

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 26, 1962

10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen Armstrong, Perry, 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 REV. JOHN THOMAS, Austin State Hospital.

MR. TOM PERKINS, Chamber of Commerce, introduced "Miss Wool of Texas", Miss Ann Spence, who will be representing the wool industry of Texas and will be travelling throughout the State and United States, and who will be a good ambassador not only for the state but for the City of Austin. The Mayor and Council congratulated Miss Spence and expressed pleasure at her presence.

MR. FRANKLIN DENIUS stated last week the Council asked the City Manager to obtain from Southern Union Gas Company a sixty day extension from August 10th until October 10th for the City to consider proposals for a gas supply for the Power Plant, and he expressed the Company's desire to cooperate with the City and filed a letter signed by the Vice President extending the time to not later than October 10th, as follows:

"July 20, 1962

"Southern Union Gas Company
Fidelity Union Tower
Dallas 1, Texas

"Attention: Mr. N. P. Chesnutt
Vice-President

"Gentlemen:

"The Council requests that Southern Union Gas Company extend for a period of sixty days the time within which the City can consider the proposals contained in your letter to us dated June 26, 1962.

"For convenience you may approve the extension by executing and returning a carbon copy of this letter for our files.

"Very truly yours,
CITY OF AUSTIN
By s/ W. T. Williams, Jr.
W. T. Williams, Jr.
City Manager

"Cc: Mr. Frank Denius
Brown Building
Austin, Texas

"Our letter to you dated June 26, 1962 and the Contract Amendment attached thereto are both hereby amended so as to allow acceptance by the City of Austin by notice in writing delivered to us not later than October 10, 1962.

"SOUTHERN UNION GAS COMPANY
By s/ N. P. Chesnutt

"Date: July 25, 1962"

He said his Client was pleased to cooperate with the City and would always continue to cooperate; that they were happy to serve the City on the distribution level and to the City's Power Plant; that although the Southern Union Gas Company was unconditionally bound to serve not only the existing needs of gas but all gas needed by the City in the future, it thought two years ago and now that the City should have an opportunity at frequent intervals to take another look for another contract for buying gas, and it was not unintentional to give the City that opportunity to look for another gas supply. He said the Company was interested in serving the City and wanted to continue that service.

MR. CONRAD WERKENTHIN invited the Council and officials to attend a luncheon at the Sunshine Camp today between 12:00 and 1:00 P.M.

MR. J. F. PERRYMAN, 1423 Newning, filed a petition of 33 signatures, requesting that Newning Avenue and adjoining areas be fogged to rid the residents of the insects and possible polio germs. The Mayor stated where people had requested that they not be fogged, that Dr. Primer was notified and those areas were not fogged. This petition would be referred to the Health Officer, Dr. Primer, with the request that he look into it.

MR. ROBERT POTTS, Attorney, stated on June 28th, he filed a petition with the Council asking that an area on Forest Trail be zoned from "B" Residence to "A" Residence in conjunction with an application for change of zoning he had filed for property owners on Forest Trail asking that their property be changed from "B" Residence to "A" Residence. The Planning Commission in its study had included Bridle Path from Forest Trail to Exposition. Forest Trail has a right-of-way of 40 feet, and Bridle Path has a right-of-way of 30'. One of the owners

on Forest Trail obtained a building permit and started work on a 12 unit apartment house in the middle of the block on the west side. He asked the City Attorney if when the Council accepted a petition it assumed jurisdiction over the subject matter covered by the petition, and if that jurisdiction may not be taken away by the action of private individuals in creating a non-conforming use. Mr. Potts asked the Council to suspend this building permit during the time the petition is under consideration. He stated work began on this apartment house last Friday. The City Attorney gave his opinion on the question. Mr. Potts stated the building permit was issued June 25th, prior to his petition filed on the 28th; however, the zoning application was filed five days before the issuance of the permit. He said the Council met on Wednesday, June 20th, and he was unable to present his petition until the 28th; but in the interim, the building permit was issued. He asked the Council to suspend the existing building permit at 1506 Forest Trail pending completion of the Council's consideration of a petition. Mayor Palmer said the Council would have to be fair with the individual, and he said the Council would investigate it and check into it and give him an answer. Later in the afternoon meeting, Mr. Potts stated Mr. C. L. Reeves, owner of the property in question, was proceeding with his work, and another week's delay in action would let the owner-contractor become more deeply committed. Discussion was held on whether or not Mr. Potts' clients might buy the property.

