

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 24, 1961  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro-tem Palmer presiding.

## Roll call:

Present: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Absent: Mayor Miller

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

Invocation was delivered by REV. MAURICE POWERS, St. Mary's Church.

In accordance with published notice thereof, promptly at 10:00 o'clock A.M., Mayor Pro-tem Palmer announced that the time for submitting bids on the purchase of City of Austin, Texas, Electric Light and Power, Waterworks and Sewer System Revenue Bonds, Series 1961, in the amount of \$4,000,000.00, and City of Austin, Texas, General Obligation Bonds, Series 1961, in the amount of \$1,000,000.00, had expired, and that the City Council would proceed with the opening of said bids.

Bids were then opened and read as follows:

CITY OF AUSTIN, TEXAS  
 TABULATION OF BIDS  
 RECEIVED ON \$4,000,000 ELECTRIC, WATER AND SEWER REVENUE BONDS  
 APRIL 24, 1961

NAME OF BIDDER	MATURITY DATES	NOMINAL INTEREST RATE	GROSS INTEREST COST	PREMIUM OFFERED	NET INTEREST COST	EFFECTIVE INTEREST RATE
1. FIRST SOUTHWEST CO. Merrill, Lynch, Pierce, Fenner & Smith, Inc. Kuhn, Loeb & Co. Hornblower & Weeks J.C. Bradford & Co. Gregory & Sons Rowles, Winston & Co. Thomas & Co.	Apr. 1, 1962, thru Apr. 1, 1967 Apr. 1, 1968, thru Apr. 1, 1976 Apr. 1, 1977, thru Apr. 1, 1986	5 % 3.25 % 3.50 %	\$2,195,850.00	\$ 40.00	\$2,195,810.00	3.4867 %
2. SMITH, BARNEY & COMPANY Goldman, Sachs & Co. and Associates	Apr. 1, 1962, thru Apr. 1, 1966 Apr. 1, 1967, thru Apr. 1, 1970 Apr. 1, 1971, thru Apr. 1, 1979 Apr. 1, 1980, thru Apr. 1, 1986	5 % 3 1/2 % 3.40 % 3 1/2 %	2,201,295.00		2,201,295.00	3.4955 %
3. HALSEY STUART & CO., INC. & ASSOCIATES	Apr. 1, 1962, thru Apr. 1, 1968 Apr. 1, 1969, thru Apr. 1, 1978 Apr. 1, 1979, thru Apr. 1, 1986	4 3/4 % 3.40 % 3 1/2 %	2,219,245.00	3,840.00	2,215,405.00	3.51791 %
4. THE FIRST BOSTON CORP. & ASSOCIATES	Apr. 1, 1962, thru Apr. 1, 1975 Apr. 1, 1976, thru Apr. 1, 1985 Apr. 1, 1986	5 % 3.50 % 1 %	2,232,250.00	10,840.00	2,221,410.00	3.5274 %
5. LEHMAN BROTHERS & ASSOCIATES	Apr. 1, 1962, thru Apr. 1, 1966 Apr. 1, 1967, thru Apr. 1, 1986	5 % 3.50 %	2,222,500.00	800.00	2,221,700.00	3.5279 %
6. C. J. DEVINE & CO. & ASSOCIATES	Apr. 1, 1962, thru Apr. 1, 1967 Apr. 1, 1968, thru Apr. 1, 1981 Apr. 1, 1982, thru Apr. 1, 1986	3 3/4 % 3.40 % 3.60 %	2,225,387.50	3,200.00	2,222,187.50	3.5287 %

CITY OF AUSTIN, TEXAS  
 TABULATION OF BIDS  
 RECEIVED ON \$4,000,000 ELECTRIC, WATER AND SEWER REVENUE BONDS  
 APRIL 24, 1961

