES FOR LOCAL EXCHANGE TELEPHONE SERVICE FURNISHED BY SOUTHWESTERN BELL TELEPHONE COMPANY IN THE CITY OF AUSTIN, TEXAS.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

MRS. SEIDERS, East 45 $\frac{1}{2}$ Street, and MR. JOHN GRIST came before the Council again asking that this street be paved at a 30' width rather than 25', or else leave it unpaved until the 30 foot width could be obtained. Later in the afternoon meeting, Councilman Shanks moved that East 45 $\frac{1}{2}$ Street from Red River Street to Eilers be made a 30' paving width, and that this street be put in Paving

Group 19. The motion, seconded by Mayor Palmer, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, Mayor Palmer
Noes: Councilman White
Absent: Councilman Perry

Councilman White voting against the motion, as he stated he hated to cut the trees down and a part of the people wanted the trees while some did not; and that streets had been paved at 25' widths before.

Councilman Armstrong moved that the Minutes of the Meeting of October 12, 1961, be approved. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH HOLIDAY HILLS, INCORPORATED; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH PAT H. STANFORD & ASSOCIATES; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH PAT H. STANFORD & ASSOCIATES; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER
INTO A CERTAIN CONTRACT WITH NELSON PUETT, JR.;
PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO
THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DE-
CLARING AN EMERGENCY.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

The City Manager explained in detail the procedures followed in the refund contracts, covering requirements of the city to check all plans and specifications and the work on the job, keeping in close contact with the work as it progresses and receiving copies of estimates and remittances for payments, etc.; and covering discussion on the general success of the refund policy and that other cities are following Austin's program. The City Manager stated a study was now under way on the question of buying and furnishing the pipe to eliminate the necessity of paying the sales tax which is now being included in refund contracts on pipe and materials the contractor purchases.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum reasonable and safe speed for the operation of vehicles is more than thirty (30) miles per hour, and that its previous finding of twenty-five (25) miles per hour as the maximum reasonable and safe speed no longer obtains and should be deleted from Section 33.39 of the Traffic Register, at the following location:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Lamar Boulevard	Treadwell Street	500 feet south of West Gibson

and,

WHEREAS, after an engineering and traffic investigation, the City Council has found that the maximum reasonable and safe speed for the operation of vehicles is thirty-five (35) miles per hour at the following location:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Lamar Boulevard	Treadwell Street	500 feet south of West Gibson

Now, Therefore,

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

That the City Clerk be authorized and instructed to record these findings in Section 33.39 and in Section 33.40 of the Traffic Register.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The City Manager submitted the following:

"October 17, 1961

"W. T. Williams, Jr., City Manager

Contract Number 61-D-17

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, October 17, 1961 for the reconstruction of an existing concrete lined open channel in Oakwood Cemetery - Contract Number 61-D-17.

"Ed H. Page	\$ 8,735.00
Joe Badgett Construction Co., Inc.	\$ 9,448.18
Austin Engineering Company	\$10,784.85
Maufrais Brothers, Inc.	\$12,981.00
Texas Bridge Company, Inc.	\$15,743.00

"City's Estimate

\$13,606.00

"I recommend that Ed H. Page with his low bid of \$8,735.00 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
Director of Public Works"

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City Council of the City of Austin on October 17, 1961, for the reconstruction of an existing concrete lined open channel in Oakwood Cemetery - Contract Number 61-D-17; and,

WHEREAS, the bid of Ed H. Page in the sum of \$8,735.00, was the lowest and best bid therefor, and the acceptance of such bid 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 bid of Ed H. Page, in the sum of \$8,735.00, be and the same is hereby accepted, and 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 Ed H. Page.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

The City Manager submitted the following:

"October 17, 1961

"W. T. Williams, Jr., City Manager

Assessment Paving Contract 61-A-25

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, October 17, 1961, for the construction of approximately fifty-seven blocks of pavement and accessories known as Assessment Paving Contract Number 61-A-25, consisting of 23 units.