The Council greeted MR. BOB LANDIS ARMSTRONG, son of Councilman Armstrong.

The Council also greeted MR. WAYNE GIBBENS, Representative from Brackenridge, Texas; and MR. JIM COX, Olney, Texas.

Councilman White moved that the Minutes of the Meeting of July 19, 1962, be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, 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) A TRACT OF LAND FRONTING 66 FEET ON THE EAST RIGHT-OF-WAY LINE OF LAMAR BOULEVARD, LOCALLY KNOWN AS 3509-3511 NORTH LAMAR FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (2) LOT 23, PAUL SIMMS ADDITION, FROM "D" INDUSTRIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; (3) THE NORTH 150 FEET OF LOT 2 AND THE NORTH 162.5 FEET OF LOT 1, PLAINVIEW HEIGHTS, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; (4) (A) THE SOUTH ONE-HALF OF LOT 8, AND THE SOUTH ONE-HALF OF THE WEST 31

FEET OF LOT 7, BLOCK 103, ORIGINAL CITY OF AUSTIN; AND (B) THE NORTH ONE-HALF OF LOT 8 AND THE NORTH ONE-HALF OF THE WEST 31 FEET OF LOT 7, BLOCK 103, ORIGINAL CITY OF AUSTIN, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; (5) THE NORTH 23 FEET OF LOT 10 AND ALL OF LOTS 11-13, BLOCK 2, FELLMAN HEIGHTS, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; (6) LOT 4, BLOCK 1, HUNTLAND HEIGHTS, SECTION 2, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; (7) LOTS 7 & 9, LEWIS HANCOCK SUBDIVISION, LESS THE WESTERN PORTION THAT HAS BEEN RESUBDIVIDED AS RECORDED IN BOOK 8, PAGE 80, TRAVIS COUNTY PLAT RECORDS, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; (8) LOT 10, BLOCK A, NORTH LAMAR PARK, SECTION 1, FROM "C" COMMERCIAL DISTRICT, AND SIXTH HEIGHT AND AREA DISTRICT AND INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT; (9) LOT 6 AND THE REMAINING PORTIONS OF LOTS 7 AND 8, BLOCK 15, GLEN RIDGE ADDITION, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; (10) A TRACT OF LAND FRONTING 60 FEET ON THE EAST RIGHT-OF-WAY LINE OF LAMAR BOULEVARD, LOCALLY KNOWN AS 1205 NORTH LAMAR BOULEVARD, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; (11) A TRIANGULAR SHAPED TRACT OF LAND FRONTING 320.00 FEET ON THE EAST RIGHT-OF-WAY LINE OF SPRINGDALE ROAD AND APPROXIMATELY 372 FEET ON THE NORTHWEST RIGHT-OF-WAY LINE OF WEBBERVILLE ROAD, LOCALLY KNOWN AS 1131E-1143E SPRINGDALE ROAD AND 1130E-1144E WEBBERVILLE ROAD, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; (12) THE NORTH 50 FEET OF LOTS 3-5, BLOCK 2, E. C. GOODWIN SUBDIVISION, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (13) LOTS 1-4 AND THE NORTH ONE-HALF OF LOTS 5 AND 6, BLOCK 9, BELLVUE PARK; LOTS 3 AND 4, ELMHURST ADDITION AND TWO ADJOINING TRACTS, LOCALLY KNOWN AS 1501-1511 SUNNYVALE STREET; 1400 SUMMIT STREET; 1500-1502 ELMHURST DRIVE AND 1405-1409 SOUTH INTERREGIONAL HIGHWAY, FROM "A" RESIDENCE AND "BB" RESIDENCE DISTRICTS AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; (14) LOT 1, BLOCK 8, EASTFIELD ADDITION, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; (15) THE NORTH 85 FEET OF LOT 8, BLOCK 2, RIVER VIEW ADDITION, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (16) THE EAST 75 FEET OF THE WEST 150 FEET OF LOT 2, BLOCK 4, E. H. DEETS, ET AL, ESTATE AND (B) AN INTERIOR TRACT OF LAND HAVING AVERAGE DIMENSIONS OF 60 FEET BY 75 FEET, LOCALLY KNOWN AS REAR OF 4905 RED BLUFF ROAD, FROM "A" RESIDENCE DISTRICT TO "D" INDUSTRIAL DISTRICT; (17) (A) LOTS 3-5, LOTS 7-9, BLOCK A, VALLEJO SUBDIVISION AND (B) LOT 6, BLOCK A, VALLEJO SUBDIVISION, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; AND (18) (A) LOTS 5 AND 6 AND 9-12, WEISE SUBDIVISION, AND