NAME OF BIDDERS	MATURITY DATES	NOMINAL INTEREST RATE	GROSS INTEREST COST	PREMIUM OFFERED	NET INTEREST COST	EFFECTIVE INTEREST RATE
7. GLORE, FORGAN & COMPANY Equitable Securities Corp. Joint Managers	Apr. 1, 1962, thru Apr. 1, 1967	5 %				
	Apr. 1, 1968, thru Apr. 1, 1974	3.40 %				
	Apr. 1, 1975, thru Apr. 1, 1986	3 1/2 %	\$2,223,180.00	\$ 489.00	\$2,222,691.00	3.529481%
8. RAUSCHER, PIERCE & CO., INC. & ASSOCIATES	Apr. 1, 1962, thru Apr. 1, 1968	5 %				
	Apr. 1, 1969, thru Apr. 1, 1978	3.40 %				
	Apr. 1, 1979, thru Apr. 1, 1986	3 1/2 %	2,226,295.00	816.00	2,225,479.00	3.5339 %
9. DREXEL & COMPANY & ASSOCIATES	Apr. 1, 1962, thru Apr. 1, 1965	5 %				
	Apr. 1, 1966, thru Apr. 1, 1981	3.50 %				
	Apr. 1, 1982, thru Apr. 1, 1986	3.60 %	2,243,615.00	1,797.00	2,241,818.00	3.5598539
10. EASTMAN DILLON, UNION SECURITIES & CO. & ASSOCIATES	Apr. 1, 1962, thru Apr. 1, 1966	5 %				
	Apr. 1, 1967, thru Apr. 1, 1979	3 1/2 %				
	Apr. 1, 1980, thru Apr. 1, 1986	3.60 %	2,259,195.00		2,259,195.00	3.58744 %

Each of the above and foregoing bids was accompanied by Cashier's Certified Check in the amount of \$80,000.00  
 Whereupon bids were referred to the Director of Finance and Bond Consultant for tabulation and report.

CITY OF AUSTIN, TEXAS  
 TABULATION OF BIDS  
 RECEIVED ON \$1,000,000 VARIOUS PURPOSE GENERAL OBLIGATION BONDS  
 APRIL 24, 1961

NAME OF BIDDER	MATURITY DATES	NOMINAL		GROSS		NET		EFFECTIVE INTEREST RATE
		INTEREST RATE	%	INTEREST COST	%	INTEREST COST	%	
1. CHASE MANHATTAN BANK First National Bank in Dallas Texas Bank & Trust Co.	July 1, 1962, thru July 1, 1971	5	%					
	July 1, 1972, thru July 1, 1979	3.40	%					
	July 1, 1980, thru July 1, 1985	3.50	%	\$629,077.50	\$999.90	\$628,077.60	3.5147	%
2. C. J. DEVINE & COMPANY & ASSOCIATES	July 1, 1962, thru July 1, 1972	4	%					
	July 1, 1973, thru July 1, 1983	3 1/2	%					
	July 1, 1984, thru July 1, 1985	3.60	%	633,656.25	20.25	633,636.00	3.5458	%
3. BANKERS TRUST COMPANY Harris Trust & Savings Bank Bank Republic National Bank Russ & Company, Inc.	July 1, 1962, thru July 1, 1971	5	%					
	July 1, 1972, thru July 1, 1985	3 1/2	%	635,556.25	1,218.00	634,338.25	3.54974	%
4. FIRST SOUTHWEST COMPANY Mercantile National Bank at Dallas Dittmar & Company First of Texas Corporation Rotan, Mosle & Company	July 1, 1962, thru July 1, 1971	4 1/2	%					
	July 1, 1972, thru July 1, 1983	3 1/2	%					
	July 1, 1984, thru July 1, 1985	3.60	%	636,462.50	1,276.00	635,186.50	3.55448	%
5. SMITH, BARNEY & COMPANY Goldman, Sachs & Co. & Associates	July 1, 1962, thru July 1, 1973	5	%					
	July 1, 1974, thru July 1, 1976	3 1/2	%					
	July 1, 1977, thru July 1, 1979	3.40	%					
6. HALSEY, STUART & CO., INC. & ASSOCIATES	July 1, 1980, thru July 1, 1985	3 1/2	%	636,458.75		636,458.75	3.5616	%
	July 1, 1962, thru July 1, 1970	5	%					
	July 1, 1971, thru July 1, 1974	4	%					
	July 1, 1975, thru July 1, 1985	3 1/2	%	638,450.00		638,450.00	3.57274	%

CITY OF AUSTIN, TEXAS  
 TABULATION OF BIDS  
 RECEIVED ON \$1,000,000 VARIOUS PURPOSE GENERAL OBLIGATION BONDS  
 APRIL 24, 1961