"Texas Bridge Company, Inc.	\$135,572.65
J. W. Steelman, Inc.	136,837.48
Lee Maners	138,606.44
Giesen & Latson Construction Company	140,041.91
Collins Construction Company of Texas	152,134.67
Ed H. Page	157,337.10
H. B. Zachry Company	207,070.91
City's Estimate	\$150,843.40

"I recommend that Texas Bridge Company, Inc. with their low bid of \$135,572.65 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
Director of Public Works"

After a lengthy discussion on paving generally, and on the amount the City participates with the property owners, Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City Council of the City of Austin on October 17, 1961, for the construction of approximately fifty-seven blocks of pavement and accessories known as Assessment Paving Contract Number 61-A-25, consisting of 23 units; and,

WHEREAS, the bid of Texas Bridge Company, Inc., in the sum of \$135,572.65, was the lowest and best bid therefor, and the acceptance of such bid 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 bid of Texas Bridge Company, Inc., in the sum of \$135,572.65 be and the same is hereby accepted, and 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 Texas Bridge Company, Inc.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement, for public utility purposes, was granted the City of Austin, in, upon and across two (2) strips of land; said easement being five (5) feet in width and being out of Lots 23 and 24, Tarrytown Oaks, Section 2, being a portion of the George W. Spear League in the City of Austin, Travis County, Texas, a map or plat of said Tarrytown Oaks Section 2 being of record in Book 4, at page 214 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 such easement for public utility purposes; and,

WHEREAS, the City Council has determined that said easement in, upon and across the above described property 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 W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release of the following described easement for public utility purposes, to-wit:

Two (2) strips of land, each of the said two (2) strips of land being five (5.00) feet in width; the strip of land hereinafter described as No. 1 being out of and a part of Lot 23, Tarrytown Oaks, Section 2; the strip of land hereinafter described as No. 2 being out of and a part of Lot 24, Tarrytown Oaks, Section 2; said Tarrytown Oaks Section 2 being a subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat of said Tarrytown Oaks, Section 2 of record in Book 4 at page 214 of the Plat Records of Travis County, Texas; each of the said two (2) strips of land five (5.00) feet in width are to be released from the public utility easements provided on said plat of Tarrytown Oaks, Section 2 and each being more particularly described as follows:

NO. 1 Being all of the west 103 feet of the south five (5.00) feet of said Lot 23, Tarrytown Oaks, Section 2;

NO. 2 Being all of the west 103 feet of the north five (5.00) feet of said Lot 24, Tarrytown Oaks, Section 2.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the southeast corner of Airport Boulevard and Huntland Drive, which property fronts 125.0 feet on Airport Boulevard and 175.0 feet on Huntland Drive, being known as a portion of Huntland Heights Subdivision in the City of Austin, Travis County, Texas, and hereby authorizes the said Sage Service Stations Incorporated to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. The Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper Police, Traffic and Fire regulations; and the right of revocation is retained, if after hearing it is found by the City Council that

The said Sage Service Stations Incorporated has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"October 19, 1961

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

"Dear Sir:

"We, the undersigned, have considered the application of Sage Service Stations, Incorporated for permission to construct, maintain, and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the property located at the southeast corner of Airport Boulevard and Huntland Drive, which property fronts 125.0 feet on Airport Boulevard and 175.0 feet on Huntland Drive, being known as a portion of Huntland Heights Subdivision in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by Edwin Brown, and is under lease to Sage Service Stations Incorporated. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as "C" Commercial Use District upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street, and furthermore, shall not create a nuisance to others in the neighborhood. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owner. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that Sage Service Stations Incorporated be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith subject to the following conditions.

"(1) That all buildings and equipment shall be placed inside of the property line; correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways; building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used, and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc., and that all construction of the filling station improvements shall be in accordance with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) That the grades of the station shall be such that no waste water or Oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2-H-146.

"(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan, hereto attached, which plan bears the Department of Public Works file number 2 - H - 1922.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2 - H - 1922 and shall be of the premoulded type.

"(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection, and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted,
s/ S. Reuben Rountree, Jr.
Director of Public Works
s/ Dick T. Jordan
Building Official"

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

The Council reviewed the Street Paving Summary as of October 1st, in detail. The Director of Public Works reported there was a total of 696.3 miles of street, of which 409 miles are paved, leaving 287 miles that are graded. This results in 58.7% of streets that are paved.

