

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 14, 1963  
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

The Mayor announced the Council was ready to receive bids on the 165/200 MW Turbine Generator. The City Manager stated there were four addenda, which the companies acknowledged. The Mayor announced the engineers had advised the City by 1966 it would be necessary to have another generator to take care of the demand, and these generators have to be ordered three years in advance. The Holly Street Power Plant has 100,000 KW in operation now, and another 100,000 KW that will be on the line by December 31, 1963. This particular addition will be in operation to meet the city's requirements by no later than 1966. Bids were received and opened as follows:

ITEM	GENERAL ELECTRIC COMPANY	WESTINGHOUSE ELECTRIC CORPORATION
I 165,000 KW 1800 psig, 1,000°/1,000° Conventional Reheat Turbine- Generator	\$3,660,000	\$3,360,000
II Spare Parts	2,920	5,400
III Item I & Item II	3,662,920	3,365,400
IV Remote Manual Start-up	3,200	15,800
Escalation	FIRM	FIRM

(Bid bond from each in the amount of \$200,000.)

The City Manager read letters from each company accompanying each proposal.

The bids were referred to MR. DON HIGGINS, BROWN & ROOT CONSULTING ENGINEERS for checking. Mr. Higgins stated this was a 200,000 KW machine going into a space originally designed for the Holly Street Power Plant at the request of the City. As initially laid out, the Plant was originally designed and set up for four 100,000 KW units. It was obvious to the engineers on the second unit, the City had outgrown it. On No. 3, it was recommended a 200,000 KW generator be ordered. Had this waited until 1967, it would have necessitated a 250,000 KW unit which would not have fit into the building without expensive expansion. Mr. Higgins said these were excellent bids.

Later in the meeting, after the Consulting Engineers had checked the bids, the City Manager read the following letter from Brown & Root, Consulting Engineers:

"March 14, 1963

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

"Dear Mr. Williams:

"Brown & Root, Inc., have examined the bids opened by you at 10:00 A.M., March 14, 1963, in open council meeting on the 200 MW Turbine-Generator, as submitted by the General Electric Company and Westinghouse Electric Corporation.

"On the basis of the performance guarantees and prices, the Westinghouse Electric Corporation has the lowest and best bid. Specifications have been fulfilled in every respect.

"It is recommended that the Westinghouse Electric Corporation be awarded the contract.

"Yours very truly,  
BROWN & ROOT, INC.  
BY: s/ D. N. Higgins  
D. N. Higgins, Chief  
Power Engineer

"APPROVED:  
s/ D. C. Kinney  
D. C. Kinney, Dir. Elec. Utility"

The City Manager stated this was the recommendation of the Director of Electric Utilities, and also was his recommendation. Councilman Armstrong moved to accept the Engineer's recommendation and award the bid to WESTINGHOUSE ELECTRIC CORPORATION. The motion, seconded by Councilman White, carried by the following vote:

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

The representative from General Electric expressed appreciation for the opportunity to bid on this generator, and commended the City on its procedure and on its fine set of specifications, and assured the City of his continued interest. The representative from Westinghouse Electric Corporation expressed appreciation for the order, and likewise commended the City on the excellent specifications.

MR. HIGGINS explained the difference in the price per kilowatt and that bid to the LCRA, in that the City's specifications included many more items and listed the additional items. He stated in evaluating the bids, the City had most excellent prices. The Mayor said the prices were the results of the good specifications which the Brown & Root Firm had drawn. Mr. Higgins stated the Electric Department wants and requires simplicity and high quality; and with the cooperation of the Electrical Department, the firm had been able to do that, and the credit was not all Brown & Root's.

The City Manager submitted the following:

"Sealed bids opened 2:00 P.M. March 8, 1963  
Tabulated by: O.G. Brush, Purchasing Agent

"CITY OF AUSTIN BIDS FOR GASOLINE - OILS - GREASES - DIESEL FUEL, ETC.

Description	Estimated Quantity	Jack Ritter Oil Company	Mobil Oil Company	Sinclair Refining Co.	Humble Oil Company
Gasoline					
Regular - Transport	785,000 Gal.	\$81,361.50	\$84,903.64	\$86,185.93	\$82,300.18
Regular - Tankwagon	36,500 Gal.	4,526.00	5,018.75	4,807.05	4,818.00
Premium - Transport	195,000 Gal.	23,965.50	25,434.34	23,976.81	24,324.30
Net Total					
All Gasoline		\$110,053.00	\$115,356.73	\$114,969.79	\$111,442.48

Description	Estimated Quantity	Gulf Oil Company	Low Bids Sept. 12, 1961
Gasoline			
Regular - Transport	785,000 Gal.	\$81,838.89	\$83,077.33 - Humble
Regular - Tankwagon	36,500 Gal.	4,836.25	5,073.50 "
Premium - Transport	195,000 Gal.	23,958.20	24,980.67 "
Net Total			
All Gasoline		\$110,608.34	\$113,131.50 "

"NOTE: Low unit prices this bid Regular Transport \$.1039 gal. Tankwagon \$.124, Premium Transport \$.1229. Low Unit prices September 1961 (Last Bid) Regular Transport \$.1069 - 1% or \$.105831 Net. Regular Premium \$.139 Net, Premium Transport \$.1294 - 1% or \$.128106 Net.