NAME OF BIDDER	MATURITY DATES	NOMINAL INTEREST RATE	GROSS INTEREST COST	PREMIUM OFFERED	NET INTEREST COST	EFFECTIVE INTEREST RATE
7. CONTINENTAL ILLINOIS NATIONAL BANK & TRUST CO. OF CHICAGO The National Bank of Commerce of New Orleans	July 1, 1962, thru July 1, 1972 July 1, 1973, thru July 1, 1980 July 1, 1981, thru July 1, 1985	4 % 3 1/2 % 3.60 %	\$638,655.00	41.00	\$638,614.00	3.57366 %
8. THE PHILADELPHIA NATIONAL BANK & ASSOCIATES	July 1, 1962, thru July 1, 1973 July 1, 1974, thru July 1, 1985	5 % 3 1/2 %	640,000.00	\$ 541.00	639,459.00	3.5784 %
9. DALLAS UNION SECURITIES CO., INC. & ASSOCIATES	July 1, 1963, thru July 1, 1973 July 1, 1974, thru July 1, 1979 July 1, 1980, thru July 1, 1985	4 % 3.50 % 3.60 %	641,017.50	18.50	640,999.90	3.58702 %
10. THE NORTHERN TRUST CO. AND ASSOCIATES	July 1, 1962, thru July 1, 1971 July 1, 1972, thru July 1, 1981 July 1, 1982, thru July 1, 1985	5 % 3 1/2 % 3.60 %	643,311.25	1,414.00	641,897.25	3.59203 %
11. THE FIRST BOSTON CORP. & ASSOCIATES	July 1, 1962, thru July 1, 1971 July 1, 1972, thru July 1, 1981 July 1, 1982, thru July 1, 1985	5 % 3.50 % 3.60 %	643,311.25	1,058.00	642,253.25	3.59403 %
12. DREXEL & CO. AND ASSOCIATES	July 1, 1962, thru July 1, 1971 July 1, 1972, thru July 1, 1981 July 1, 1982, thru July 1, 1985	5 % 3.50 % 3.60 %	643,311.25	227.00	643,084.25	3.5986807%
13. THE FIRST NATIONAL BANK OF CHICAGO & ASSOCIATES	July 1, 1962, thru July 1, 1974 July 1, 1975, thru July 1, 1979 July 1, 1980, thru July 1, 1985	4 % 3.50 % 3.60 %	644,992.50	951.00	644,041.50	3.604037%

CITY OF AUSTIN, TEXAS  
 TABULATION OF BIDS  
 RECEIVED ON \$1,000,000 VARIOUS PURPOSE GENERAL OBLIGATION BONDS  
 APRIL 24, 1961

NAME OF BIDDER	MATURITY DATES	NOMINAL INTEREST RATE	GROSS INTEREST COST	PREMIUM OFFERED	NET INTEREST COST	EFFECTIVE INTEREST RATE
14. ROWLES, WINSTON & CO., & ASSOCIATES	July 1, 1962, thru July 1, 1970	4 %				
	July 1, 1971,	3.50 %				
	July 1, 1972, thru July 1, 1985	3.60 %	\$644,733.75	\$ 73.00	\$644,660.75	3.60750 %
15. EQUITABLE SECURITIES CORP. & ASSOCIATES	July 1, 1962, thru July 1, 1971	5 %				
	July 1, 1972, thru July 1, 1980	3.50 %				
	July 1, 1981, thru July 1, 1985	3.60 %	\$644,830.00		644,830.00	3.60844 %
16. HARRIMAN REPLEY & CO., INC. & ASSOCIATES	July 1, 1962, thru July 1, 1970	4 %				
	July 1, 1971, thru July 1, 1976	3 1/2 %				
	July 1, 1977, thru July 1, 1985	3 5/8 %	645,360.93	\$ 502.00	644,858.93	3.60861 %
17. JOHNSTON, LEMON & CO., AND ASSOCIATES	July 1, 1962, thru July 1, 1973	5 %				
	July 1, 1974, thru July 1, 1981	3.50 %				
	July 1, 1982, thru July 1, 1985	3.60 %	647,755.00	557.00	647,198.00	3.6217 %
18. RAUSCHER, PIERCE & Co., INC. & ASSOCIATES	July 1, 1962, thru July 1, 1970	5 %				
	July 1, 1971, thru July 1, 1974	3 1/2 %				
	July 1, 1975, thru July 1, 1985	3.60 %	647,817.50		647,817.50	3.62516 %
19. KIDDER, PEABODY & Co. AND ASSOCIATES	July 1, 1962, thru July 1, 1971	3.75 %				
	July 1, 1972, thru July 1, 1976	3.80 %				
	July 1, 1977, thru July 1, 1985	3.60 %	650,205.62	14.00	650,191.62	3.63845 %
20. F. S. SMITHERS & CO.	July 1, 1962, thru July 1, 1970	5 %				
	July 1, 1971, thru July 1, 1977	3.50 %				
	July 1, 1978, thru July 1, 1985	3.70 %	658,117.50		658,117.50	3.6828 %

Each of the above and foregoing bids was accompanied by Cashier's Certified Check in the amount of \$20,000.00

Whereupon bids were referred to the Director of Finance and Bond Consultant for tabulation and report.