(B) LOT 8, WEISE SUBDIVISION, FROM "A" RESIDENCE AND "O" OFFICE DISTRICTS AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN THE CITY OF 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 Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, 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 Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, 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 Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, 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: TWO TRACTS OF LAND FRONTING 100 FEET ON THE SOUTH RIGHT-OF-WAY LINE OF ROMERIA DRIVE, LOCALLY KNOWN AS 901-903 ROMERIA DRIVE AND REAR OF 6016-6112 LAMAR BOULEVARD, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; 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 ordinance be passed to its second reading. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

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

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

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

- (1) A gas main in PORTER STREET from a point 363 feet east of Vasquez Street easterly 95.0 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said PORTER STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (2) A gas main in TILLERY STREET from Manor Road southerly 1142 feet; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said TILLERY STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (3) A gas main in DENVER AVENUE from Tillery Street easterly to the west drive of Palo Pinto Drive, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said DENVER STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (4) A gas main in west drive of PALO PINTO DRIVE from East 19th Street northerly to Denver Avenue; the centerline of which gas main shall be 4.0 feet east of and parallel to the west property line of said west drive of PALO PINTO DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (5) A gas main in SHOAL CREEK BOULEVARD from a point 85.0 feet north of Silverway Drive northerly 316.0 feet; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said SHOAL CREEK BOULEVARD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (6) A gas main in WHITEWAY DRIVE from Great Northern Boulevard easterly to SHOAL CREEK BOULEVARD; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said WHITEWAY DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (7) A gas main in BURNET ROAD from a point 29 feet north of Richcreek Road northerly 173 feet; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said BURNET ROAD.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

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

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

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

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

The City Manager submitted the following:

"July 24, 1962

TABULATION OF BIDS
Sale of Houses
Bids Opened July 24, 1962

	307 & 309 East 17th Street. Improvements only. Two story frame houses and one frame garage.	308 East 17th Street One 1-story frame house - 3 apartment units. One 2-story frame & stucco-6 apartment units.	3709 Crawford Street One Story concrete block house and frame garage	3703 Crawford Street 1-story frame house-frame storage room and car port.
Hazel Snyder				
C.C. \$58.80				
C.C. \$56.60				
C.C. \$91.85	\$1152.00	\$1176.00		\$1837.00
R.S. Posten				
C.C. \$72.05				\$1441.00
M.J. Kouri				
C.C. \$250.00	\$1618.77	\$1119.33		\$2037.50
George Warren				
C.C. \$42.25				\$ 845.00
W.W. Hoerman				
C.C. \$120.00				\$2323.23
Robt. L. Ogden				
M.O. \$45.00				\$ 888.87
Dennis & Morrison				
C.C. \$ 3.89				
C.C. \$78.89		\$1577.77	<u>\$77.77</u>	
Togie Baylor				
C.C. \$100.00				\$1518.68
Julia Feild				
C.C. \$40.00	\$ 800.00 (309 only)			
Mrs. F.C. Becker				
C.C. \$65.65	\$1313.00			
Mrs. R.B. Crider				
P.G. \$79.40				
Bid Not Read				
Dorothy Williams				
C.C. \$78.00				\$1560.00

W.P. Watts
C.C. \$68.20 \$1364.00

H.E. Stanley
C.C. \$473.00 \$3560.00 \$1958.00 \$2365.00

"Note: Amount underlined represents high bidder."