The Mayor read a letter from MR. BEN M. BRIGHAM, Vice President, The American National Bank, requesting permission to construct a commercial driveway on Fifth Street between Lavaca and Guadalupe Streets according to the plans submitted by the architectural firm of Brooks and Barr; and for permission to construct an underground tunnel to the curb line of Lavaca Street and the placing of a 24-hour depository receptable on the curb at this point. The City Attorney stated there were about eight requirements to be met. Councilman Shanks moved that the Council grant the requested permission with the safeguards. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Mayor read a letter making complaint of the immoral advertisement appearing in the Austin American, regarding a motion picture.

The Council had under consideration a policy of admissions and collections at Brackenridge Hospital, as follows:

CREDIT COLLECTION POLICIES

1. That all patients be required to pay an advance minimum deposit of \$75.00 at the time of admission with the following exceptions:

- a. Those with satisfactory insurance coverage
- b. Those who have established credit
- c. Medical emergencies such as obstetrical patients, accidents cases, and such others that may be approved by Administration.

A person earning more than the minimum allowable income for charity services will be responsible to pay towards in-patient services in proportion to the amount that monthly earnings exceed the approved scale for eligibility. (Maximum liability - twelve times the monthly excess). Approved by the Hospital Board August 12, 1960, and the City Council August 18, 1960.

2. That patients coming from outside Travis County for admission be required to pay an advance payment of \$125 for minor surgery, medical and/or obstetrical cases, and \$200 for major surgery, or present an acceptable hospitalization insurance policy before being admitted.
3. Since hospitalization insurance rarely covers the entire hospital bill all patients will either pay the balance due at the time of dismissal or sign a legal installment note for the balance. This note will provide for payment of reasonable attorney's fee in the event of forceable collection. This note will also call for a 6% interest at maturity if no payment has been made on the note whatsoever.
4. If no payment has been received within 15 days after the date the payment was due then a regular employee in the credit collections section will then be authorized to make a personal contact with the patient. A letter will be sent by the credit office to precede the personal call informing the patient that his account is 15 days past due.

If no payment is received within another 15 days and after the personal contact has been made a final letter from the hospital will be sent to include the following statement, "If payment or satisfactory arrangements are not made within 5 days your account will be turned over to the City Attorney for collection." A list of these accounts will be immediately turned over to the City Attorney as soon as the final letter has been mailed to the patient.

That since City Finance does not carry revenue reserve for more than one year, our accounts considered bad debt should be charged off at the end of each

fiscal year. However, the hospital will hold these accounts in a special account and bill the individual patient periodically until the statute of limitations runs out.

5. Those patients who do not come within either the eligibility scale or the collectable private patient account category shall be placed in a special allowance account.

The City Manager stated the recommendation from the Hospital Board in connection with this policy conforms fairly well to the recommendations made by Mr. Steinle in his report. The Council discussed the proposed credit collection policies. Also discussed were: the recommendation of the Hospital Board that the follow-up collections should be made by a regular employee on a salary rather than a person on a commission basis; the reason for some of the delays in being able to collect was due to the doctors' failing to complete the necessary forms; and the need of another person in the business office to take care of the out-patients and emergency cases collections, which employee was not requested in the budget due to inavailability of the physical facilities necessary. Also discussed were Councilman Armstrong's suggestions that sight should not be lost of the intended purpose of the hospital in taking care of the indigent people; but at the same time its not having to take the abuses that are prevalent; and the requirement of a patient applying for eligibility to have his W-2 form mailed in from his employer, or to secure a copy of his income tax return. The City Manager gave statistics on the hospital charges, and number of patients in the various categories. Councilman White moved that the Council adopt the policy as set out by the Hospital Board and that a progress report be made in 90 days. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

As to the time the policy would be placed in effect, the Mayor stated the policy would become effective now, but the implementation of the plan would be 90 days from today.

The City Manager stated consideration had been given to provide among the medical staff an admissions committee to study cases from the view of a medical need, and this might make a material difference in the hospital bed need in the future. The Hospital Board is working with the medical staff. This procedure would not have any effect on money collected, but it would help to save rooms and hospital beds when there is a shortage. He stated the Hospital Board was studying hospital charges, and there would be a recommendation sometime in December. Mayor Palmer said he would like to see the Community Survey Committee activated to see where Brackenridge Hospital fits into the community, and to see if there is a need for another 100 rooms.