Later in the meeting the Finance Director and Bond Consultant reported back to the Council, on the bids received.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, FIRST SOUTHWEST COMPANY, and Associates, acting by and through their duly authorized representative, Winton Jackson, this day submitted to the City Council the following proposal:

Official Bid Form

Honorable Mayor and City Council  
City of Austin  
Austin, Texas

April 24, 1961

Gentlemen:

Reference is made to your "Official Notice of Sale" and "Official Statement," dated April 7, 1961, of \$4,000,000 CITY OF AUSTIN, TEXAS ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1961, both of which constitute a part hereof.

For your legally issued bonds, as described in said Notice, we will pay you par and accrued interest from date of issue to date of delivery to us, plus a cash premium of \$ 40.00 for bonds maturing and bearing interest as follows:

April 1, 1962, through April 1, 1967	5	%
April 1, 1968, through April 1, 1976	<u>3.25</u>	%
April 1, 1977, through April 1, 1986	<u>3.50</u>	%

Interest cost, in accordance with the above bid, is:

Gross Interest Cost	\$2,195,850.00
Less Premium	<u>40.00</u>
NET INTEREST COST	<u>\$2,195,810.00</u>
EFFECTIVE INTEREST RATE	<u>3.4867</u> %

Attached hereto is Cashier's Check of the American National, Bank, Austin, Texas, in the amount of \$80,000.00, which represents our Good Faith Deposit, and which is submitted in accordance with the terms as set forth in the "Official Notice of Sale" and "Official Statement."

We desire that the Paying Agents for this issue be: To be mutually agreed upon later, New York, New York, and American National Bank, Austin, Texas.

Respectfully submitted,

FIRST SOUTHWEST COMPANY, Dallas

GREGORY & SONS, New York

MERRILL LYNCH, PIERCE, FENNER & SMITH, INC.,  
New York

KUHN, LOEB & COMPANY, New York

ROWLES, WINSTON & COMPANY, Houston

HORNBLOWER & WEEKS, New York

THOMAS & COMPANY, Pittsburgh

J. C. BRADFORD & COMPANY, New York

By Winton Jackson  
Authorized Representative

ACCEPTANCE CLAUSE

The above and foregoing bid is hereby in all things accepted by the City of Austin, Texas, this the 24th day of April, 1961.

ATTEST:

\_\_\_\_\_  
City Clerk, City of Austin, Texas

\_\_\_\_\_  
Mayor, City of Austin, Texas  
APPROVED:

\_\_\_\_\_  
City Attorney, City of Austin, Texas

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Return of Good Faith Deposit is hereby acknowledged: \_\_\_\_\_

By \_\_\_\_\_

and,

WHEREAS, the said bid and proposal of FIRST SOUTHWEST COMPANY, and Associates was the most advantageous bid submitted to the City Council for the purchase of the aforesaid bonds; Now, Therefore,

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

That said proposal of FIRST SOUTHWEST COMPANY, and Associates to purchase \$4,000,000.00 City of Austin, Texas Electric Light and Power, Waterworks and Sewer System Revenue Bonds, Series 1961, as per the City's Notice of Sale and Prospectus dated April 7, 1961, at the price and upon the terms of said proposal be and the same is hereby accepted and FIRST SOUTHWEST COMPANY, and Associates be awarded the sale of said bonds; and,

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

That the City Manager be and he is hereby authorized and directed to sell to FIRST SOUTHWEST COMPANY, and Associates the \$4,000,000.00 City of Austin, Texas Electric Light and Power, Waterworks and Sewer System Revenue Bonds, Series 1961, as per the City's Notice of Sale and Prospectus dated April 7, 1961, at par and accrued interest from date of delivery, plus a cash premium of \$40.00 according to the terms of said bid hereinbefore set out.

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

- Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer
- Noes: None
- Absent: Mayor Miller

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)



WHEREAS, Chase Manhattan Bank, and Associates, acting by and through their duly authorized representative, John B. Clayton, III Vice President, this day submitted to the City Council the following proposal:

Official Bid Form

Honorable Mayor and City Council  
 City of Austin  
 Austin, Texas

April 24, 1961

Gentlemen:

Reference is made to your "Official Notice of Sale" and "Official Statement", dated April 7, 1961, of \$1,000,000 CITY OF AUSTIN, TEXAS GENERAL OBLIGATION BONDS, SERIES 1961, both of which constitute a part hereof.