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 24, 1962 for the sale of city-owned houses and outbuildings; and,

WHEREAS, such bids had been repeatedly advertised; and,

WHEREAS, H. E. Stanley submitted the highest and best bid in the amount of \$3,560.00 on the two story frame houses and one frame garage located at 307 and 309 East 17th Street; and,

WHEREAS, H. E. Stanley submitted the highest and best bid in the amount of \$1,958.00 on one 1-story frame house with 3 apartment units, and one 2-story frame and stucco with 6 apartment units located at 308 East 17th Street; and,

WHEREAS, Dennis & Morrison submitted the highest and best bid in the amount of \$77.77 on the one story concrete block house and frame garage located at 3709 Crawford Street; and,

WHEREAS, H. E. Stanley submitted the highest and best bid in the amount of \$2,365.00 on the one-story frame house with frame storage room and carport located at 3703 Crawford Street; and,

WHEREAS, the City Manager and the Director of Public Works have recommended the sale of such improvements to said bidders; Now, Therefore,

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

That W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute contracts of sale for said houses and outbuildings at the above described locations with said bidders.

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

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Noes: None

Mayor Palmer brought up the following ordinance for its second 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
5.73 ACRES OF LAND, SAME BEING OUT OF AND A PART OF
THE GEORGE W. DAVIS SURVEY NO. 15, 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.

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

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

Mayor Palmer brought up the following ordinance for its second 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 12.25 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE 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.

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

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

The City Manager submitted the following:

"July 24, 1962

"TO: Honorable Mayor and Members of the City Council

"SUBJECT: Winch Truck to be used in construction of Holly Street Unit #2.

"Invitation to bid was sent to all truck dealers in this area on a 1962 Winch Truck with 30,000 lb. minimum G V W per City specifications.

"The following bids were received:

International Harvester Co.	\$6,346.52
Capitol Chevrolet - Chevrolet	6,875.00
Dependable Motors - Dodge	7,226.00
Austin Truck & Mach. Co. - White	8,286.00

"International Harvester is low bid on International Loadstar Model F-1700 and meets the specifications.

"It is recommended award be made to this firm at a price of \$6,346.52.

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

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 24, 1962 for a 1962 Winch Truck with 30,000 lb. minimum G V W to be used in construction of Holly Street Unit #2; and,

WHEREAS, the bid of International Harvester Company, in the sum of \$6,346.52 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of International Harvester in the sum of \$6,346.52 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 the Said International Harvester Company.

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

Councilman White moved that the Texas Police Association be granted permission to hang a banner at 11th and Waller for the meeting to be held on August 21-22. The motion, seconded by Councilman Shanks, carried by the following vote:

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

The City Manager stated the Public Works Department had developed a list of paving projects which would involve State participation, and he would like for the Council to review the list which he distributed, and discuss it at a later time to see if there were any projects the Council might want to add before the list is submitted to the legislators.

The Mayor reported that the Firemen's Pension Committee had an actuarial study made of its pension system, and it was revealed that the system was unsound to the extent of \$1,300,000, and the firemen are attempting to do something about it to make it sound. It was found if they would increase their contributions by $3\frac{1}{2}\%$ and the City increased its contribution by $3\frac{1}{2}\%$, within 25 years the system would be actuarially sound. The increase by the City would amount to \$47,000 which would be matched by the firemen. The Mayor stated since the Budget is being studied, that the matter be referred to the City Manager to check to see if provisions for this amount could be made in the new budget. Councilman Shanks moved that the City take the lead in appropriating this money

with the hope that the leaders of the Fire Department would be able to sell the firemen in following the city's lead and making the additional contribution, and that the matter be referred to the City Manager for study. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Not in Council Room when the roll was called: Councilman Perry

