

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 24, 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; Robert Beckham, Assistant Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by REV. JOHN BARCLAY, Central Christian Church.

MAYOR PALMER announced the death of MR. J. D. HUFFMAN, JR., Finance Director, who had been with the City of Austin 27 years. The City Manager was instructed to fly the flag at half mast over the City Hall.

The City Manager read the following from BROWN & ROOT, INC., Consultant Engineers on Holly Street Power Station Unit Number 2, regarding evaluation of bids received on Miscellaneous Tanks, Contract No. 85:

"August 23, 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. August 17, 1961, in open council meeting for the Holly Street Power Station Unit Number 2, Miscellaneous Tanks, Contract Number 85. Bids were submitted by:

"Graver Tank & Mfg. Company  
Delta Tank Manufacturing Co., Inc.  
Field Erection & Welding Co.  
Gorbett Bros. Steel Company, Inc.  
Chicago Bridge & Iron Co.  
Wyatt Industries, Inc.

"The Field Erection & Welding Co. qualified their bid to the effect that if delivery is not acceptable by February 1962 they wish to enter a "NO BID" on this contract. Therefore, as this delivery date is not acceptable, their bid is disqualified. The remaining bids were found to be in accordance with the specifications.

"On the basis of our evaluation, we recommend the awarding of the contract to the vendors as itemized below:

"Item I: All miscellaneous tanks covered by this contract complete and assembled, delivered f.o.b. cars or trucks plant site, for erection by others; less Item CWT-21.

"On the basis of the best bid and lowest firm price, and satisfactory delivery of April 1963, we recommend Gorbett Bros. Steel Company, Inc. be awarded the contract for Item I for the sum of \$5,945.00.

"Item II: Miscellaneous Tank CWT-21, disassembled and without lining, but match-marked for field erection by others, delivered f.o.b. cars or trucks plant site.

"Item III: Miscellaneous Tank CWT-21, field erection, assembly, preparation of interior surfaces, application of lining, and field test for disassembled tank supplied as per Item II.

"Since the possible saving is only \$200.00 by using two vendors for Items II and III, our recommendation is to use one vendor to avoid divided responsibility, and minimize delivery and erection problems. On the basis of undivided responsibility, the best and lowest firm price and satisfactory delivery in April 1963, it is recommended that Wyatt Industries, Inc. be awarded the contract for Items II and III for the sum of \$12,506.25. This bid includes fifteen per cent (15%) escalation. Reduction of escalation is contingent upon selection of the General Contractor, and construction schedule for tank site preparation to allow acceptance of earlier delivery.

"If there are any further questions regarding this contract please call.

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

"Approved:  
CITY OF AUSTIN  
s/ D. C. Kinney  
Director of Public Utilities"

Councilman Armstrong moved that the recommendation from the Engineering Firm's report be accepted as it stands. (Item I - Miscellaneous tanks less Item CWT-21, GORBETT BROS. STEEL COMPANY - \$5,945.00. Item II and Item III - WYATT INDUSTRIES, delivery in April 1963, \$12,506.25, including the 15% escalation, Tank CWT-21 & erection) The motion, seconded by Councilman White, carried by the following vote:

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

The City Manager read the following letter from Brown & Root, Inc., regarding their evaluation of miscellaneous pumps, Contract No. 72:

"August 23, 1961

"Mr. W. T. Williams  
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. August 17, 1961, in open council meeting for the Holly Street Power Station Unit Number 2, Miscellaneous Pumps, Contract Number 72. Bids were submitted by American Meter Company, Dean-Hill Corporation, M. N. Dannenbaum Company, DeLaval Steam Turbine Company, A. M. Lockett & Company, Power Specialty Company, Byron-Jackson Pumps, Incorporated and Hills-McCanna Company.

