## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 18, 1961 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 MAYOR LESTER PALMER.

MR. HUB BECHTOL, Vice President Austin Chamber of Commerce, appeared before the Council listing various activities to be held in connection with the opening of the Airport Terminal. Each Council Member was given a program. Thursday, May 25th, the Council is to meet at 2:00 P.M. at the Chamber of Commerce Building to proceed to Bergstrom Field to meet the Thunderbirds who arrive at 3:00 P.M. At 7:00 P.M. there will be a reception for the Thunderbirds. Former Councilman Bechtol commended the Driskill Hotel Corporation on being hosts to the Thunderbirds at the Hotel. On Friday May 26th the Driskill Hotel Corporation has arranged a trip to Fort Clark, and the Council is invited to make this trip with the Thunderbirds. The group will leave the Chamber of Commerce Building at 10:00 and fly from Bergstrom at 11:00; and return Saturday at 11:00 A.M. He read the program for the various ceremonies on Saturday and Sunday, and named the various committies that were working on this ceremonial. MR. TOM BROWN, MR. ED St JOHN and MR. VIC MATHIAS joined Mr. Bechtol in presenting the invitations and information to the Council.

MR. KENT HEMINGSON, student at the University, asked that some relief be given on the two-hour parking meter zone on 21st Street during the two-week period of finals, stating the finals lasted three hours. The Council discussed this at length, and MAYOR PAIMER stated although the Council wished there were something it could work out, it would not be able to follow through on the suggestions Mr. Hemingson had made.

Pursuant to published notice thereof public hearing on paving and improving LERALYNN STREET, ANITA DRIVE and sundry other streets was opened at 10:30 A. M. No one appeared in the interest of the paving.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PRO-CEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAY-MENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Leralynn Street)

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 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 Perry 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 Perry 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

Mayor Palmer announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE CLOSING THE HEARING GIVEN TO THE REAL AND TRUE OWNERS OF PROPERTY ABUTTING UPON SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINAFTER DEFINED, AS TO SPECIAL BENEFITS TO ACCRUE TO SAID PROPERTY AND THE REAL AND TRUE OWNERS THEREOF BY VIRTUE OF THE IMPROVEMENT OF SAID STREETS WITHIN SAID LIMITS, AND AS TO ANY ERRORS, INVALIDITIES OR IRREGULARITIES IN ANY OF THE PROCEEDINGS OR CONTRACT THEREFOR; FINDING AND DETERMINING THAT EACH AND EVERY PARCEL OF PROPERTY ABUTTING UPON SAID STREETS WITHIN THE LIMITS DEFINED WILL BE SPECIALLY BENEFITED AND ENHANCED IN VALUE IN EXCESS OF THE AMOUNT OF THE COST OF SAID IMPROVEMENTS PROPOSED TO BE, AND AS, ASSESSED AGAINST SAID ABUTTING PROPERTY AND THE REAL AND TRUE OWNERS THEREOF, AND LEVYING AN ASSESSMENT FOR THE PAYMENT OF A PORTION OF THE COST OF IMPROVING SAID STREETS WITHIN THE LIMITS DEFINED, FIXING A CHARGE AND LIEN AGAINST? ALL SAID ABUTTING PROPERTIES, AND THE REAL AND TRUE OWNERS THEREOF, PROVIDING FOR THE ISSUANCE OF ASSIGNABLE CERTIFICATES UPON THE COMPLETION AND ACCEPTANCE OF SAID WORK, THE MANNER AND TIME OF PAY-MENT THEREOF, AND PROVIDING FOR THE MANNER AND METHOD OF COLLECTION OF SAID ASSESSMENTS AND CERTIFICATES; DE-CLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE. (Anita Drive and sundry other streets)

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 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 Perry 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 Perry 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.