By drawing, JAMES W. CROW was selected as the architect to design the addition to the Hospital. Councilman Shanks moved that the City Manager be authorized to employ MR. JAMES W. CROW to design the addition to the Hospital to enlarge the pharmacy. The motion, seconded by Councilman White, carried by

the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

AN ORDINANCE AMENDING SECTION 10 OF ORDINANCE NO.
600721-C SO AS TO RESET THE TIME FOR THE PUBLIC
HEARING THEREIN PRESCRIBED CONCERNING PAVING OF
CERTAIN PORTIONS OF SCENIC DRIVE; AND DECLARING
AN EMERGENCY.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by deed from E. J. Walsh, Sr. and wife, Edith H. Walsh, dated April 11, 1960, the City of Austin acquired a certain tract of land out of the Daniel J. Gilbert Survey in the City of Austin, Travis County, Texas; and,

WHEREAS, this tract of land was acquired in connection with the construction of a sanitary sewer across a tract of land conveyed to E. G. Morrison by Warranty Deed dated May 5, 1953 and of record in Volume 1343, page 545 of the Deed Records of Travis County, Texas; and,

WHEREAS, a portion of the consideration for such drainage work to be done on the E. G. Morrison property was that the hereinafter described tract of land would be conveyed to Mr. Morrison at the price which the City had paid for it, Now, Therefore, the contract work having been completed;

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

That, W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a Warranty Deed conveying the hereinafter described tract of land to

E. G. Morrison for the sum of Three Thousand Five Hundred and No/100 Dollars (\$3,500.00):

A tract of land out of and a part of the Daniel J. Gilbert Survey in the City of Austin, Travis County, Texas, and being a portion of that certain tract of land described in a Warranty Deed to William Walsh dated February 12, 1874 of record in Book "Z" at page 526 of the Deed Records of Travis County, Texas, said tract of land being more particularly described by metes and bounds as follows:

BEGINNING at the northwest corner of that certain tract of land conveyed to E. G. Morrison by Warranty Deed dated May 5, 1953 of record in Volume 1343 at page 545 of the Deed Records of Travis County, Texas same being the northwest corner of that certain tract of land conveyed by Edward J. Walsh et al to Rm M. Delisle by Warranty Deed dated April 12, 1922 of record in Volume 335 at page 283 of the Deed Records of Travis County, Texas;

THENCE, with the north line of the herein described tract of land, same being the westerly prolongation of the north line of the said Morrison tract of land N 59° 47' W to a point on the east bank of the Colorado River same being a point for the northwest corner of the herein described tract of land;

THENCE, with the meandering east bank of the Colorado River in a southerly direction to the southwest corner of the herein described tract of land, same being the northwest corner of that certain tract of land conveyed to the City of Austin, Travis County, Texas, by Warranty Deed dated September 16, 1957 of record in Volume 1853 at page 132 of the Deed Records of Travis County, Texas;

THENCE, with the south line of the herein described tract of land, same being the north line of the said City of Austin Tract of land S 60° 44' E to the southwest corner of the aforementioned tract of land conveyed by Edward J. Walsh et al to R. M. Delisle by Warranty Deed of record in Volume 335 at page 283 of the Deed Records of Travis County, Texas, same being the southwest corner of the aforementioned Morrison tract of land;

THENCE, with the east line of the herein described tract of land with the following twenty-two (22) courses:

- (1) N 26° 38' E 24.51 feet to a point;
- (2) S 85° 35' E 24.00 feet to a point;
- (3) S 71° 48' E 33.63 feet to a point
- (4) S 68° 15' E 117.81 feet to a point;
- (5) N 49° 37' E 165.00 feet to a point;
- (6) S 40° 35' E 43.00 feet to a point;
- (7) N 31° 08' W 44.90 feet to a point;
- (8) N 44° 51' E 183.52 feet to a point;