"Description	Estimated Quantity	Jack Ritter Oil Company	Mobil Oil Company	Sinclair Refining Co.	Humble Oil Company
"Lubricating Oils & Greases					
Net Total		No Bid	\$10,435.09	\$9,985.72	\$9,727.06
Diesel Fuel	56,000 Gal.	\$5,768.00	5,863.20	5,880.00	5,908.00
Naphtha (Bulk Solvent)	4,500 Gal.	No Bid	787.50	832.50	967.50
Kerosene	30,000 Gal.	No Bid	3,900.00	3,501.00	3,525.00

"Description	Estimated Quantity	Gulf Oil Company	Low Bids	Sept. 12, 1961
"Lubricating Oils & Greases				
Net Total		\$9,506.97	\$9,667.99	Humble
Diesel Fuel	56,000 Gal.	5,964.00	5,768.00	Sinclair
Naphtha (Bulk Solvent)	4,500 Gal.	832.50	731.25	Mobil
Kerosene	30,000 Gal.	3,495.00	3,501.00	Humble

"NOTE: Total for all estimated products this bid \$129,706.50. For last bids taken in September, 1961 the total was \$132,897.40 or \$3,190.90 lower this bid.

"RECOMMENDATION: Recommend awarding contracts to low bidder each group. All gasoline and Diesel fuel to Jack Ritter Company. All lubricating oils and greases and kerosene to Gulf Oil Company. Naphtha (bulk solvent) to Mobil Oil Company.

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

With reference to the bids on gasoline, etc., Councilman Armstrong reported one citizen said no one could meet the specifications--not even a major company. The Assistant City Manager said invitation for comments had been made to all persons that specifications had been sent, and five replies were received, stating the specifications had been reviewed and were good, and there were no objections to the items included or no suggestions for improvement. The City Attorney stated there had been some misunderstanding from some people that the City had delayed taking bids for two years, but that was not so. There was a moving of the date for a period of three months beyond what normally would have been done, and it is apparent that somewhere in the neighborhood of \$3,500 or \$4,000 may have been saved. Councilman Shanks offered the following resolution and moved its adoption:

## (RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 8, 1963, for the furnishing of gasoline, oils, greases, diesel fuel, naphtha and kerosene; and,

WHEREAS, the bids of Jack Ritter Oil Company, in the sum of \$110,053.00 for all gasoline, and in the sum of \$5,768.00 for diesel fuel, were the lowest and best bids therefor; and,

WHEREAS, the bids of Gulf Oil Company in the sum of \$9,506.97 for lubricating oils and greases, and in the sum of \$3,495.00 for kerosene, were the lowest and best bids therefor; and,

WHEREAS, the bid of Mobil Oil Company, in the sum of \$787.50, for naphtha (bulk solvent), was the lowest and best bid therefor; and,

WHEREAS, the acceptance of such bids 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 bids of Jack Ritter Oil Company, in the sum of \$110,053.00 for gasoline, and in the sum of \$5,768.00 for diesel fuel; that the bids of Gulf Oil Company, in the sum of \$9,506.97 for lubricating oils and greases, and in the sum of \$3,495.00 for kerosene; and that the bid of Mobil Oil Company, in the sum of \$787.50 for naphtha (bulk solvent), be and the same are hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute contracts, on behalf of the City, with said companies.

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

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

Noes: None

MRS. LOY J. HARRISON, speaking for Mr. Harrison, Sr., stated they had a 20' strip of property down to Lake Austin, and all they wanted to do was to put a cover over their boat ramp. She stated they realized the law was if a building were put in, it had to be 10' from the property line. She said her neighbor was objecting, although her request was not for anything commercial, but just for something to protect their boats. Her neighbor had constructed a jetty without a permit. The City Attorney read the ordinance covering this, and stated the ordinance could be amended. The Director of Public Works said this work was not dependent upon the lake's being down, and perhaps something could be worked out. The Mayor stated the Council would check into her problem, and that it did agree that this ordinance to require setting back 10' from the property lines was a good ordinance.