The City Manager submitted the fellowing recommendation of the consulting engineers, BROWN & ROOT, INC., on Contract No. 66, for Deserating Heater for Holly Street Station, Unit No. 2:

"May 16, 1961

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

"Dear Mr. Williams:

"Brown & Root, Inc. has examined the bids opened by you at 10: A.M. May 11, 1961, in open council meeting for the Holly Street Station Unit No. 2 Deaerating Heater, Item DFWH-23, Contract No.66. Bids were submitted by Cochrane Division-Crane Company, represented by Alliger & Sears Company of Houston, Allis-Chalmers Manufacturing, Worthington Corporation-represented by A. M. Lockett of Houston. All bids were found to be in accordance with the specifications.

"On the basis of lowest price and satisfactory delivery of April, 1963, it is recommended that the Cochrane Division-Crane Company be awarded the contract for the Deaerating Heater for supplying the mirror image unit and accessories as furnished Holly Street Unit No. 1 with the exception of the level control float size. The range was changed to 32". The total sum is \$26,519.00.

"Your attention is invited to the section of the Cochrane proposal which states that if shipment by April, 1962 is acceptable, the total price for the above equipment will be \$25,011.00.

"Yours very truly, s/ D. N. Higgins D. N. Higgins Chief Power Engineer Brown & Root, Inc.

"Approved s/ D. C. Kinney D. C. Kinney Director of Public Utilities City of Austin"

The City Manager's recommendation followed that of the Consulting Engineers and Director of Public Utilities, that the bid of ALLIGER & SEARS COMPANY on the mirror image unit and accessories be accepted, and accept shipment early, thus bringing the total price to \$25,011.

The City Manager also submitted the recommendation of Brown & Root on the purchase of Feedwater Heaters for Unit Number 2, Contract No. 65, as follows:

"May 17, 1961

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

"Dear Mr. Williams:

"Brown & Root, Inc. has examined the bids opened by you at 10:00 A.M., May 11, 1961, in open council meeting for the Holly Street Station Unit Number 2, Feedwater Heaters, Item CWFH-21, CWFH-22, CWFH-24, and CWFH-25, Contract number 65. Bids were submitted by Alco Products Company, Griscom-Russell Company, Struthers-Wells Company, and Westinghouse Inc. All bids were found to be in accordance with the specifications.

"The initial low bid of \$74,440 was submitted by Alco, Inc. However, due to additional engineering cost involved by Westinghouse and Brown & Root due to Alco's design of the heater CWFH-21, we recommend on the basis of best bid and satisfactory delivery of April, 1963, that the Griscom-Russell Company be awarded the contract for the above Feedwater Heaters for the sum of \$74,655.00.

"Your attention is invited to the section of the Griscom-Russell proposal which states that if shipment is acceptable in April, 1962, the total price for the above equipment will be \$71,100.00.

"At this time we are still investigating the use of steel tubes in these heaters. We will be able to have our recommendation regarding their use within two (2) weeks. Should this tubing material prove acceptable, Griscom-Russell would still be the best bid with an approximate saving in heater cost of \$5,000.00 to the City of Austin. As of this date however, our findings show that the use of steel tubes is being tried only by larger utility companies in the East and have not been in service of sufficient time to warrant our recommendation.

"Any contract entered into with Griscom-Russell should contain the option of the substituting of steel tubing material within two (2) weeks from date of contract upon approval of Mr. D. C. Kinney with subsequent reduction in cost as per Griscom-Russell proposal, i.e. April, 1963 - \$69,678.00

April, 1962 - \$66,360.00

Should you require further comments and/or recommendations, please call.

"Very truly yours, s/ D. N. Higgins D. N. Higgins Chief Power Engineer Brown & Root, Inc.

"Approved s/ D. C. Kinney D. C. Kinney Director of Public Utilities City of Austin"

The City Manager stated it was his recommendation also that GRISCOM-RUSSELL COMPANY be awarded the bid, and that the city take an early delivery date on this equipment also, saving about \$700.00 on that, making the total price at \$71,100.