For your legally issued bonds, as described in said Notice, we will pay you par and accrued interest from date of issue to date of delivery to us, plus a cash premium of \$ 999.90 for bonds maturing and bearing interest as follows:

July 1, 1962, through July 1, 1971	<u>5</u>	%
July 1, 1972, through July 1, 1979	<u>3.40</u>	%
July 1, 1980, through July 1, 1985	<u>3.50</u>	%

Interest cost, in accordance with the above bid, is:

Gross Interest Cost	\$ <u>629,077.50</u>
Less Premium	<u>999.90</u>
NET INTEREST COST	\$ <u>628,077.60</u>
EFFECTIVE INTEREST RATE	<u>3.5147</u> %

Attached hereto is Cashier's Check of the Capital National Bank Bank, Austin, Texas, in the amount of \$20,000.00, which represents our Good Faith Deposit, and which is submitted in accordance with the terms as set forth in the "Official Notice of Sale" and "Official Statement."

We desire that the Paying Agents for this issue be: Chase Manhattan Bank, New York, New York, and Capital National Bank, Austin, Texas.

Respectfully submitted,

Chase Manhattan Bank  
First National Bank in Dallas  
Texas Ban & Trust Co., Dallas

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
First National Bank in Dallas  
 By John B. Clayton, III  
 Authorized Representative  
 John B. Clayton, III  
 Vice President

## ACCEPTANCE CLAUSE

The above and foregoing bid is hereby in all things accepted by the City of Austin, Texas, this the 24th day of April, 1961.

ATTEST:

\_\_\_\_\_  
Mayor, City of Austin, Texas

APPROVED:

\_\_\_\_\_  
City Clerk, City of Austin, Texas

\_\_\_\_\_  
City Attorney, City of Austin, Texas

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Return of Good Faith Deposit is hereby acknowledged: \_\_\_\_\_

By \_\_\_\_\_

and,

WHEREAS, the said bid and proposal of CHASE MANHATTAN BANK, and Associates was the most advantageous bid submitted to the City Council for the purchase of the aforesaid bonds; Now, Therefore,

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

That said proposal of CHASE MANHATTAN BANK, and Associates to purchase \$1,000,000.00 City of Austin, Texas General Obligation Bonds, Series 1961, as per the City's Notice of Sale and Prospectus dated April 7, 1961, at the price and upon the terms of said proposal be and the same is hereby accepted and CHASE MANHATTAN BANK, and Associates be awarded the sale of said bonds; and,

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

That the City Manager be and he is hereby authorized and directed to sell to CHASE MANHATTAN BANK, and Associates the \$1,000,000.00 City of Austin, Texas General Obligation Bonds, Series 1961, as per the City's Notice of Sale and Prospectus dated April 7, 1961, at par and accrued interest from date of delivery, plus a cash premium of \$999.90 according to the terms of said bid hereinbefore set out.

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

MR. WINTON JACKSON, Bond Consultant, stated the bids received on bonds were very good, and were better than those submitted last September. He distributed a copy of a letter from MOODY'S INVESTORS SERVICE, dated April 20, 1961, regarding the rating, and referred to a paragraph contained in the letter, . . . "I noted that you incorporated much of your rebuttal to our rating change last fall in the new prospectus - a very valuable contribution and probably the only

explanation of operating philosophy that I have seen in print." MR. JACKSON made comment on the interest rates on the school bond sale, stating the average of the school general obligation bonds was 14.76 years, whereas the average of the general obligation bonds of the city is 17.87 years, and the revenue bonds is 15.74. MR. JACKSON referred to DUN & BRADSTREET, INC., Municipal Credit Survey, Special Report, AUSTIN, TEXAS, ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, dated April 18, 1961, and read the last paragraph, as follows:

"Administration: The utilities are operated by the City through regular City departments with capable technical heads for each of the utility systems. The City Manager is W. T. Williams, Jr., and the Director of Finance is J. D. Huffman, Jr. Operating personnel are well trained and the plants are well maintained. The City officials have shown foresight in planning to keep up with expanding demands on the utilities."

"Consultants: Financial consultants: First Southwest Company, Dallas  
 Consulting engineers: Brown & Root, Inc., Houston  
 Independent auditors: Wade, Barton & Marsh, Austin  
 Legal opinion (this issue): Attorney General of the State of Texas, and Dumas, Huguenin & Boothman, Dallas."

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

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 DECLARING AN EMERGENCY.