"The Hills-McCanna bid was not presented in proper form, but was acceptable for evaluation. Numerous discrepancies regarding the pump motor drives to be supplied by the M. N. Dannenbaum Company bid were noted and found not to be in accordance with the specifications. The M. N. Dannenbaum Company was contacted and they stated they would provide the motor drives as specified rather than as proposed. The remaining bids were found to be in accordance with the specifications.

"The following prices are listed as firm for delivery in April 1963. In order to arrive at a firm price for this delivery date, escalation is included where applicable.

"On the basis of our evaluation, we recommend the awarding of the contract for the miscellaneous pumps to the following vendors:

"Item I: Three (3) Chemical Feed Pumps complete with motor drives and accessories as herein specified and designated as Items CFP-21, CFP-22, CFP-23, MD-217, MD-218 and MD-219.

"The Power Specialty Company, while complying with the specifications, has incorporated features in their pumps which have possible merit in reducing maintenance and leakage costs. Brown and Root respectfully requests two (2) additional weeks to evaluate this bid.

"Item II: Two (2) Condensate Drain Tank Pumps complete with motor drives and accessories as herein specified and designated as Items CTP-21, CTP-22, MD-272 and MD-273.

"The initial low bid of \$754.00 was submitted by M. N. Dannenbaum Company, with the second low bid of \$1,075.20 submitted by A. M. Lockett & Company.

"The pumps proposed by A.M. Lockett & Company are identical to those supplied on Unit Number One, and the evaluation reflects these pumps to be of a heavy duty design as opposed to the M. N. Dannenbaum Company proposal. The savings in spare parts required by having four (4) identical units, maintenance and

engineering design will more than offset the \$321.20 additional initial cost. We recommend on the basis of best bid and satisfactory delivery of April 1963, that A. M. Lockett & Company be awarded the contract for the above pumps for the sum of \$1,075.20.

"Item III: One (1) Fuel Oil Service Pump complete with motor drive and accessories as herein specified and designated as Items FSP-21 and MD-215.

"This pump is used in a back-up rather than primary service for supplying fuel to the boiler, which was considered as a point in evaluating this bid. Any advantage or saving which may be evaluated by having an identical pump to Unit Number One, in maintenance or spare part inventory, would be lost due to the intermittent use of the pumps. The additional cost of having an identical pump to Unit Number One would be \$638.40, which cannot be justified in this instance. On the basis of the best and lowest firm price and satisfactory delivery of April 1963, we recommend that the DeLaval Steam Turbine Company be awarded the contract for the above pump for the sum of \$3,032.40.

"Item IV: One (1) Turbine Lube Oil Transfer Pump complete with motor drive and accessories as herein specified and designated as Items LTP-21 and MD-234.

"The pump proposed by A. M. Lockett & Company is identical to the pump supplied on Unit Number One. On the basis of the best and lowest firm price and satisfactory delivery of April 1963, it is recommended the contract for the above pump be awarded to A. M. Lockett & Company for the sum of \$401.10.

"Item V: Two (2) Plant Cooling Water Pumps complete with motor drives and accessories as herein specified and designated as Items PCP-21, PCP-22, MD-221 and MD-222.

"The initial low bid was submitted by M. N. Dannenbaum Company for \$2,904.00, and second low bid of \$3,475.00 was submitted by A. M. Lockett & Company.

"As the plant cooling water system is a primary service, we recommend a pump of heavy duty design and reliability. The pumps proposed by A. M. Lockett & Company are identical to those provided for Unit Number One and meet the above recommendations without reservation. Once again, on the basis of having identical pumps, the savings in spare part inventory, maintenance problems and engineering costs will more than offset the \$571.50, additional initial cost. On the basis of the best bid and satisfactory delivery of April 1963, it is recommended the contract be awarded to the A. M. Lockett & Company for the sum of \$3,475.50.

"Item VI and Item VIA: Four (4) Screen Wash Pumps complete with motor drives and accessories as herein specified and designated as Items SWP-21, SWP-22, SWP-11A, SWP-12A, MD-252, MD-253, MD-123 and MD-124 complete with spare parts.