Councilman White moved that the contract be awarded as recommended by Brown & Root and the City Manager to ALLIGER & SEARS COMPANY of Houston for Deaerating Heater, Contract No. 66, delivery date by April, 1962, in the sum of \$25,011.00. The motion, seconded by Councilman Perry, carried by the following vote:

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

Noes: None

Councilman White moved that the contract be awarded as recommended by Brown & Root and the City Manager to GRISCOM-RUSSELL COMPANY for Feedwater Heaters, Contract No. 65, delivery date, April 1962, in the sum of \$71,100.00. The motion, seconded by Councilman Perry, 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 REPEALING ORDINANCE NO. 600114A, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BRADFIELD-CUMMINS, INC.; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY; AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BRADFIELD-CUMMINS, INC.; 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 rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, 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 Perry, 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 brought.up. the following ordinance for its second reading:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 1.06 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION

OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY. (Angelina Street and sundry other streets)

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 Armstrong, 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 Armstrong, 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.

The Council discussed in detail the ordinance restricting noise from Amusement park devices (to include go-carts). Mayor Palmer brought up the following ordinance for its second reading:

AN ORDINANCE AMENDING SECTION 21.11 OF THE AUSTIN CITY CODE OF 1954 RESTRICTING THE NOISE OF AMUSEMENT PARK DEVICES; AND DECLARING AN EMERGENCY. (Go Carte)

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

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

Noes: None

The ordinance was read the third time and Councilman Shanks moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, 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 brought up the following ordinance for its second reading:

AN ORDINANCE ORDERING A CHANGE IN HEIGHT AND AREA AND CHANGING THE HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER

39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: FROM FIRST HEIGHT AND AREA DISTRICT TO SECOND HEIGHT AND AREA DISTRICT ON LOTS 608, BLOCK 3, SUNRISE ADDITION, 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 second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Perry, 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 Perry, 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.

The City Attorney explained an ordinance which would require vehicles to be parked within space designated by stall lines on city owned parking lots and to regulate time limits for the parking thereon. Mayor Palmer suggested that the City Manager, even though the Airport Terminal parking lot has already been marked off, make a study of the size of the stalls and the possibility of angle parking. The Council informally agreed to ask the City Manager to have the Traffic Department study this, even if it meant relining the lot. Mayor Palmer then introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 33 OF THE AUSTIN CITY CODE OF 1954 TO REQUIRE VEHICLES TO BE PARKED WITHIN THE LIMIT LINES ALLOCATED FOR EACH VEHICLE ON CITY-OWNED PARKING LOTS; REGULATING PARKING TIME LIMITS ON CITY-OWNED PARKING LOTS; AND DECLARING AN EMERGENCY.

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

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

Noes: None

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

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

Noes: None

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

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.

The Council discussed the ordinance prohibiting fishing from or loitering upon bridges or dams crossing the Colorado River. Councilman Shanks suggested that some kind of markers be set out to announce the off limits, as he would hate to see one arrested just because he was in an area he was not aware was offlimits. The City Manager said a statement could be added to the effect that these regulations shall apply, and that it would be an offense to violate them provided they are properly marked. The City Attorney stated the text should be amended whereby the erection of the signs should be under the Direction of the City Manager rather than under the Chief of Police. Councilman Armstrong inquired of the planning as concerned places for people to fish, and suggested that there be lighted docks. He said he did not want to take anything away from the people, and this would be recreation, and he stated some provision should be made. The Mayor stated the Parks Board along with the Planning Commission have shown areas that will be set out for fishing purposes, and people have been asking for concession rights to building enclosed floating docks. After discussion, Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 34 OF THE AUSTIN CITY CODE OF 1954 TO PROHIBIT FISHING FROM OR LOITERING UPON CERTAIN STRUCTURES ACROSS THE COLORADO RIVER; 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 Perry, carried by the following vote:

Ayes: Councilmen Armstoong, 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 Perry, 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 Perry, 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 AMENDING THE AUSTIN CITY CODE OF 1954 BY ADDING THERETO A NEW CHAPTER DESIGNATED AS CHAPTER 40 TO PROVIDE FOR DEFINING POULTRY AND POULTRY PRODUCTS, DRESSED POULTRY, EVISCERATED POULTRY; PROHIBITING THE SALE OF ADULTERATED OR MISBRANDED POULTRY PRODUCTS; PROVIDING FOR THE ENFORCEMENT OF THESE REGULATIONS, THE INSPECTION OF RECORDS AND OF PRIVATE AND PUBLIC PROPERTY, REGULATING THE SANITARY OPERATION OF POULTRY-PROCESSING ESTABLISHMENTS AND THE LABELING, PROCESSING, STORAGE, TRANSPORTATION AND SALE OF POULTRY AND POUETRY PRODUCTS; PROVIDING FOR A SERVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

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

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

Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE PERPETUALLY VACATING AND CLOSING TO PUBLIC TRAVEL A PORTION OF EAST 16TH STREET ALLEY, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE 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 Perry, 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 Perry, 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 Perry, 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.

The Council had before it the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 117.55 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY NO. 15 AND THE JAMES P. WALLACE SURVEY NO. 18 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. (Northtowne, Section 3)

The Director of Public Works stated the Centennial Construction Company requested the annexation of the property as shown on the map, and on which field notes were drawn, and an ordinance prepared, published and read two times. The request was March 25th. On May 3rd, there was a request that annexation cover only an area which he pointed out on the map, which area was planned for residential development. In this last request, the company left out the Shoal Creek Drainage area. After discussion, the ordinance was read the third time and Councilman Perry 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.

The City Manager submitted the following:

"May 16, 1961.

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

"Building for Street & Bridge Yard

"Following is a tabulation of the bids received at 11:00 A.M., Tuesday, May 9, 1961 for the construction and erection of one rigid frame building for the Street and Bridge Division at 600 River Street.

"W. J. Fullerton Construction & Steel Bldg. Co. \$11,000.00 Wright Building Sales Company 11,215.00 Kennedy Associates 15,163.83

"City's Estimate

\$1,4,580.00

"I recommend that W. J. Fullerton Construction & Steel Building Company with their low bid of \$11,000.00 be awarded the contract for this project.

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

Councilman White offered the following resolution and moved its adoption: (RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 9, 1961, for the

construction and erection of one rigid frame building for the Street and Bridge Division at 600 River Street; and,

WHEREAS, the bid of W. J. Fullerton Construction & Steel Bldg. Co. in the sum of \$11,000.00 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 W. J. Fullerton Construction & Steel Bldg. Co. in the sum of \$11,000.00 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 W. J. Fullerton Construction & Steel Bldg. Co.

The motion, seconded by Councilman Perry, carried by the following vote: Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Noes: None

The City Manager submitted the following:

"May 16, 1961

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

Contract Number 61-D-15

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, May 16, 1961 for the construction of a storm sewer in the following vicinity: Cumberland Road Easement from East Bouldin Creek to Wilson Street, and Wilson Street from 285 feet south of Oltorf Street to 445 feet north of Cumberland Road - Contract Number 61-D-15.

"Walter W. Schmidt Ed H. Page Bland Construction Company Austin Engineering Company Karl Wagner, Inc. J. R. Barnes Engineering Company	\$15,999.95 16,897.00 16,952.70 17,432.50 17,477.35 19,285.50
"City's Estimate	\$19,217.00

"I recommend that Walter W. Schmidt with his low bid of \$15,999.95 be awarded the contract for this project.

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

Councilman White offered the following resolution and moved its adoption: (RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 16, 1961, for the construction of a storm sewer in the following vicinity: Cumberland Road Easement from East Bouldin Creek to Wilson Street, and Wilson Street from 285 feet south of Oltorf Street to 445 feet north of Cumberland Road - Contract Number 61-D-15; and,

WHEREAS, the bid of Walter W. Schmidt in the sum of \$15,999.95 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 Walter W. Schmidt in the sum of \$15,999.95 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 Walter W. Schmidt.