The City Manager stated he had a request from TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 7 for a transfer of \$2,690.80 to meet a debt service, and he recommended that this transfer be made. Councilman Armstrong moved that the transfer be authorized. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Noes: None

The City Manager had a memorandum from the Director of Recreation, asking that an architect be appointed to work on plans for the Pro shops and concession building for the new golf course, which building would not exceed \$40,000. Plans were pretty well developed for the construction of the golf course, but not for the shop and concessions. The Council asked that the names of the architects submitted before, plus any other new names, be brought in and the Council would select an architect by drawing. Later in the afternoon meeting, the name of MR. FRANK de GROOT was selected. Councilman Armstrong moved that MR. FRANK de GROOT be appointed as architect for the Golf Course Pro Shop and Concession Building. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Noes: None

MRS. GEORGE FRANCISCO asked for a traffic light at Duval and 32nd Street.

Mr. Bow Williams brought up for discussion the policy on requiring a property owner to clear his lot of junk. The City Manager stated the owner could be fined.

Mr. Bow Williams stated grass was growing up in the sidewalks by O'Henry School. The Mayor asked that Mr. Bow Williams contact Mr. Irby Carruth, Superintendent of Schools.

The City Attorney explained that the lease with BROWNING AERIAL SERVICE is not recorded, and Browning Service has requested that the City execute a lease in short form for recording, and which would not alter the terms of the existing lease. This is in connection with the contract which they are making with

Phillips Petroleum Company and one of their subsidiaries who are desirous of building some improvements. He stated this lease does not alter the terms of the contract in force and that the contract is not assignable. Councilman White moved that the City Manager be authorized to execute this short form lease. The motion, seconded by Councilman Perry, carried by the following vote:

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

The Council greeted and welcomed MISSES GALE AICKLEN and MARY SCHATTENBERG high school students.

Councilman Shanks 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 construction of a sanitary sewer line in the City of Austin to provide for the safe elimination of sewage in the South Austin Outfall Area in the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of an easement fifteen (15) feet in width across the hereinafter described tract of land for right-of-way to permit the construction of the aforesaid sanitary sewer line; 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 of such easement; 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 all owners and lienholders a suit in eminent domain to acquire the hereinafter described easement for sanitary sewer purposes across the hereinafter described tract of land:

A strip of land fifteen (15.00) feet in width, same being out of and a part of that certain tract of land out of and a part of the Santiago Del Valle 10 League Grant lying partly within and partly without the corporate limits of the City of Austin, Travis County, Texas, which certain tract of land was conveyed to Helen M. Timmin by the following two (2) warranty deeds:

(1) Dated May 16, 1927 of record in Volume 404 at page 242 of the Deed Records of Travis County, Texas;

(2) Dated December 28, 1940 of record in Volume 666 at page 145 of the Deed Records of Travis County, Texas;

The centerline of said strip of land fifteen (15.00) feet in width being more particularly described as follows:

BEGINNING at a point in the east line of the said Helen M. Tinnin tract of land, same being the west line of that certain tract of land conveyed to J. F. Smith, et al, by deed of record in Volume 1594 at page 80 of the Deed Records of Travis County, Texas, and from which point of beginning an iron stake at the northeast corner of the said Helen M. Tinnin tract of land, same being the northwest corner of the said J. F. Smith, et al, tract of land, bears N 29° 47' E 66.60 feet;

THENCE, N 67° 56' W 1,016.32 feet to point of termination in the west line of the said Helen M. Tinnin tract of land and from which termination point at the southwest corner of that certain tract of land conveyed to Helen M. Tinnin by deed of record in Volume 666 at page 145 of the Deed Records of Travis County, Texas, bears S 30° 00' W 257.30 feet;

AND in addition thereto a temporary working space easement fifty (50) feet in width is to be retained adjacent and parallel to the north and south lines of the above described easement.

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

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

The Council recessed until 2:00 P.M.

RECESSED MEETING

2:00 P.M.

At 2:00 P.M. the Council resumed its business.