"This item does not have a similar type pump in service on Unit Number One. Therefore, on the basis of the best bid and lowest firm price and satisfactory delivery in April 1963, we recommend Byron-Jackson Company be awarded the contract for the above pumps and spare parts for the sum of \$7,669.00.

"Item VII: One (1) Sump Pump (basement drain) complete with motor drive and accessories as herein specified and designated as Items SMP-21 and MD-255.

"The pumps submitted by A. M. Lockett & Company was the low bid, and identical to the pumps supplied on Unit Number One. On the basis of best and lowest firm

price, and satisfactory delivery of April 1963, we recommend awarding the contract for the above pump to A. M. Lockett & Company for the sum of \$669.35.

"Item VIII: One (1) Sump Pump (L. O. Sump) complete with motor drive and accessories as herein specified and designated as Items SMP-24 and MD-278.

"A. M. Lockett & Company submitted a pump identical to that supplied for Unit Number One, and once again was low bidder. Therefore, on the basis of the best bid and lowest firm price and satisfactory delivery of April 1963, we recommend that A. M. Lockett & Company be awarded the contract for the above pump for the sum of \$307.65.

"The total sum of the above contract, less Item I, for delivery in April 1963, will be \$16,630.20.

"Your attention is invited to the savings on the following items which may be effected by accepting early delivery date, to avoid escalation and which we recommend taking advantage of:

|                 |                               |                 |        |
|-----------------|-------------------------------|-----------------|--------|
| "Item II        | Accept delivery August 1962   | \$ 51.20        | Saving |
| Item III        | Accept delivery February 1962 | 505.40          | Saving |
| Item IV         | Accept delivery August 1962   | 19.10           | Saving |
| Item V          | Accept delivery August 1962   | 165.50          | Saving |
| Item VI and VIA | - Quoted firm April 1963      |                 |        |
| Item VII        | Accept delivery August 1962   | 22.35           | Saving |
| Item VIII       | Accept delivery August 1962   | 34.65           | Saving |
|                 | Total Saving                  | <u>\$798.20</u> |        |

"On the basis of four per cent (4%) interest on the bond money, the net saving by accepting early delivery is \$470.00.

"Should you require further comments and/or recommendations concerning this contract, please call.

"Very truly yours,  
BROWN & ROOT, INC.  
s/ D. N. Higgins, Jr.  
Chief Power Engineer  
CITY OF AUSTIN  
s/ D. C. Kinney  
Director of Public Utilities"

Approved:

Item I - Three Chemical Feed Pumps - that the Engineers have two additional weeks to evaluate the bid of the Power Specialty Company. Mayor Palmer stated the Council should grant this request so that the engineers could further evaluate the bids. (September 7th)

Councilman Shanks moved that A.M. LOCKETT & COMPANY be awarded the contract for Item II, two Condensate Drain Tank Pumps in the sum of \$1,075.20. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Armstrong moved that DeLAVAL STEAM TURBINE COMPANY be awarded the contract for Item III, One Fuel Oil Service Pump in the sum of \$3,032.40. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Armstrong moved that A. M. LOCKETT & COMPANY be awarded the contract for Item IV, One Turbine Lube Oil Transfer Pump in the sum of \$401.10. 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 A. M. LOCKETT & COMPANY be awarded the contract for Item V, Two Plant Cooling Water Pumps in the sum of \$3,475.50. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Armstrong moved that BYRON-JACKSON COMPANY be awarded the contract for Item VI and Item VIA, Four Screen Wash Pumps, complete with spare parts in the sum of \$7,669.00. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Armstrong moved that A.M. LOCKETT & COMPANY be awarded the contract for Item VII, One Sump Pump in the sum of \$669.35. 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 A. M. LOCKETT & COMPANY be awarded the contract for Item VIII, One Sump Pump (L.O. Sump) in the sum of \$307.65. The motion, seconded by Councilman Perry, carried by the following vote:

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

Councilman Armstrong moved that the City Manager be authorized to follow the recommendation of the Consulting Engineers on Miscellaneous Pumps and purchase them early on the following items:

|          |                                    |
|----------|------------------------------------|
| Item II  | Accept delivery date August 1962   |
| Item III | Accept delivery date February 1962 |
| Item IV  | Accept delivery date August 1962   |
| Item V   | Accept delivery date August 1962   |

Item VI and VIA, quoted firm April, 1963  
 Item VII Accept delivery August 1962  
 Item VIII Accept delivery August 1962

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

The City Manager read the following letter from BROWN & ROOT, INC., regarding their recommendation on the Sluice Gates and Air Operator:

"August 23, 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 at 10:00 A.M., August 17, 1961, in open council meeting for the Holly Street Power Station Unit Number 2, Sluice Gates and Air Operator, Contract No. 86. Bids were submitted by Rodney Hunt Machine Co. and Armco Drainage and Metal Products, Inc.

"On the basis of the best and lowest firm price and satisfactory delivery, it is recommended that the Rodney Hunt Machine Co. be awarded the contract for the sluice gates and air operator for the sum of \$9,237.00.

"It is further recommended that Item II - Air Operator - be purchased without the optional locking button on the on-off switch.

"Very truly yours,  
 BROWN & ROOT, INC.  
 s/ D. N. Higgins, Jr.  
 Chief Power Engineer  
 Approved  
 s/ D. C. Kinney  
 Director of Public Utilities  
 City of Austin"

Councilman Shanks moved that RODNEY HUNT MACHINE CO. be awarded the contract for Item II, Sluice Gates and Air Operator in the sum of \$9,237.00; the Air Operator to be purchased without the optional locking button on the on-off switch. The motion, seconded by Councilman White, carried by the following vote:

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

MR. HIGGINS, Consultant, stated there were two remaining items yet to be purchased--the controls which would come before the Council in another six or eight weeks, and the building steel and boiler steel, which would be brought up around the first of October. The Mayor discussed briefly moving the completion date up, and stated he would discuss this with the Council and City Manager, and maybe bring the matter up when Mr. Higgins came back on September 7th.

MR. HUB BECHTOL appeared before the Council, stating a number of people were upset when they found firemen getting their petitions for this election

signed in front of the fire stations during an Election. He said he discovered today that they are using city property for political purposes for the September 16th election, and submitted pictures of a station, where the firemen had a pick-up truck parked on city property with a sign, "Vote No. 1 September 16th." He stated if they were to be permitted to use City Property to further their political campaign, he requested that he be allowed to use this property to campaign against the proposition. Councilman White stated he appreciated his bringing this in and notifying the Council what is going on, and he recommended that they have this truck removed at once. Mayor Palmer stated this had been the policy not to have political advertising on city property and the Council wanted to carry it out. He stated the Chief of Police had been instructed to remove political signs from city property any time he found them there. The City Manager was instructed to inform the Fire Department Chief not to permit any banners or political advertising at the Fire Halls.

Councilman Armstrong submitted the request of MR. GRAHAM WILSON for vacating an alley between Rio Grande Street and Salado Street, stating it was desired to start construction right after Labor Day. The City Manager stated he had a letter from MR. DAN FELTS, Attorney for Mr. Wilson, and that the vacation of alleys had to be cleared through the various departments. Mayor Palmer noted that this is the alley Mr. Wilson had agreed to leave open between the apartments between Rio Grande and Salado, in line with the zoning of his property, and that several property owners brought it out in the hearing that they would use that access through there. Mayor Palmer stated it was a part of the zoning grant that the alley was to remain open, and he told Mr. Wilson that the Council would look into the request; and if it could work out something, it would do so.