The Council opened the hearing advertised for 10:30 A.M. this date on the improvement of portions of the following streets:

- a. Comal Street, Harris Park Avenue, Neches Street, Travis Heights Boulevard, Trinity Street, Wabash Avenue, West Lynn, East 2nd Street, West 18th Street, West 30th Street and East 34th Street. (Skip Paving)

- b. West Annie Street, Banister Lane, Briar Street, Brooklyn Street, Dawson Road, Fletcher Street, Fort View Road, Jinx Avenue, Marcy Street, Oak Crest Avenue, Richmond Avenue, Robert E. Lee Road, Russell Drive, Stacy Lane, South 3rd Street, and South 5th Street.

The City Attorney stated the improvements on all these streets were properly advertised in the newspaper on March 2, 3, and 4th. No one appeared to be heard.

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 THEREOF; 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, 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 PAYMENT 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. (Comal Street and sundry other streets)

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 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 Shanks 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 Shanks 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 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 PAYMENT 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. (West Annie Street and sundry other streets)

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 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 Shanks 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 Shanks 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.

Councilman White moved that the Minutes of the Meeting of February 28, 1963, be approved. 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 the zoning ordinance which established appropriate zoning for property on Parkcrest Drive and Highland Crest Drive. The Mayor asked that the City Clerk notify Mr. George Shepherd to have the necessary fiscal arrangements made by March 21st, 1963.

Councilman White introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 23.954 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. DAVIS SURVEY NO. 14, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The 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 first time and Councilman White moved that the ordinance be 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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utility and down guy purposes was granted the City of Austin in, upon and across two (2) strips of land, each of said strips of land being five (5.00) feet in width and being out of and a part of Lots 3 and 4, Block C, Allandale Terrace Section 2, Phase 4; said Allandale Terrace Section 2, Phase 4 being a subdivision of a portion of the George W. Davis Survey Number 15 in the City of Austin, Travis County, Texas, according to a map or plat of said Allandale Terrace Section 2, Phase 4 of record in Book 15 at page 32 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have requested the City Council of the City of Austin to release the hereinafter described public utility and down guy easement; and,

WHEREAS, the City Council has determined that the hereinafter described



easement is not now needed and will not be required in the future; Now, Therefore,

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

That the City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described public utility and down guy easement, to-wit:

Two (2) strips of land, each being five (5.00) feet in width, the strip of land hereinafter described as Number 1 being out of and a part of Lot 3, Block C, Allandale Terrace Section 2, Phase 4; the strip of land hereinafter described as Number 2 being out of and a part of Lot 4, Block C, Allandale Terrace Section 2, Phase 4; said Allandale Terrace Section 2, Phase 4, being a subdivision of a portion of the George W. Davis Survey Number 15 in the City of Austin, Travis County, Texas, according to a map or plat of said Allandale Terrace Section 2, Phase 4 of record in Book 15 at page 32 of the Plat Records of Travis County, Texas; which said two (2) strips of land are more particularly described as follows:

NUMBER 1 BEING the north 45.00 feet of the east 5.00 feet of Lot 3, Block C, of said Allandale Terrace Section 2, Phase 4;

NUMBER 2 BEING the north 45.00 feet of the west 5.00 feet of Lot 4, Block C, of said Allandale Terrace Section 2, Phase 4.

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

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 Council of the City of Austin hereby approves the erection of a boat dock on the property owned by M. B. Thurman, Jr. located approximately one-half mile west of Austin Lake Estates Park, and hereby authorizes the said M. B. Thurman, Jr. to construct, maintain and operate this boat dock subject to same being constructed 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 erection of this boat dock after full compliance with all the provisions of this resolution. 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, fire and health regulations and the right of revocation is retained if, after hearing, it is found by the City Council that the said M. B. Thurman, Jr. has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"Austin, Texas  
March 14, 1963

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

"Dear Sir:

"I, the undersigned, have reviewed the plans and have considered the application of M. B. Thurman, Jr., owner of property abutting on that part of Lake Austin lying upstream from the westerly extension of the south line of Windsor Road, located approximately one-half mile west of Austin Lake Estates Park, for permission to construct and maintain a boat dock projecting out into the lake approximately twenty (20) feet beyond the normal high water level. The construction details meeting all requirements, I recommend that if M. B. Thurman, Jr. is granted his request by the City Council, that it be subject to the following conditions:

"(1) That nothing but creosoted piles, cedar piles or concrete piles, substantially braced and bolted to withstand wind and water pressure, be used in the construction and that no structure shall extend more than one-third the distance from shore to shore at the point where structure is located, or be nearer than ten feet to any side property line of the owner or applicant.