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

Ayes: Councilmen Perry, White, Mayor Pro-tem Palmer  
 Noes: Councilman Bechtol  
 Absent: Mayor Miller

No action was taken on the following zoning applications:

W.K. JENNINGS ELECTRIC CO.	2200-12 Maple Ave. 2306-2810 E. 22nd St.	From "C" Commercial 1st H&A To "C" Commercial 2nd H&A NOT Recommended
MRS. JOHN L. MARTIN By Joe Lundell	1601-03 N. Congress 100-02 E. 16th St.	From "B" Residence To "LR" Local Retail NOT Recommended

Mayor Pro-tem 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 APPROXIMATELY 583 FEET ON THE EAST RIGHT-OF-WAY LINE OF EAST AVENUE, APPROXIMATELY 155 FEET ON THE NORTH RIGHT-OF-WAY LINE OF EAST 11TH STREET, APPROXIMATELY 685 FEET ON THE WEST RIGHT-OF-WAY LINE OF BRANCH STREET AND APPROXIMATELY 237 FEET ON THE SOUTH RIGHT-OF-WAY LINE OF EAST 12TH STREET, LOCALLY KNOWN AS 1101-1149 EAST AVENUE, 800-840 EAST 11TH STREET, 1150-1196 BRANCH STREET AND 801-835 EAST 12TH STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;
- (2) A TRACT OF LAND FRONTING 48.2 FEET ON THE EAST RIGHT-OF-WAY LINE OF SABINE STREET AND 138 FEET ON THE NORTH RIGHT-OF-WAY LINE OF EAST 16TH STREET, LOCALLY KNOWN AS 1601 SABINE STREET AND 700-704 EAST 16TH STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;
- (3) LOTS 12-14, BLOCK 8, RIDGETOP ANNEX, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT;
- (4) A. LOTS 2 AND 3, BLOCK 116, ORIGINAL CITY OF AUSTIN, FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT,  
B. LOT 1, BLOCK 116, ORIGINAL CITY OF AUSTIN, FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;
- (5) LOTS 8 AND 9, BLOCK 10, GLEN RIDGE ADDITION, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT;
- (6) TWO TRACTS OF LAND FRONTING APPROXIMATELY 572 FEET ON THE EAST RIGHT-OF-WAY LINE OF SOUTH INTERREGIONAL HIGHWAY AND 271 FEET ON THE SOUTH RIGHT-OF-WAY LINE OF MARIPOSA DRIVE, LOCALLY KNOWN AS 2001-2043 SOUTH INTERREGIONAL HIGHWAY AND 1501-1519 MARIPOSA DRIVE, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, FROM "B" RESIDENCE DISTRICT AND "LR" LOCAL RETAIL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;
- (7) AN INTERIOR TRACT OF LAND HAVING DIMENSIONS OF 28' X 60' AND CONTAINING AN AREA OF 1680 SQUARE FEET, LOCALLY KNOWN AS 2409 SOUTH 1ST STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, FROM "C-1" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT;
- (8) AN INTERIOR TRACT OF LAND HAVING DIMENSIONS OF 50 FEET BY 55 FEET AND CONTAINING AN AREA OF 2750 SQUARE FEET, LOCALLY KNOWN AS THE REAR OF 4814 EAST AVENUE, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;
- (9) THE WEST 122.3 FEET OF LOT 1, BLOCK 3, AUSTIN HEIGHTS, FROM "LR" LOCAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT;
- (10) AN INTERIOR TRACT OF LAND HAVING DIMENSIONS OF 54.52 FEET

BY 150.54 FEET WITH AN AREA OF 8,207 SQUARE FEET, LOCALLY KNOWN AS 6208 BURNS STREET AND THE REAR OF 6221 NORTH LAMAR BOULEVARD, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;

ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

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

No action was taken on the following zoning ordinance:

W. E. THOMPSON	1000-02 W. 33rd St.	From "C" Commercial
	3300-10 Lamar Blvd.	To "C-1" Commercial

Mayor Pro-tem Palmer stated MR. HENRY RAMSEY had asked for permission to use Disch Field for a Rodeo in September after the baseball season, and they would pay MR. ALLAN RUSSELL around \$3,000 for the use of the park. The Council discussed this request at length as to the condition of the field after the rodeo, as to approval of the School Board as they were going to use the field for the Junior High Football, and as to other matters. It was brought out the School Board was planning on using the field again this year; and while the season opened last year on September 15th, it will open around September 7th or 8th this time. The Rodeo is planned for September 20th to the 24th. Councilman Perry suggested that the permission be granted for the Rodeo subject to the sponsors repairing the field immediately after they finish the Rodeo, and subject to certain financial arrangements. After discussion, Councilman Perry moved that MR. RAMSEY be granted permission to use Disch Field on September 20th through 24th subject to his having the field back in shape by the following Thursday. The motion, seconded by Council

man White, carried by the following vote:

Ayes: Councilman Bechtol, Perry, White, Mayor Pro-tem Palmer  
Noes: None  
Absent: Mayor Miller

Councilman Bechtol checked with MR. RAMSEY who assured him they would work with the School Board, and would guarantee they would have the field in shape by the following Thursday.