- (9) N 84° 04' E 96.66 feet to a point;
- (10) N 44° 04' W 62.30 feet to a point;
- (11) N 84° 09' W 77.35 feet to a point;
- (12) S 73° 26' W 48.50 feet to a point;
- (13) S 30° 36' W 82.00 feet to a point;
- (14) S 47° 47' W 114.50 feet to a point;
- (15) S 67° 11' W 80.75 feet to a point;
- (16) N 84° 35' W 18.97 feet to a point;
- (17) N 43° 20' W 15.60 feet to a point;
- (18) N 12° 19' E 44.45 feet to a point;
- (19) N 34° 12' W 120.15 feet to a point;
- (20) N 22° 47' W 51.95 feet to a point;
- (21) N 0° 06' W 50.28 feet to a point;
- (22) N 26° 04' E 359.54 feet to the point of beginning.

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

The Mayor stated there were many complaints being received about the property owned by MR. WEBB RUFF and MR. EDDIE JOSEPH in that the properties were very much in need of mowing. After discussion, Councilman Armstrong moved that the City Manager be instructed to notify MR. WEBB RUFF and MR. EDDIE JOSEPH, that in the interest of public safety and health, their properties will be mowed if they have not taken care of it in compliance with the ordinance, and the property will be assessed. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The City Manager read a letter from the Chamber of Commerce regarding the Christmas lights. The Council agreed that it would be convenient for the City to hang them on December 1st.

The City Manager stated the architect's proposal for designing the golf course was \$5,000, and \$600 for supervising the work; or he would do the design for \$5,000 and the City determine later whether to supervise the job or contract it. The other architects had made other arrangements. Councilman Shanks moved that the City Manager be instructed to negotiate with MR. LEON HOWARD on the basis of \$5,000 for designing the golf course. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Assistant City Manager stated MR. BLAKE WEIMER wants to place nine Red Cross Flags on Congress Avenue Bridge on November 3rd and 4th, but the Red Cross does not want to pay any charge for the City's putting the flags up. He said the Highway Department did not look with favor on putting anything up on bridges. The cost for putting the flags up would be \$50.00. After discussion, Councilman Shanks moved that the request be DENIED. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White
Noes: None
Absent: Councilman Perry
Not in Council Room when roll was called: Mayor Palmer

The Assistant City Manager stated the Red Cross would like to fly their Flag under the United States Flag at the City Hall on November 2, 3, and 4th. Councilman Shanks moved to let them have this permission. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The City Manager reported he had received a letter from MR. JOHN CLEMENS, Business Manager of the Austin Public Schools, stating the schools would like to have five acres in the northeast corner of the Berkman Tract, and stated it would be appreciated if the Council would reserve the five acres and quote a tentative price. He suggested that he tell Mr. Clemens that tract would be reserved, and that the City would expect the same price as it gets per acre on the other land. MAYOR PALMER inquired if everything was ready to take bids on the Berkman Tract. The Director of Planning stated it would be ready about the middle of November. The Director of Public Works said the tract would be surveyed by November 2nd. The Mayor stated on November 2nd, the Council could vote when to advertise the tract and auction it off.

The City Manager reviewed the request of the Austin Police Association for another practice field for the Little League, and the Council's approving a temporary site adjacent to the R. D. THORP FIELD, which site was later found to be unusable for the practice field. He said the Council then authorized

another site where two diamonds could be located. At that time it was pointed out there was a masonry building, concession house and restrooms at their present site, and it was recommended that the City purchase those facilities from the Association at a fair value. The City Manager stated a determination was not made on the value at that time as far as he could find, but Mr. BECHTOL was under the impression a value had been placed on the buildings. MAYOR PALMER asked that the number of square feet be determined, and that a value be placed on these facilities, as the City could make use of them.

The City Manager read a report from the Traffic and Transportation Department with reference to the request made by Dr. HAROLD WILLIAMS for parking spaces in front of his office at 711 West 14th Street, stating the Traffic Engineer recommended against the reserved parking. The Mayor asked the Assistant City Manager to write to Dr. Williams telling him the Council could not grant the request.

The City Manager stated he had received a letter addressed to him and to the City Council from MRS. T. M. PEAK, regarding the proposed new housing project.