Councilman Armstrong moved that the Minutes of the Meeting of August 17, 1961, be approved. 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 ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: ALL OF LOT 7: ALL OF LOT 6, SAVE AND EXCEPT THE NORTH 30 FEET OF THE EAST 66 FEET, AND THE WEST 94 FEET OF LOTS 4 AND 5, BLOCK 4, CARRINGTON SUBDIVISION, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; 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 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 White, 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 White, 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 USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT ON THE WEST 75 FEET OF LOT 1, BLOCK A, NORTH PLAINS, LOCALLY KNOWN AS 7901-7909 BURNET ROAD AND 2310-2314 ANDERSON LANE, 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 ordinance be passed to its third reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

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

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

|                 |                       |   |
|-----------------|-----------------------|---|
| HARRY GOLDSTEIN | 5134-5136 Burnet Road | From "C" Commercial<br>To "C-2" Commercial<br>RECOMMENDED by the<br>Planning Commission |
|-----------------|-----------------------|---|

Councilman Shanks moved that the change to "C-2" Commercial be denied. The motion, seconded by Councilman Perry, carried by the following vote:

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

The Mayor announced that the change had been DENIED.

Action was deferred on the following annexation Ordinance until a few of the details could be worked out on the refund contract:

ALLANDALE TERRACE,  
SECTION 2, PHASE 2

Mayor Palmer introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING TO PUBLIC TRAVEL THAT CERTAIN ALLEY TRAVERSING BLOCK 61, OF A RESUBDIVISION OF BLOCK 61, CHRISTIAN AND FELLMAN ADDITION, 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 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 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 106 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 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. (Cardinal Lane & So. 3rd)

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.

After discussion, Councilman Perry offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin for the furnishing of tires and tubes; and,

WHEREAS, the bid of Walker Tire Company, in the sum of \$30,459.25 for furnishing tires and tubes 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 Walker Tire Company, in the sum of \$30,459.25 for furnishing tires and tubes 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 Walker Tire Company.

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

Action on awarding the contract for recapping and repairs was deferred for further study.

The City Manager submitted the following:

"Sealed bids opened 2:00 P.M. Aug. 23, 1961  
Tabulated by: O. G. Brush, Purchasing Agent

"CITY OF AUSTIN BIDS FOR PICK UP TRUCKS FOR DOG WARDENS POLICE DEPARTMENT

|  | Dependable<br>Motors | Capitol Chevrolet<br>Company | McCormich Farm<br>Equipment Store |
|--|----------------------|------------------------------|-----------------------------------|
| Four Pick Up Trucks<br>for Dog Wardens use<br>per City Specifica-<br>tions   | \$6,724.00           | \$6,519.84                   | \$7,022.00                        |
| Trade-In of four 1955<br>Dodge Pick Ups, K-173,<br>K-174, K-175 and<br>K-196 | \$1,124.00           | \$ 800.00                    | \$1,400.00                        |
| Net Difference   | \$5,600.00           | \$5,719.84                   | \$5,622.00                        |
| Manufacturer   | Dodge                | Chevrolet                    | International                     |

RECOMMENDATION: Recommend low bidder, Dependable Motors be awarded order.

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 23, 1961, for the purchase of four pick-up trucks for use by the Dog Wardens; and,

WHEREAS, the bid of Dependable Motors in the sum of \$5,600.00, with the trade-in of four 1955 Dodge pick-up trucks, 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 Dependable Motors in the sum of \$5,600.00 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 Dependable Motors.