"(2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares and merchandise, except marine supplies and tackle, and no living quarters of any character, shall be erected on any pier, dock, wharf, float, island, piling or other structure extending into or above Lake Austin.

"(3) That every structure shall be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

"(4) That all structures extending out into the Lake be constantly kept in a state of good repair and that the premises be kept reasonably clean at all times.

"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

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 Council of the City of Austin hereby approves the erection of a boat dock on the property owned by Alfred R. Bell, the same being Lot 20,

of Manana Estates, and hereby authorizes the said Alfred R. Bell to construct, maintain and operate this boat dock subject to same being constructed 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 erection of this boat dock after full compliance with all the provisions of this resolution. 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, fire and health regulations and the right of revocation is retained if, after hearing, it is found by the City Council that the said Alfred R. Bell, has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"Austin, Texas  
March 14, 1963

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

"Dear Sir:

"I, the undersigned, have reviewed the plans and have considered the application of Alfred R. Bell, owner of property abutting on that part of Lake Austin lying upstream from the westerly extension of the south line of Windsor Road, the same being Lot 20, of Manana Estates, as recorded in the Travis County Deed Records, for permission to construct and maintain a boat dock projecting out into the lake approximately ten (10) feet beyond the normal high water level. The construction details meeting all requirements, I recommend that if Alfred R. Bell is granted his request by the City Council, that it be subject to the following conditions:

"(1) That nothing but creosoted piles, cedar piles or concrete piles, substantially braced and bolted to withstand wind and water pressure, be used in the construction and that no structure shall extend more than one-third the distance from shore to shore at the point where structure is located, or be nearer than ten feet to any side property line of the owner or applicant.

"(2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares and merchandise, except marine supplies and tackle, and no living quarters of any character, shall be erected on any pier, dock, wharf, float, island, piling or other structure extending into or above Lake Austin.

"(3) That every structure shall be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

"(4) That all structures extending out into the Lake be constantly kept in a state of good repair and that the premises be kept reasonably clean at all times.

"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

Discussion was held on an application of MR. CHESTER FREUND, MR. WARREN FREUND, and MR. J. T. WOOD, JR. for a boat dock located approximately 2800' down stream from Quinlan Park. Their application was to extend their dock 70' out in the lake, and the Navigation Board did not recommend this. The Building Inspector and Director of Public Works stated they would recommend a dock not more than 50'. Councilman Shanks moved that the application for a boat dock to extend 70' into the lake be DENIED. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman Shanks moved that MESSRS. CHESTER FREUND, WARREN FREUND, and J. T. WOOD be permitted to build a boat dock that would project 50' into the lake. The motion, seconded by Councilman White, carried by the following vote:

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

The Council discussed lights on piers and docks, and suggested that pier and dock lights be yellow. The City Attorney stated the question arose on the proposed ordinance requiring lights on docks, as to whether or not it should be made retroactive whereby every dock owner would be requested to install lights. It was brought out some docks would have to be removed completely if this provision were made, as if a light burned out at night, the owners would be in violation.

The City Manager stated a request from the City National Bank to place two trees in planter boxes in the sidewalk area had been received. If the request conforms to the type of plan which had been used, he recommended that this be granted. The Director of Public Works explained what the Bank wanted to do, in that it was desired to have the same type of planter boxes as approved for J. R. Reed. Councilman White moved that the request of the CITY NATIONAL BANK for these two planter boxes be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

been considered by the City Council: therefore,

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

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

- (1) A gas main in ARAPAHOE PASS, from Pack Saddle Pass westerly 419.5 feet, the centerline of which gas main shall be 5.5 feet south of and parallel to the north property line of said ARAPAHOE PASS.

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

- (2) A gas main in ARAPAHOE TRAIL, from Pack Saddle Pass easterly and northerly 1154.5 feet, the centerline of which gas main shall be 5.5 feet north of and parallel to the south property line and 5.5 feet West of and parallel to east property line of said ARAPAHOE TRAIL.

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

- (3) A gas main in BARTON HILLS DRIVE, from a point 120 feet south of Spring Creek Drive to a point 170 feet north of Spring Creek Drive, the centerline of which gas main shall be 13 feet east of and parallel to the west property line of said BARTON HILLS DRIVE.

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

- (4) A gas main in CLAYMOOR DRIVE, from Norwood Hill Road northerly 80.5 feet, the centerline of which gas main shall be 5.5 feet west of and parallel to the east property line of said CLAYMOOR DRIVE.

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

- (5) A gas main in CLIFFSIDE DRIVE, from a point 127 feet south of Spring Creek Drive to a point 121 feet north of Spring Creek Drive, the centerline of which gas main shall be 13 feet east of and parallel to the west property line of said CLIFFSIDE DRIVE.