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

The City Manager submitted the following:

"May 16, 1961

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

"Dear Mr. Williams:

"Bids were received until 2:00 P. M., Tuesday, May 16, 1961 at the Office of the Director of the Water and Sewer Department for the construction of the Clawson Road and Lightsey Road Area Sanitary Sewer Mains. The bids were publicly opened and read in the Second Floor Conference Room, Municipal Building, Austin, Texas.

"The following is a tabulation of bids: received:

"Firm	Amount	Working Days
J. R. Barnes Engineering Company	\$ 8,931.60 9,301.20	50 50
Walter W. Schmidt Karl Wagner, Incorporated	9,521.30	Not Stated
Fairey - Simons Company, Incorporated Bland Construction Company	10,057.00 10,728.90	30 60

"It is recommended that the contract be awarded to J. R. Barnes Engineering Company on their low bid of \$8,931.60 with 50 working days.

"Yours truly, s/ S. A. Garza, Superintendent Sanitary Sewer Division s/ Albert R. Davis, Director Water and Sewer Department"

Councilman White offered the following resolution and moved its adoption: (RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 16, 1961, for the construction of the Clawson Road and Lightsey Road Area Sanitary Sewer Mains; and,

WHEREAS, the bid of J. R. Barnes Engineering Company in the sum of \$8,931.60 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of J. R. Barnes Engineering Company in the sum of \$8,931.60 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager be and he is hereby authorized to execute a contract on behalf of the City with J. R. Barnes Engineering Company.

The motion, seconded by Councilman Shanks, carried by the following vote: Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Noes: None

After explanation by the City Manager, Mayor Palmer introduced the following ordinance:

AN ORDINANCE ESTABLISHING A PROPOSED BUILDING LINE ALONG THE SOUTH SIDE OF AN EAST-WEST ALLEY TRAVERSING BLOCK 53 OF THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; WAIVING ANY CLAIM WHICH THE CITY OF AUSTIN MAY HAVE FOR REAL OR SUPPOSED ENCROACHMENT ON SAID ALLEY; 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 Armstrong, carried by the following vote:

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

Noes: None

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 Armstrong, carried by the following vote:

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

Noes: None

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

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 the property situated on the north side of West 5th Street as a private gasoline plant consisting of an 8,000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by the Dr. Pepper Bottling Company of Austin, and is Lots 1 and west 59 feet of 2, Block 49, Original City, of the City of Austin, Travis County, Texas, and hereby authorizes the said Dr. Pepper Bottling Company to operate a private gasoline plant consisting of an 8,000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject 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 Dr. Pepper Bottling Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas May 18, 1961

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

"Dear Sir:

"I, the undersigned, have considered the application of Dr. Pepper Bottling Company of Austin, by their agent, Raymond McNairy, for permission to operate a private gasoline plant consisting of an 8,000 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the north side of West 5th Street, which property is designated as Lots 1 and west 59 feet of 2, Block 49, Original City in the City of Austin, Travis County, Texas, and

locally known as 718 West 5th Street.

"This property is located in a C-2 Commercial District and I recommend that this permit be granted subject to the following conditions:

- "(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.
- "(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.
- "(3) That No Smoking signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gapline is handled or stored.
- "(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted, s/ Dick T. Jordan Building Official"

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

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

Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH NASH PHILLIPS-COPUS; 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 Armstrong 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 Armstrong 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 Armstrong 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 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH R. L. STRUHALL, 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 first time and Councilman Armstrong moved that the rule be suspended and the ordinance passed to its second reading. The motion seconded by Councilman Perry, carried by the following vote:

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

Noes: None

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

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

Noes: None

The ordinance was read the third time and Councilman Armstrong moved that the ordinance be finally passed. The motion, seconded by Councilman Perry, 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 PERPETUALLY VACATING AND CLOSING TO PUBLIC TRAVEL THAT CERTAIN PORTION OF JONES AVENUE WHICH LIES BETWEEN A LINE 125 FEET SOUTH OF THE SOUTH LINE OF COLEMAN STREET AND A LINE 125 FEET NORTH OF THE NORTH LINE OF HAVANA STREET, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Armstrong 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 Armstrong 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 Falmer

Noes: None

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

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

Noes: None

The Mayor announced that the ordinance had been finally passed.

The City Manager presented an invitation from MR. DICK PETTWAY to the Council to attend a ribbon-cutting ceremony for the opening of the "MOBILE STATION" Friday, June 2nd, at 5:00 P.M.

The City Manager stated MR. JOHN BABCOCK, L.C.R.A. called and offered the facilities and support of the L.C.R.A. in any efforts the City might make in encouraging industry. They have films and other things which might be of value and he offered their cooperation in any manner to get industry in. MAYOR PAIMER stated that many times prospective industry would like to have information on the feelings of the Council, and he suggested that the Council appoint some laison person to work with the Chamber of Commerce, the L.C.R.A., or anyone else that is interested. Many meetings should be attended by this Council representative to express the wishes and desires of the Council, and to show that it is trying to cooperate. Councilman Shanks moved that COUNCILMAN ARMSTRONG be appointed to be the laison officer with the Industrial Development Committee. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Perry, Shanks, White, Mayor Palmer

Noes: None

Present but not voting: Councilman Armstrong

The City Manager stated there was a definite understanding that a member of the School Board, Mr. Carruth, a member of the City Council, and he would form a committee between the Schools and City. Mr. Bechtol had been serving in that capacity. Councilman Armstrong moved that COUNCILMAN SHANKS be appointed to be the laison officer with the Schools. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer

Noes: None

Present but not voting: Councilman Shanks

The City Manager reported that since the concessionaire at Lake Austin Park had decided not to take the concessions, the Director of Recreation had located two others and recommended them as concessionairs--MR. WALTER HOPKINS and MR. ALVIN MORRIS. They are willing to undertake the project as partners, and the City will receive 10% gross. After discussion, Councilman White moved that the City Manager be authorized to proceed. The motion, seconded by Councilman Armstrong, carried by the following vote:

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

Noes: None

The City Manager read the following letter from the Regional Director, Public Buildings Service, C. R. HADEN, dated April 25th:

"April 25, 1961

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

"In Reply Refer to: 7PR Austin, Texas Post Office and Federal Office Bldg. Site, Project No. 41919

"Dear Mr. Williams:

"Reference is made to letter dated April 17, 1961, from Karl E. Wallace, Commissioner, Public Buildings Service, Washington, D. C., informing you that we would communicate with you with reference to negotiating the necessary contracts for relocation of public utility facilities, street paving, and other related matters referred to in your letter of March 10, 1961.

"We are obtaining additional information from our architect and engineer contractors with reference to the paving work to be performed on Ninth Street. Upon receipt of this information, we will contact you for the purpose of arranging a conference with the City Officials concerned.

"Sincerely yours s/ C. R. Haden C. R. Haden Regional Director Public Buildings Service"

The City Manager stated that reference had been made by MRS. FRANCISCO recently concerning the community activities on the Civitan Playground, and of use of the building which is operated as a kindergarden by the Methodist Church Women as a community program rather than a church program. This building has to be moved to make room for additional playground development, but there is plenty of space on the site. This group of women is agreeable to have the building moved, and the group proposes to spend some money on improving it. The Director of Recreation stated the Schools gave the building to the City to use; but the City does not have any use for it now, and the School Board has given it to this group of ladies to use. He recommended that they be permitted to make the improvements, as their operations have been so successful, and this is a community venture. The City Manager stated the building had to be removed, and the ladies are not requesting any 50 or 75 years lease, but they did want to use the building and invest some \$10,000 in improvements. Councilman Shanks moved that the City