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 Council set the appeal of MRS. GORDON W. GRIFFIN from the Planning Commission decision in granting a special permit to CONTINENTAL OIL COMPANY to erect a filling station at 819-821 East 32nd Street, to be heard at 10:30 A.M., September 7th. The motion, seconded by Councilman Perry, carried by the following vote:

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

The City Manager stated MR. DAVID BARROW was present. The Planning Commission had submitted a recommendation on the sale of a tract of land which was purchased from the Berkman's, as follows:

"August 24, 1961

"Honorable Mayor and City Council  
City of Austin, Texas

"Subject: Proposed Sale of the Berkman Tract

File: R 730

"Gentlemen:

"In accordance with the City Council's request for the Planning Commission to examine the proposal to sell the remainder of the Berkman Tract adjacent to Bartholomew Park, the Planning Commission submits the following recommendation:

- "1. The Commission recommends the sale of the Berkman Tract for private residential development. It is understood that ample land is to be retained for Bartholomew Park and that the City does not have any proposed uses for the remaining 60 acres. The surrounding area is developed with homes and is well-suited to residential subdivision.
- "2. It is been pointed out to the Commission that the southeast corner of the tract adjacent to the creek will require a large drainage easement because of the possibility of flooding. It is recommended that this area be included in the sale with specific note of the drainage easement requirement.
- "3. Access to the Park and sound planning of the area requires the following:
  - a. A collector street along a portion of the north boundary of the Park extending from Berkman Drive to Westminister Drive.
  - b. A residential street along the east boundary of the property running from the above proposed collector street to East 51st Street. This will require a bridge across the creek. The financial participation by the City on the two streets adjacent to the Park and the bridge should be established in advance of the sale.

"Respectfully submitted,  
CITY PLANNING COMMISSION  
s/ Hoyle M. Osborne  
Executive Director"

A map showing the tract of land was shown. MR. BARROW discussed the recommendation of the Planning Commission, which was made in writing; suggested the City might trade this land; or when it was sold, the proceeds be used to purchase other lands needed; discussed the collector street and the two drainage areas. Mayor Palmer stated the Council would meet with Mr. Barrow and get some further suggestions, and set a time when bids on this property will be accepted. He stated also that topographic maps would not be furnished by the City.

Councilman Armstrong submitted an inquiry about the procedure of vacating two easements on the Friedrich tract which are not now being used. The City Manager suggested that the owners write the letter and the matter would be checked and brought to the Council.

MAYOR PALMER submitted a Housing Authority Cooperation Agreement to the Council. Councilman White moved that this be referred to the Legal Department for study to see if it is the same as what was in the other agreement, and report back to the Council in the near future. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer  
Noes: None  
Not in Council Room when vote was taken: Councilman Perry

MR. BOW WILLIAMS appeared making inquiry about taxes--dormitories making payments in lieu of taxes--and about the statement that government property had grown far in excess of taxable property. The City Manager stated the statement did not pertain to taxes, but the number of persons employed by taxable agencies and non-taxable agencies.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager, W. T. Williams, Jr., be and he is hereby authorized and directed to execute an agreement by which the City of Austin shall hold harmless the Housing Authority of the City of Austin from any damages to persons and property in connection with the use of that certain electric facility easement across Lots 1 and 2 of W. D. Harts Subdivision of Lot No. 3, in Outlot 62, as shown in Book 2, Page 146, of the Plat Records of Travis County, Texas, granted to the City of Austin by the Housing Authority of the City of Austin.

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 vote was taken: Councilman Perry

The Council recessed at 11:50 A.M.

RECESSED MEETING

4:15 P.M.

At 4:15 P. M. The Council resumed its business.

Roll call:

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

MAYOR PALMER stated the Council, after careful consideration, felt they would like to submit to the people of Austin an opportunity to state whether or not they would want the City to continue rendering certain services, primarily the Hospital, the Abattoir and the Cemetery, which in the years past have been a cost to the City of roughly One and a half million dollars annually. This represents about one-third of the tax dollar. At the time the other election was called, it was the thought in the interest of economy in saving the calling of another election, that the Council would submit to the voters an opportunity to express their view as to whether they would want the City to continue this operation or to get out of this type of business. We do have an ordinance which sets an election giving the people of Austin an opportunity to vote. The Mayor read the ordinance in full.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING AN ELECTION IN THE CITY OF AUSTIN ON SEPTEMBER 16, 1961, TO DETERMINE WHETHER THE CITY SHOULD GET OUT OF THE ABATTOIR (SLAUGHTER-HOUSE) BUSINESS, THE CEMETERY BUSINESS, THE HOSPITAL BUSINESS; AMENDING ORDINANCE NO. 610810-D; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Shanks 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, Mayor Palmer  
Noes: None  
Absent: Councilman White