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

- (6) A gas main in HALMARK DRIVE, from Medford Drive easterly and southerly 1017 feet, the centerline of which gas main shall be 5.5 feet south of and parallel to the north property line and 5.5 feet west of and parallel to the east property line of said HALMARK DRIVE.

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

- (7) A gas main in KENDRA COVE, from Renton Drive easterly 275.5 feet the centerline of which gas main shall be 5.5 feet south of and parallel to the north and east property lines of said KENDRA COVE.

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

- (8) A gas main in MEDFORD DRIVE, from Norwood Hill Road southerly to a point 111 feet south of the south end of Halmark Drive, the centerline of which gas main shall be 5.5 feet west of and parallel to the east property line of said MEDFORD DRIVE.

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

- (9) A gas main in NORRIS DRIVE, from Spring Creek Drive southerly 120 feet the centerline of which gas main shall be 13 feet west of and parallel to the east property line of said NORRIS DRIVE.

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

- (10) A gas main in NORWOOD HILL ROAD, from a point 152 feet east of Darlington Lane easterly 865 feet, the centerline of which gas main shall be 5.5 feet south of and parallel to the north property line of said NORWOOD HILL ROAD.

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

- (11) A gas main in OHLEN ROAD, from a point 102 feet east of Cochrane Cove easterly 528 feet, the centerline of which gas main shall be 5.5 feet south of and parallel to the north property line of said OHLEN ROAD.

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

- (12) A gas main in PACK SADDLE PASS, from a point 207 feet south of Kiowa Pass southerly 318 feet, the centerline of which gas main shall be 5.5 feet west of and parallel to the east property line of said PACK SADDLE PASS.

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

- (13) A gas main in RENTON DRIVE, from Doris Drive southerly 1419 feet, the centerline of which gas main shall be

5.5 feet west of and parallel to the east property line of said RENTON DRIVE.

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

- (14) A gas main in SHADOWOOD DRIVE, from Ohlen Road southerly 134 feet, the centerline of which gas main shall be 5.5 feet west of and parallel to the east property line of said SHADOWOOD DRIVE.

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

- (15) A gas main in SPRING CREEK DRIVE, from Barton Hills Drive, southerly and easterly to Robert E. Lee Road, the centerline of which gas main is 13 feet south of and parallel to North property line and 13 feet west of and parallel to the east property lines of said SPRING CREEK DRIVE.

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

- (16) A gas main in TIPTON DRIVE, from Norwood Hill Road northerly 160 feet, the centerline of which gas main shall be 5.5 feet west of and parallel to the east property line of said TIPTON DRIVE.

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

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

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

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

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

MR. CLIFTON S. WINSTEAD appeared and asked that his request to amend the Austin Development Plan regarding property north of Ben White Boulevard immediately west of Assumption Cemetery, so as to permit the development of approximately 75 acres of residential subdivision in an area designated industrial, be withdrawn. Councilman Shanks moved that the request to withdraw this application be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Perry, Shanks, White, Mayor Palmer  
 Noes: None  
 Present but not voting: Councilman Armstrong

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

SECTION 1. WHEREAS, after an engineering and traffic investigation, the City Council has found that traffic conditions are such that there is no longer an urgent need for enforcement of strict limits upon the time of parking of vehicles at the locations hereinafter described upon the street making it no longer advisable to use mechanical devices in such enforcement, and has found that such locations should be removed from Parking Meter Zones as hereinbelow indicated:

<u>ZONE</u>	<u>STREET</u>	<u>BLOCK</u>	<u>SIDE</u>
60	San Jacinto	800	East
60	San Jacinto	900	East

SECTION 2. And WHEREAS, after an engineering and traffic investigation, the City Council has found that traffic conditions have changed and are now such that an urgent need for enforcement of strict limits upon the time of parking of vehicles at the locations hereinafter described upon the street makes it advisable to continue to use mechanical devices in such enforcement, and has found that such locations should now be placed in Parking Meter Zones as hereinbelow indicated:

<u>ZONE</u>	<u>STREET</u>	<u>BLOCK</u>	<u>SIDE</u>
60-120	San Jacinto	700	East and West
60-120	San Jacinto	800	West
60-120	San Jacinto	900	West
120	Guadalupe	700	East and West
120	Guadalupe	800	East and West

Now, Therefore,

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

SECTION 3. That the locations upon the streets of the City of Austin as described in Section 1 hereof be and the same are hereby removed from Parking Meter Zone 60;

BE IT FURTHER RESOLVED:

SECTION 4. That the locations upon the streets of the City of Austin as



described in Section 2 hereof be and the same are hereby placed in the Parking Meter Zones respectively indicated; and

SECTION 5. That the City Clerk be, and she is hereby authorized and instructed to record these findings in Section 33.43 of the Traffic Register.