Manager be authorized to grant permission to move the building. The motion, seconded by Councilman White, carried by the following vote:

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

Noes: None

MAYOR PALMER stated there were five terms on the Planning Commission expiring June 1, 1961, and that MR. A. C. BRYANT, whose term would expire June 1, 1962, had resigned from the Commission. Councilman White moved that the following be reappointed to the Planning Commission, term expiring June 1, 1963:

MR. EMIL SPILIMAN
MR. S. P. KINSER
MR. HOWARD E. BRUNSON
MR. W. SALE LEWIS
MR. PERICLES CHRISS

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

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

Noes: None

No action was taken on making an appointment to fill the vacancy of MR. A. C. BRYANT, resigning.

The City Manager extended the invitation of the Fire Chief to the Council to make a tour of the new fire station on Ben White Boulevard.

The City Attorney made a report on the status of a bill in the State Affairs Committee of the Senate, which bill will cost the tax payers of Austin a minimum of three cents per \$100.00 on taxes.

- MR. TRUEMAN O'QUINN made inquiry about the status of the street through the I & GN Railroad property. The Director of Public Works stated field notes were now prepared and approved, and will be sent to the Iaw Department to prepare the deeds to turn over to Mr. O'Quinn so that he could get them signed by the Missouri Pacific Railroad. Mr. O'Quinn stated he would do his part.
- MR. TRUEMAN O'QUINN stated there was a zoning application before the Commission, which involved a new type of zoning, and he had asked the Planning Commission to appoint a special committee to make a study of the new zoning classification. The application is for "IR" Local Retail which he would be opposed to, and which had been recommended for denial by the Commission. The application is now ready to come before the Council. Mr. O'Quinn asked the Council to hold it in the Planning Commission until the new classification could be given some study. The Director of Planning gave the status of this application and stated the Planning Commission is recommending that the entire zoning ordinance be revised, and that Mr. O'Quinn's suggestion be one of consideration in the entire zoning ordinance revision rather than have a piece-meal revision;

and the over-all revision will take not less than six months. MR. O'QUINN explained his proposal was in a multiple dwelling area where density was great that an area be provided on a small plot of land where residential types of building could be constructed in which certain types of utility services might be provided. This type of service would include service stations where everything was underground or inside the building, laundry services, beauty parlors and services needed in daily living. Discussion was held on the length of time it would take to make the over-all revision of the zoning ordinance. The City Manager stated MR. OSBORNE, with reference to expediting the work, had suggested the employment of a consultant to advise with the Department. Council briefly discussed the use of a consultant, Mayor Palmer stating he would not want to import anyone from out of state, and Councilman Armstrong suggesting that the revision be attempted to see how it gets under way; and then get a consultant if necessary. Mayor Palmer suggested that the City Manager and Director of Planning explore this. Mr. O'Quinn made inquiry about the Committee. The Director of Planning stated he was trying to get a recommendation to the Council on how to proceed with this study. Mr. O'Quinn asked that the zoning application either be passed or returned to the Planning Commission for further study in view of the possibility of a general revision and a new classification. He stated he would file a letter with the City Clerk.

The Council reviewed the Status of Water and Sanitary Sewer Contract Projects as of May 1, 1961.

Mayor Palmer introduced the following ordinance:

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 first time and Councilman Armstrong 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 Armstrong 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 Armstrong 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.

Councilman Armstrong moved that a shore-line alteration be approved for A. C. BRYANT as per plot plan filed, the property being between Skishores and the Austin City Park, and the shore-line alteration consisting of a slip under the boathouse. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Noes: None

There being no further business, the Council adjourned at 1:30 P.M., subject to the call of the Mayor.

APPROVED In to E. Palmin Mayor

ATTEST:

City Clerk