The City Manager made note of a column in the paper written by MR. FRED MORSE, regarding redevelopment of an area to the east, pointing out the site where the old junior high school had been, would make a good site for a City Hall, and that mauls could be provided. He stated if the present owners did not choose to build on this location, they might return the right-of-way.

The City Manager made a report on a conference with MR. NELSON PUETT regarding the Twin-Oaks Drive situation and the Shoal Creek Boulevard situation, stating Mr. Puett's proposal was to give us a certain piece of property, and he said it was all right to move out with the activities at the crossing where Shoal Creek Boulevard will cross; that he would deed the City that property and the relocation of the creek channel; but he states with reference to the Twin Oaks Crossing, he will assure the City he will do nothing with the property, he will not build on it nor he will not sell it until after the new bridge is built up at Shoal Creek Boulevard; and if not, he will give the City first refusal before he sells it. Mr. Puett had said he believed after the bridge is open that everyone would conclude that a bridge at Twin Oaks would not be necessary.

The City Manager also reported that in the conference with Mr. Puett, Mr. Puett had told him there would be no strings attached to the gift of the lot on ~~Bandister~~ Acres; and if the City wanted to sell it he would have no objections. The City Manager stated on that basis, the City would accept it; that the reluctance was the city had not use for the land. The City Manager stated Mr. Puett had mailed in the deed. Councilman Armstrong moved that the Council accept the property located on the West 75' of Lot 1, Block 4, ~~Bandister~~ Acres. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The City Manager stated MR. NELSON PUETT had offered some property on Winsted Lane between 11th and 12th to which he said he did not hold good title, and he will not be able to clear the title. He will give the City whatever title he has, and he believes the City could perfect it on these four or five lots. After discussion of the possible needs of the city for the property for drainage purposes, and other purposes, Councilman Armstrong moved that the City Manager be authorized to accept this property the same as the other. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Council asked that an acknowledgment of this property be made to Mr. Puett, thanking him for his fine contributions.

MAYOR PALMER inquired about proceeding with the design and engineering work on the Shoal Creek Bridge. The City Manager stated the Public Works Department had been instructed to proceed with the design of the channel work and the design of the bridge. The Bridge Engineer is now on another important bridge design, and the City Manager stated MR. W. C. COTTON was doing some engineering work for Mr. Nelson Puett and also for the City, and it might be that Mr. Cotton might do the design of this bridge, adding it to the present contract at the same rate of fee. The Mayor asked that Mr. Williams go on and try to contract this work, if the City Engineers are already tied up.

The Council reviewed the Water and Sewer Progress Report and the Electric Utility Report.

The Assistant City Manager made a report on MR. AL JOHNSON, Wrestling Promotor, who had asked to reserve the Coliseum for wrestling matches every Tuesday night for one year. He stated Mr. Johnson had withdrawn his request.

The Assistant City Manager reminded the Council of the meeting of the League of Municipalities at San Antonio on October 29, 30, and 31st.

The Council discussed very briefly the Missouri Pacific Boulevard. The City Manager stated the Planning Commission would meet Monday afternoon, October 23rd, to discuss the Missouri Pacific Boulevard, and would like to have the Council present.

The Council discussed briefly the post office building.

MAYOR PALMER asked about the field notes on the University property. The Director of Public Works stated he had an aerial map, and had completed 18 other maps today. He displayed maps of the area with the proposed road superimposed. The City Manager stated the right-of-way was desired now so that the waterline could be installed. The Mayor asked that the matter be brought in on NOVEMBER 2, 1961.

The City Manager submitted a recommendation against the opening of East 4th Street at the Interregional Highway as the main line of the Katy Railroad would be crossing the street on a long skew; as the bridge across Waller Creek that is used jointly by vehicular traffic and the Railroad would have to be widened and rebuilt and the street paved; the opening of the street would complicate the interconnection and operation of the traffic control devices at East 5th Street Railroad and East 4th Street; and East 4th Street west of Red River Street is full of tracks most of which are not on street grade. He listed an approximate amount it would take for accomplishing these things. Councilman Shanks stated there was the danger angle as well as the expense angle to consider. Councilman White suggested that the cost be set out and the danger angles be pointed out to this group, telling them we cannot go on this, as it would be a bad move. The Mayor suggested that the group be written to the effect that in the Council's opinion, it did not want to open the street, because of the danger hazards as well as the expense.