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

The City Manager reported receipt of a letter from District 14 of the Highway Department announcing a public hearing to be held Tuesday, March 26, at 10:00 A.M. at the District 14 Headquarters on Interregional Highway to discuss Loop 360 which is the western segment of the outer belt loop from Highway 183 north of Balcones Overpass southerly through West Lake Hills to U. S. Highway 290, where it intersects with Ben White Boulevard. The Mayor stated the Council and officials of the City would attend this hearing.

The City Manager had a copy of a letter addressed to Mr. David Barrow, Chairman of the Town Lake Committee, from Mr. Isom Hale, requesting a joint meeting Wednesday, March 20th, at 3:00 P.M. with members of the Council, Planning Commission, Chamber of Commerce, Town Lake Study Committee, and the larger property owners, to discuss a proposal of improvement by SOUTHWEST INDUSTRIAL PROPERTIES, INC. (Townlake Plaza) (Site just east of the Shriners' site on the south bank of Town Lake between Town Lake and Riverside Drive.) The City Manager said the City has had tentative plans and ideas for development of a river road along the south side of the river; and to locate a roadway anywhere near the river along the south side, it would be necessary to extend from Riverside Drive somewhere in the vicinity from the corner of the Shrine tract, which could result in splitting this other site into two parts. The plan which Mr. Hale prepared did not contemplate such a development, but indicated a roadway which could not serve as a thoroughfare. The City Manager read the letter listing those included in the invitation to the joint meeting. The Mayor suggested the proposal be studied by the Planning Commission and Town Lake Study Committee. The Director of Planning discussed a map of the area. The Mayor stated this matter would go through the regular channels and normally would be referred to the Town Lake Study Committee. The matter was referred to the Chairman of the Town Lake Study Committee for answer.

The City Manager stated a request had been made regarding changing the schedule of Capitol Aggregates in their excavation in the river to excavate on the north bank west of Lamar Bridge. The river ultimately will be widened and deepened. Mr. Howard of Capitol Aggregates reported it would be definitely to their advantage if they could be permitted to change their schedule, as they have run into big boulders in the center of the river. To get a channel of 500', it will be necessary to excavate on the north side of the bank, and it would be more appropriate to do this on the north side than on the south bank. Mr. Howard wanted to excavate the channel all the way up to the established line. This line was set prior to the establishment of the Town Lake Committee. Brief discussion was held on the advantages of excavating the north side of the river. The Director of Public Works stated he would meet with the Town Lake Committee Wednesday and go over these plans. Councilman Shanks moved subject to the approval of the Town Lake Study Committee, that permission be granted the Capitol Aggregates to

excavate the channel west of Lamar on the north bank. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor submitted a request from an owner south of South 1st Street who was building a beautiful restaurant, and he was planning to grade down to the river, and asked that the operator be permitted to grade the area in front of his property. The City Manager stated time was an element in excavating the channel, and this was a request for work on private property. The Mayor stated it concerned a small island which was in the lake. It was brought out there was a sewer line and two gas lines passing through this area, and it was going to be a long tedious job.

Councilman Armstrong asked about stocking the lake with fish. The City Manager reported the Game and Fish Commission had been requested to stock it before; but at this time he did not recall whether they did or not. Councilman Armstrong asked that the request be renewed.

MR. DAVID BARROW, Chairman of the Planning Commission, reported a meeting of the Planning Commission with the developers of a subdivision next to Mount Bonnell. He discussed the possibilities of moving Mount Bonnell Road and still saving the view. He stated some were of the opinion the City should consider the purchase of the land on the west side of the road and half-way down from Mount Bonnell where the view is most affected. He described the park land which had been donated on Mount Bonnell by the Coverts, and later additional land donated on top of the mountain and on the west end by him and his brother for park land. In view of this large amount of park land, Mr. Barrow suggested the City should consider buying this small piece of property and leaving the road where it is. After discussion, Councilman Shanks moved that the City Manager be authorized to investigate the possibilities and recommend whether or not the City should purchase this land. 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 a request for leasing City property at the corner of Scenic Drive and Enfield Road which the City purchased to use for parking area in connection with boat docks and ramps. The 7-Eleven Stores had made the inquiry. The City Manager did not recommend that this property be leased. The City Attorney stated the property had been acquired for parking in connection with the Walsh landing, and it was being used considerably. Councilman Armstrong moved that the offer be acknowledged and declined. The motion, seconded by Councilman Perry, carried by the following vote:

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

The City Manager reported that Water District No. 5 was moving its water lines necessitated by the redevelopment of Manchaca Road as a farm-to-market road, and the District had made arrangements to borrow money from the County to pay for the relocation of these lines. The County raised the question that the City would likely purchase the district, and the County wanted assurance if it makes a loan to the District, that the City would recognize this loan as an indebtedness. The City Manager explained the contracts at the present time do not require the City to recognize such obligations but only that the bonded indebtedness be recognized. He recommended that the contract be revised so that in the event the City should take over the district, this loan would be recognized. The City Attorney explained this would not be a bonded indebtedness, and he suggested that the clause in the contract be amended so as to allow the City to buy not only for the amount of the outstanding bonded debt, but debts created by changes in the system under City supervision and having been inspected by the City and where prior approval had been given. The City Manager noted there was another district, No. 11, with a similar problem, and it will need an amendment to its contract, and that it may be this change should be made in all of the contracts. He stated, however, that each could be taken individually as the need arises. Councilman White moved that the City Manager be authorized to execute an amendment to the Contract between Water District No. 5 and the City to this extent. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, White, Mayor Palmer

Noes: None

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

The City Manager explained the Civil Defense Agency is a joint County and City project, and the City receives contribution or participation by the County. Colonel Kengla has been seeking an addition to his staff to do work outside the City and in the County. He has located a well qualified person, but this person does not live inside the City. The City Manager asked since this was a joint City-County venture, if the Council felt it would be necessary for this employee to live inside the City. The Council informally agreed under the circumstances, he could continue to live where he is now.

MAYOR PALMER brought before the Council a matter of purchasing land, stating the property at the foot of Chicon Street adjacent to the sand beach reserve, owned by L. L. McCandless, has a large sewer through it, and an easement, and the City is going to need a greater portion of this tract for the River road. He said the City Manager had recommended the acquisition of this tract. After discussion, Councilman Shanks moved that the City Manager be instructed to acquire this property. (The L.L. McCandless Tract lying west of Chicon Street and between the north line of the Sand Beach Reserve and the South Line of the Towne Lake Addition.) The motion, seconded by Councilman Armstrong, carried by the following vote:

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

Noes: None

The Council recessed until 3:00 P.M.

## RECESSED MEETING

3:00 P.M.

At 3:00 P.M. the Council resumed its business.

Councilman Armstrong was absent.

The City Manager stated for years Brackenridge Hospital had been trying to find a satisfactory Chief Pharmacist, and the job had not been filled, and the salary had not been such that would attract a qualified Chief Pharmacist. He stated he believed a reduction in the cost of the pharmacy, both in the management and operation and in the cost of drugs could be realized if a well qualified man could be found. He said some sort of formulary should be established which should provide for a reduction of the list of drug items which are purchased; and this will never be accomplished without a good Hospital Pharmacist who can work with the medical staff. The City Manager stated a Pharmacist who has had considerable experience as a Hospital Pharmacist contacted the Dean of Pharmacy at the University about locating here. He was formerly the Hospital Pharmacist at Galveston at Sealy Hospital. The City Manager explained the Master degree in Hospital Pharmacy, and stated graduate students would do internship at Sealy, and this person conducted that operation at Sealy for the University. The University is interested in starting such an operation in Austin and is willing to pay \$1500 on the salary if it can use the pharmacy and the Chief Pharmacist as an instructor. This person would be available for what the City pays plus the \$1500, and would operate the Hospital pharmacy and build it up to the type of pharmacy which would be a credit to the City, and the University could use it as a laboratory for graduate students who would come over and work there on a stipended pay. These students are licensed pharmacist and are studying for a Hospital Pharmacist degree. The City Attorney stated the University of Texas would be paying \$1500 for the City to provide them this service. Councilman Shanks moved that if arrangements for a pharmacist as outlined can be made, it is agreeable with the Council. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Perry, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Armstrong

The City Manager stated the School System was interested in building a bridge at the Jerry Joslin School; and from the City's standpoint, it would be glad to have a bridge at this location. The Schools are ready to participate in this, and whatever is done, they need to know about it right away. They intend to build either at St. Elmo site, or the Jerry Joslin School site by next fall. It was suggested by Mr. Carruth that the Council designate some member of the Council to meet with him, a member of the School Board, and the City Manager. Councilman Perry moved that COUNCILMAN SHANKS, who is the liaison with the Schools, together with the City Manager, work this matter out. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Perry, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Armstrong

The Mayor discussed the Tom Miller Memorial stating the Citizens Committee had turned the money over to the City. The Mayor suggested since the Citizens Committee had been working with Mrs. Miller, they should select the sculptor and suggest a site for the memorial. The Director of Planning said the Town Lake Committee was trying to work out something for a focal point between the Auditorium and Chamber of Commerce Building, and this would have a walk and a statue. Councilman Perry suggested that Councilman White be a liaison with Mrs. Miller, and let her decide where she wants to put this and whom she wants to do the work, and bring the information back to the Council; and she should have the complete say in this matter. (Checks sent to Finance Director for deposit.)