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, Mayor Palmer  
Noes: None  
Absent: Councilman White

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, Mayor Palmer  
Noes: None  
Absent: Councilman White

Mayor Palmer announced that the ordinance had been finally passed.

The City Manager stated he received a letter from MR. ROBERT H. GREEN, expressing interest in the development of the River front. Mr. Green outlined the qualifications of his firm which is capable to help in the planning and programming of the lake. The Mayor asked that this letter be kept current for future reference. The City Manager stated he would acknowledge receipt of the letter and state to Mr. Green that he may hear from the Council at a later date. MAYOR PALMER said the Committee must be selected, two from the Planning, two from the Recreation Board, two from the Chamber of Commerce, and two from the Highway Department; and he asked the Assistant City Manager to check with these Commissions and organizations and get their suggestions as to their two members to serve on this special committee for the development of the lake, both land and water uses.

The City Manager submitted a letter from the SOUTHERN UNION GAS COMPANY inviting the Council to a luncheon August 31st, at which time the President James C. Reed, will be in Austin.

The City Manager stated he had a letter addressed to the Mayor and Members of the City Council and to himself, from MR. LOUIS N. GOLDBERG, Austin American-Statesman, thanking the City for the program it had at Zilker Park saluting the Austin Statesman's 90th Anniversary, and for the delightful affair at the Rathskeller at the Auditorium. Mr. Goldberg complimented Mr. Sheffield and others who developed the program and participated in it.

The City Manager called attention to the Information Bulletin, Austin Fire Department, No. 45, on KEY RATE AND FIRE RECORD.

The Mayor read a letter from WALTER R. VOLZ, Executive Secretary, CATHOLIC YOUTH ORGANIZATION, stating he had accompanied three teams of C.Y.O. youth to the Texas Amateur Athletic Federation State Tournament, and that they were enthralled with the city, its beautiful parks, and the courteous reception extended; and complimenting MR. GEORGE AULD, Recreation Department, for the efficient manner in which he conducted the tournament. He congratulated the City for the selection of Mr. Auld to direct this important field of athletics.

The Mayor read a request from the TEXAS DIETETIC ASSOCIATION which is holding a state convention in Austin on May 14, 15, 16, 1962, asking that Thursday, May 15th, 1962, be proclaimed as "Dietitians' Day in the City of Austin."

The Mayor had a request from MR. TRAVIS BLAKESLEE for the waiving of 50¢ per car charge at the City Park, to accommodate a party from the National Guard. It was brought out that at no time had the fee been waived, and the Council took no action at this time.



The Council deferred action on including a part of East 45 $\frac{1}{2}$  Street in a paving program to be submitted. The Assistant Director of Public Works, MR. ROBERT BECKHAM, stated some owners had petitioned for a 30' street, and others would not agree as they had huge trees in the right-of-way.

Councilman White entered the Meeting; Councilman Shanks had to leave.

The Council discussed the request for purchase of City property on the west bank of Waller Creek north of 26th Street between the creek and retaining wall. He listed the amount of the appraisal and the amount offered. The Mayor asked the City Manager to request the City Attorney to contact the Attorney for the University and discuss the appraisal, and see if there can be a meeting of the minds on the value.