The City Manager stated MR. REX SHIELDS was interested in the bridge at Taylor Slough, as the present roadway runs across his lot. He said the old roadway was vacated and a new roadway dedicated down to the slough. The old roadway became a part of the lot which Mr. Shields bought, and the road is still running across his lot. The Director of Public Works stated the bridge was carried in the budget at about \$30-40,000. Discussion was held on securing outside engineering. The City Manager said the work might be added to another contract of an engineer who is doing some City work. The Mayor stated these projects should start moving, and to go ahead and contract with the engineer. The City Manager stated he would contact Isom Hale to see if they could handle the bridge design.

MAYOR PALMER inquired about the Trinity Street development. The City Attorney stated efforts had been concentrated around the creek where the bridge was to be built. He stated there was one transaction he had thought would have been brought in today, but he had not been able to clear with all of the utility departments. He stated there was one property owner who had come in with an offer of giving right-of-way in exchange or vacation of equal number of square feet of property in an alley that has never been opened on the ground. The Mayor said this should be one of the priority projects in getting Trinity opened.

The Council discussed the little ball park north of Downs Field. The Mayor stated stakes had been put up for a cyclone fence. The Director of Public Works reported Mr. Beverly Sheffield had talked to him stating Boggy Creek was cutting into Downs Field. The Mayor stated the City would have no objection to the group's putting up a chain link fence at their own expense. The City Manager said the group should be cautioned, as in trying to control the flood waters, it may be necessary to put in some levees that will impound the water in high rises. That would make this property subject to floods that never occurred before if the levees are put up. It would occur only when the high rises come, and no improvements should be placed there. He said the area would make a good playground except when there are these big rises. Councilman Armstrong stated the playground season was so near to the end of the year, that maybe the group would like to give the City a little more time on this. MAYOR PALMER suggested that a check be made with Mr. Sheffield as he knows just exactly what they want, and see if this can be worked out, as long as the group is going to work it out themselves. He suggested if they wanted to go on and erect the fence, let them do it.

Councilman Armstrong made inquiry about the Anti-Trust Suit and the figures being quoted. The City Attorney explained briefly the figures and points involved.

The Council discussed briefly the clearing of publicity through the City Manager's Office.

The Council discussed the clearing of Shoal Creek. Councilman Armstrong inquired about the fence behind the property of Jimmy Browning, stating it could be an obstruction in the creek. The Director of Public Works stated it had not been decided whether city forces would do this clearing or contract it. He preferred doing it other than under contract so that he could protect some of the trees.

COUNCILMAN ARMSTRONG suggested a time be set to review the Municipal Activity Digest.

The Assistant City Manager and Director of Planning were assigned to write a script of the activities of the City for the past six months.

Councilman Shanks was asked to check on the appointment of one to the Solicitation Board.

The Council set the following tax appeals to be heard on November 14, 1961, beginning at 2:00 P.M.:

MR. SPENCER SCOTT	- 1 sq. block bounded by Brazos and San Jacinto and between East 7th and East 8th Streets.
ESTATE OF J. W. SCARBROUGH, Deceased	- 2301 South Congress Avenue
MR. T. W. BERENSON	- Montgomery Ward Store Capital Plaza Shopping Center
DR. P. J. PARIS	- 1305 Luna Street 1201 Cometa
LUMBERMEN'S ASSOCIATION OF TEXAS	- 1200 West 25th Street
MR. FRANKLIN W. DENIUS	- Commodore Perry Land Company 800 Brazos
MR. LEMUEL SCARBROUGH	- 178.945 acres of undeveloped land Cameron Road, State Highway 20 and Interregional Highway

GAGE INVESTMENT CORP.