The Mayor announced that MR. DON HILL, National Safety Council, would present the Annual Report on Traffic Safety. Present were MR. TRAVIS LARUE, Traffic Safety Committee; MR. FELIX WOLFF, University; MRS. PATTON, CAPTAIN FANN, LT. McDAVID, and SGT. WILSON, Police Department; MR. BRAD SMITH, Director of Governor's Highway Safety Committee and Chairman of the Traffic Committee of the Down-Town Rotary Club; and MR. FOREST PEARSON, Chairman of Safety Committee. MR. DON HILL presented certificates of awards to Acting Chief of Police Rosen for Accident Records and Analysis, and to Traffic Engineer, W. K. KLAPPROTH, for Traffic Engineering and Design. Mr. Hill remarked there was no better traffic engineering anywhere than Austin. Mr. Hill stated his report reflected that governmental operations in Austin are stronger, more mature, and more competent by demonstration than by citizens support. He reviewed his report, and in detail and summarized the areas that needed improvement as follows:

1. A Safety Council adequate in purpose, staff and resources to the City's growing accident problems.
2. More active government-agency teamwork in defining traffic safety needs and seeking citizen support.
3. Ordinance requiring written reports on accidents not investigated at the scene by police.
4. A substantial increase in police personnel.

5. Increased police action against hazardous traffic law violations.
6. Joint action by Police, Courts, City Administration and Safety Council to improve conviction rates in accident arrests and general hazardous violation arrests.
7. Special attention to improved handling of driver intoxication cases, to produce a higher conviction rate than the 52% of 1961.
8. Support proposals in the 1963 Legislature for Traffic Courts of record.
9. Increased attention to safety education by the public schools.
10. Stronger public education in support of government accident prevention work.

MR. FOREST PEARSON discussed the report with Mr. Hill. MR. BRAD SMITH stated the Rotary Club Safety Committee was going to offer some volunteer help to the Austin Traffic Safety Council, headed by Mr. Pearson. The Mayor thanked Mr. Hill and those who came down in the interest of this report.

The City Manager discussed with the Council a matter which had been under study regarding developments around the City, one in particular related to Travis-Williamson County Water District No. 1. He stated some of the owners of property would like to get sanitary sewer services. He explained the policy followed in the sale of water with a rate for furnishing water services alone, and a rate for water services and sewer services. The City Manager stated in order to provide these people in water districts with sanitary sewer facilities, it would be necessary to provide a sewer charge on services rendered. This is an interim period prior to the time the City buys the district, when the district is selling the water and the City not sharing in the profits of the sale of water, if the sewer lines are extended into that area. He explained the manner in which the figures were established in determining what the charge might be. Detailed discussion was held on the things to be considered in this proposed charge and certain recommended rates, development of the area, and the question of refund contracts. The City Manager recommended the operation and maintenance expense plus interest costs plus depreciation plus management overhead for the cost figure, and stated it would be appropriate to include an overcharge of 50% since the area is outside of the City limits. The City Manager gave his recommendation on the refund contract proposition. The Mayor asked the City Manager to have his complete recommendations reduced to writing, and the Council would meet on Wednesday at 4:00 P.M. to decide on this. He asked if the City Manager had his other studies ready on the over-all program of the Water Districts, the Council would also consider that matter.

The Director of Water Utilities gave a report on the water condition on Sweeney Lane in line with the letter mailed to the Council by Mrs. M. L. Hutchings, Sr. He stated he would pass the information on to the group.

MR. DON HIGGINS, Consulting Engineer, made a brief report on the status of the Holly Street Power Station No. 2, stating the work was started three weeks late; and at the present time the job stands a month behind, but he

believed this delay would be made up, and the Unit would go in on time. He reported that the quality of workmanship so far was up to par as it was on the first unit; and as the Engineer on the job, he was well satisfied at this time.

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

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

The Council adjourned at 5:20 P.M., subject to the call of the Mayor.

APPROVED

L. E. Palmer
Mayor

ATTEST:

Elin Hooley
City Clerk