MAYOR PALMER reported a letter from MR. TRUEMAN O'QUINN, representing MR. NELSON PUETT, regarding the foot-bridge. The City Manager reported on the latest negotiations in that Mr. Puett had wanted to talk about a settlement and it had been suggested that he might want to let the school children continue to use the bridge or that he might want to lease it to the City for \$1.00; but Mr. Puett had said he did not want to talk about it and he had been out too much trouble and expense. The City Manager read the letter he received from Mr. O'Quinn. The City Attorney stated the District Court did not order the bridge removed by the City; that it did authorize Mr. Puett to remove the part of the bridge which lies outside the city limits. He explained the order. Mayor Palmer stated the Council would get in touch with Mr. Puett.

The City Manager discussed with the Council a letter from MR. TRUEMAN O'QUINN, representing SHOPPERS' WORLD on tax matters. A letter from Eisner and Lubin, Certified Public Accountants, New York, was brought in showing inventories of Shoppers World as of August 2, 1959, \$156,909; and as of July 30, 1960, \$142,106, and the Assessment of merchandise was made as of January 1, 1960, \$150,560. The City Manager stated no evidence had been produced on cost of merchandise sold and the amount of their additional profits between August 2, 1959, and the date of assessment, and nothing had been shown on which an adjustment could be made. He said a tax representative from the home office was supposed to discuss this matter with the Tax Assessor, but it is now understood he will be here sometime before the first of the year to answer questions pertaining to the 1961 matters, but it is the 1960 figures which he wanted to settle. The City Manager stated it was the Tax Assessor's recommendation to wait until the Company's tax representative comes down and discuss the matter with him.

The Council received notice from the City Manager that the following zoning applications had been referred to the Planning Commission, and that public hearing had been set before the Council on September 28, 1961:

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| MYLES H. SCHUTTE,<br>Trustee, By E. H.<br>Smartt | 512-516 Dawson Road<br>1100-1110 Post Oak Road | From "A" Residence<br>To "B" Residence |
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| W. A. DARTER | 713 West 38th Street | From "A" Residence<br>To "O" Office |
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| JOE M. TEAGUE,<br>By Arthur P. Bagby                       | 810-902 East 12th Street                               | From "B" Residence<br>To "C" Commercial    |
| HENRY ALFF,<br>By Eleuterio Nuncio                         | 2420-2422 East 1st Street<br>100-108 Pedernales Street | From "C" Commercial<br>To "C-1" Commercial |
| LEM SCARBROUGH,<br>By Marvin Braswell                      | 5012-5014 Duval Street<br>405-407 East 51st Street     | From "C" Commercial<br>To "C-1" Commercial |
| MRS. C. W. POLVADO   | 1107-1109 Cherico<br>3400 Neal Street                  | From "A" Residence<br>To "LR" Local Retail |
| STRIPLING-BLAKE LUMBER<br>CO.,<br>By Robert C. Sneed       | 5504 and 5510-5602 Clay<br>Avenue                      | From "A" Residence<br>To "C" Commercial    |
| DR. MILTON TURNER  | 1015-17 East 32nd Street                               | From "B" Residence<br>To "O" Office        |
| W. M. DAY  | 4816-5008 South Congress                               | From "C" Commercial<br>To "C-1" Commercial |
| A. E. SMITH,<br>By Jay B. Wilkins, Jr.                     | 6807 Guadalupe and<br>507-13 Kenniston Drive           | From "A" Residence<br>To "C" Commercial    |
| DR. and MRS. B. E.<br>CONNOR,<br>By Horace S. Wallace, Jr. | 1201 Cotton and<br>1187-89 Navasota Street             | From "A" Residence<br>To "O" Office        |
| LOUIS LAIBOVITZ  | 2829-39 Rio Grande<br>605-619 West 29th Street         | From "C" Commercial<br>To "C-1" Commercial |

There being no further business, the Council adjourned at 5:30 P.M. subject to the call of the Mayor.

APPROVED Levi E. Palmer  
Mayor

ATTEST:  
Elsie Hoosley  
City Clerk