- Cameron Village and property adjoining on the southwest

M. H. CROCKETT, JR.

- 5400 Airport Boulevard
- 5500 Airport Boulevard
- 833 East 53rd Street
- 6108 Cameron Road
- State Highway 20

The Council set the following tax appeals for hearing on November 15, 1961, beginning at 2:00 P.M.:

MR. W. P. HOLLOWAY

- 2100 East 4th; 1109-11-19 East 4th Street
- 400 Canadian
- 1402-06-08 East 5th Street
- 502 Onion Street

MR. E. J. HOOD

- 2200 Oldham
- 2321 Oldham

MR. B. L. SCHWARZBACH

- 6937 Interregional Highway

MR. J. T. COLEMAN

- 5800 Airport Boulevard

MR. WALTER WUKASCH

- 2266-68-70 Guadalupe Street

MR. ROGAN B. GILES

- 1402-06 East 38 $\frac{1}{2}$ Street
- 150 East Riverside Drive

MR. HARRY M. WHITTINGTON

- 805-07 Brazos
- 203 East 9th Street
- 901-07 Brazos

The Council discussed the denial of permits by the Building Inspector for signs of SAGE and TEX-MART because they would exceed the height allowed by the zoning ordinance. Councilman Shanks moved that SAGE and TEX-MART be permitted to erect their signs 55' high. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

The Council received notice from the City Manager that the following zoning applications had been referred to the Planning Commission and were set for public hearing before the Council on November 22, 1961:

C. E. MOYER

5102 Caswell Avenue

From "A" Residence
To "B" Residence

CITY PLANNING
COMMISSION

707-711 West 38th Street

From "A" Residence
To "O" Office

MRS. A. R. WOODALL, Owner FLOYD L. JOHNSON, Purchaser	717-719 Montopolis Drive	From "A" Residence To "C" Commercial
T. HARDIE BOWMAN ROBERT H. BOWMAN	1409-11 Cotton Street	From "A" Residence To "B" Residence
JACK MASON, et al By Andrew H. Viscardi	1421-1503 (1507-11) Old Austin- Del Valle Road and 1400-1450 U.S.Hwy. No. 71	From "A" Residence To "C" Commercial
JOE J. JOSEPH By Lindy L. Boyd	1621 West 6th Street 507-11 Campbell	From "B" Residence To "O" Office
MRS. ELIZABETH McINTYRE By Betty Lane	2701-05 Oldham Street 802-04 Wahrenberger St.	From "A" Residence To "B" Residence
ARTURO RAMIREZ	501 East 14th Street 1307-11 Neches Street	From "C" Commercial To "C-1" Commercial
R. GRAHAM WILSON	3410 West Avenue	From "A" Residence To "BB" Residence
H. D. MOTSENBOCKER By Cy Miller	1302-1304 East 52nd Street	From "A" Residence To "B" Residence
T. & N.O. RAILROAD By Fred J. Ribar	Rear of 4201-4205 Interregional Highway	From "A" Residence To "C" Commercial
BALCONES BUILDING CORP. By Dan Priest	1923-2201 North Lamar Boulevard	From "BB" Residence To "O" Office
WARREN E. HAWKINS By Nelson Puett & Associates	100-112 Post Road Drive 3720-3726 South Congress	From "A" Residence To "C" Commercial

The City Manager made inquiry about the matter of the Golf Course Manager, and asked if the Director of Recreation and he were to pursue this as discussed. Councilman Shanks suggested that he negotiate with the person he mentioned to the Council today.

Councilman White brought up for discussion the purchase of the Frank Cullen property, and the Mayor suggested that he try to work out something with Mr. Cullen.

There being no further business the Council adjourned at 7:05 P.M., subject to the call of the Mayor.

ATTEST:

Chas. H. Hooley

City Clerk

APPROVED

Len E. Palmer

Mayor

R E S O L U T I O N

WHEREAS, E. R. L. Wroe who passed away October 14, 1961, A. D., was a pillar of unpretentious strength and leadership in the community whose eight-fold growth it was his good pleasure to witness, as he persistently worked for an even greater Austin; and,

WHEREAS, the people of Austin are grateful for the highly effective service of the said E. R. L. Wroe to his community's welfare; Now, Therefore;

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

That a page be set apart in the official Minutes of the City Council upon which shall be spread this Resolution, and that this expression of the appreciation of the people of the City of Austin for the life and work of the said E. R. L. Wroe and these condolences be sent to the family of this distinguished citizen.

ADOPTED AND APPROVED: October 19, 1961 A.D.

S/ Lester E. Palmer

Mayor

ATTEST:

S/ Elsie Woosley

City Clerk