MAYOR PRO-TEM PALMER read a communication regarding application for change in motor bus schedules as filed by the Greyhound Bus Company, from San Antonio to Dallas. Councilman Bechtol stated this meant two additional bus schedules for Austin.

MAYOR PRO-TEM PALMER read a request from the Explorer Scout, Post 401, to anchor a floating dock on the town lake, for fishing and boating, at any location the city selected. Councilman Bechtol stated their intention was to make this facility available to the General Public. The City Manager stated inquiries received like this could be given study. If the lake is to be maintained with no motor boats, anchoring this would not create a hazard. If motors were to be allowed, it would constitute a hazard. He pointed out responsibilities involved--the lighting, keeping the lights burning, maintenance, etc., and operation. Finally, after discussion, Councilman Perry suggested referring the matter to the City Manager to study and make a recommendation. Mayor Pro-tem Palmer asked that the Explorer Scouts be notified so they can start some other project.

MAYOR PRO-TEM PALMER read the following letter:

"1700 Sylvan Drive  
Austin, Texas  
April 20, 1961

"The Honorable Lester Palmer  
Mayor Pro Tem, and  
Members of the City Council  
City of Austin  
City Hall  
Austin, Texas

(Re: Re-zoning classification)

"Gentlemen:

"For myself and neighbors please allow me to thank you most sincerely for the courtesy you extended us today in connection with our re-zoning hearing. We consider your action most fair and consistent with the protection of values that have meaning to us.

"Very truly yours

"s/ Harry P. Burleigh"

MAYOR PRO-TEM PALMER read a letter from M. L. COLEMAN regarding paving in alleys, particularly the 1300 block Alley between Nueces and Rio Grande Street. The City Manager explained the type of paving he asked for--double penetration--would not be satisfactory in alleys with as little traffic as they have, as weeds and grass grow right through. Also it is not legally possible to assess people for double penetration as it is not a permanent improvement. He suggested again that the alley be closed, and the property owners could fence it in any manner they desired, or they could pave it with any type of paving they wanted. Councilman Bechtol suggested that the property owners be informed the Council would be willing to take the following action:

- (1) To vacate the alley and thereby, it would be the responsibility of the property owners to put any kind of pavement they so desired.
- (2) To institute assessment paving on the alley which would mean the concrete paving, with an approximately cost of \$3.50 per foot to a property owner.

Mayor Pro-tem Palmer suggested that this be referred to COUNCILMAN WHITE, and the DIRECTOR OF PUBLIC WORKS.

The City Manager said last week discussion was held on the speed limit on Ben White Boulevard. The Highway Department had set a speed limit of 60 miles per hour from Bergstrom Intersection to the City limit line, and 45 miles per hour from the west city limit line to the Fredericksburg Road. A speed limit was set last week at 50 miles per hour. Councilman Bechtol said the Traffic Department had recommended the speed limit as 45 miles per hour. Councilman Bechtol stated the Council should make the speed limit on Ben White Boulevard coincide with that recommended by the Highway Commission--45 miles per hour. Councilman Bechtol 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 at the following location is greater than thirty (30) miles per hour; and

WHEREAS, after said investigation the City Council has found that the maximum reasonable and safe speed for the operation of vehicles is forty-five (45) miles per hour at the following location:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Ben White Boulevard	East City Limit Line	West City Limit Line

Now, Therefore,

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

That the City Clerk be authorized and instructed to record this finding in Section 33.40 of the Traffic Register.

The motion, seconded by Councilman White, carried by the following vote:  
 Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The City Attorney discussed exchange of property needed for the right-of-way for Manchaca Road widening. MR. EINER JUUL proposed to trade land, giving the City the right-of-way it needed on the east side and west side of Manchaca Road, plus three tracts of land he owns in Bouldin Creek, in exchange for the remainder of the piece of property the city owns where the old Reservoir use to be in the old Travis County Water and Control District No. 1. He proposed to pay an additional amount for the property. Councilman Bechtol offered the following resolution and moved its adoption:

(RESOLUTION)

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 a deed conveying to Einer Juul, Individually and as Independent Executor of the Will and Estate of Theodor Low, Deceased, the following described property, to wit:

2,888square feet of land, a portion of Block 29, Theodor Low Heights, a subdivision out of and a part of the Isaac Decker League Survey No. 20 in the City of Austin, Travis County, Texas, as shown on a map or plat recorded in Book 445, page 581, Travis County Deed Records demised by last Will and Testament of Theodor Low to Einer Juul in Probate Cause No. 10,103 recorded in Probate Minute Book 100, page 190, Travis County Probate Records and said 2,888 square feet of land being that certain tract of land conveyed by a warranty deed dated May 15, 1946, from Einer Juul to the City of Austin recorded in Book 794, page 501-503, inclusively, said 2,888 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at a cross mark (X) on a rock pillar in the east right of way line of Manchaca Road, same being in the west line of Block 29 of said Theodor Low Heights from which the southwest corner of said Block 29 bears South 29° 00' West 39.29 feet;

THENCE, with the east line of Manchaca Road, same being the west line of Block 29, North 29° 00' East 38.0 feet to a point;

THENCE South 60° 15' East 76.0 feet to a point;

THENCE South 29° 00' West 38.0 feet to a point in a fence;

THENCE with said fence North 60° 15' West 76.0 feet to the place of beginning;

SAVE and EXCEPT, however, a strip of land containing 246 square feet of land, off of the west end of the said 2,888 square feet of land said 246 square feet of land being more particularly described as follows:

BEGINNING at a cross mark (X) on a rock pillar in the east right of way line of Manchaca Road same being in the west line of Block 29 of said Theodor Low Heights from which the southwest corner of said Block 29 bears South 29° 00' West 39.29 feet;



THENCE with the east line of Manchaca Rd. same being the west line of Block 29, North 29° 00' East 38.0 feet to a point;

THENCE with the north line of said 2,888 square feet of land South 60° 15' East 6.60 feet to an iron stake in the proposed east line of Manchaca Road;

THENCE with the proposed east line of Manchaca Road being 40.0 feet easterly of and parallel to the centerline of said Manchaca Road as established by the Department of Public Works of the City of Austin South 29° 23' West 38.0 feet to an iron stake set in the south line of said 2,888 square feet of land said iron stake being 1.3 feet northerly of a cyclone fence;

THENCE with the south line of said 2,888 square feet of land North 60° 15' West 6.35 feet to the place of beginning.

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

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

The City Attorney pointed out on maps the deed lines of the property in question belonging to Mr. Baulknight and Mr. Claggett. He pointed out the lines they claimed which were the accretion lines, and also the overflow lines. The City Attorney explained the matter involved. After lengthy detailed discussion, Councilman Bechtol moved that the City Attorney be instructed to institute condemnation proceedings on the E. L. BAULKKNIGHT and JACQUELINE SZICSKO property. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

COUNCILMAN WHITE submitted a complaint from some painters who claim the City put out bids for painting the Hospital. After they submitted bids, they were advised a few days later the painting was not going to be done. The low bidder had a job at Georgetown; but when he was low on this job, he decided to go on with the hospital bid and let the other go. He now finds the hospital painting is not going to be done now. Councilman White stated he checked with the Hospital Administrator who told him the bidding was done for estimating purposes for the budget next year. The City Manager stated this was not authorized, and he would look into it.

CHIEF MILES invited the Council to the Newsmen Pistol Shoot, Sunday, May 7th.

Councilman White moved that the Council adjourn. The motion, seconded by Councilman Bechtol carried by the following vote:

Ayes: Councilmen Bechtol, Perry, White, Mayor Pro-tem Palmer  
 Noes: None  
 Absent: Mayor Miller

There being no further business, the Council adjourned at 1:00 P.M.  
subject to the call of the Mayor.

APPROVED

Lester E. Palmer  
Mayor Pro-tem

ATTEST:

Elsie Hooley  
City Clerk

## NOTICE OF SPECIAL MEETING

TO THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF AUSTIN:

Notice is hereby given that a Special Meeting of the City Council of the City of Austin will be held on the 1st day of MAY, 1961 at the Municipal Building, Eighth and Colorado, in Austin, Texas, at 10:00 A.M. for the purpose of Canvassing the returns of the Run-Off Council Election held on April 29, 1961.

(Sgd) Elsie Woosley  
City Clerk

(Sgd) Lester E. Palmer  
Mayor Pro-tem  
City of Austin, Texas

ATTEST:

(Sgd) Elsie Woosley  
City Clerk

## CONSENT TO MEETING

We, the undersigned members of the City Council, hereby accept service of the foregoing notice, waiving any and all irregularities in such service and such notice, and consent and agree that said City Council shall meet at the time and place therein named, and for the purpose therein stated.

(Sgd) Hub Bechtol

(Sgd) Edgar H. Perry III

(Sgd) Ben White

(Sgd) Lester E. Palmer