The City Manager reviewed an offer of sale to the city of some land owned by Mr. E. G. Kingsbury, along the north side of the two railroads, the Missouri Pacific and Southern Pacific, and the tract has frontage on the two railroads just east of the tank farm on Airport Boulevard and extending all the way to where the East Loop will cut the eastern edge of the tract when it is developed. He said there was a gravel deposit; and although it was not suitable for street use, some had been using it for driveways. The City Manager stated the City could use this property for various uses--a site for an electric substation, a desirable place for one of the service yards, and other uses. There are 112 acres. He listed the price offered sometime back. Mr. Kingsbury has been approached by the Scouts. The Capitol Area Boy Scouts Council wants to build a facility which will be their local headquarters for the area, and they would like to be near the river, and would like to have the little parcels of land which the Missouri Pacific Railroad deeded to the City in exchange for their share of participation in the underpasses that will be built on the Missouri Pacific Railroad. Mr. Kingsbury suggests he will trade his property at the original price, even though he knows that the new highway will come along, for the City site which he intends to give to the Boy Scouts. The City Manager said this property was acquired in lieu of an amount needed for three grade crossings. Earlier the City would have proceeded with the purchase of the Kingsbury tract; but when it had decided to buy it, he had gone up on his price. The tract the City would be getting would be worth more now than the original price offered in the past, but it would be acquiring it at the original offer. Councilman Perry asked if this trade were made with Mr. Kingsbury it would be on the basis of his giving it to the Boy Scouts. The Mayor stated the City would retain all of its utility easements, and those easements would make it difficult for someone else to build on the tract, whereas it would not make it so for the Scouts as they would need quite a bit for parking. Councilman Shanks pointed out this was an area development, and would bring more people into Austin. The Council discussed the price of both tracts. The Mayor stated the City Manager recommended this trade, as the city will have need for the Kingsbury land. Councilman Perry suggested that the trade be conditioned on Mr. Kingsbury's giving the other tract to the Boy Scouts. Councilman Shanks moved that the City Manager negotiate an exchange of land between the City and Mr. Kingsbury conditioned on its being a gift to the Scouts. The motion, seconded by Councilman Perry, carried by the following vote:

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

The City Manager stated MR. WALLACE MAYFIELD wanted something in writing about arrangements regarding development of his subdivision west of Balcones Drive, "Westover Hills". The Council adopted a policy for serving sewer to an area located in Water Districts, at a \$3.50 monthly service charge. Mr. Mayfield is ready to proceed with the development and is anxious to know something definite as to the City's policy. The City Manager reported he had reduced to writing what his understanding was with reference to the arrangement, in that the Council by Resolution would provide for the charging of a sewer charge in these areas upon agreement by the Water District, that the City would put in a sewer system in their water district and permit the subdivider to make the installation at his expense with a refund out of one-half of the service charge. The City Manager stated such a contract was worked out with Mr. Mayfield. Also Mr. Mayfield will pay the installation costs within the subdivision, and the pipe approaching the subdivision. The City proposes a five year approach main contract for that part of the pipe leading to the subdivision and within the subdivision. The City would provide the payment to him on this sewer line of 50% of the \$3.50 monthly service charge until he had been reimbursed 80% of the costs of the sewer line or for a period of ten years, the ten year period to begin after three years. The City Manager explained this was the type of refund contracts which the City's contracts with the Water Districts permit the Water Districts to make on water lines, except it is for 80% instead of 100%. The subdivider would be paid one-half of the \$3.50 charge beginning at the 5th year for the service charges collected during the fourth year and that payment would continue for ten years or until the subdivider received 80% of the money back without interest, whichever occurred first. The City Manager reported Mr. Mayfield was agreeable to that arrangement. It was understood that Mr. Mayfield would file a letter that he would sell his water contract to the City if it buys the Water District for fifty cents on the dollar. The contract also provides if the City does not buy the water contract from him and if he would surrender it at any time the City may have acquired the Water District system, that upon the surrender of his Water District refund contract and the sewer refund contract, the City would substitute a regular refund contract to run for whatever number of years less than 25 may still be unexpired from now. The City Manager stated this gave the City an option to call on the subdivider to surrender his water contract and sewer contract and have them replaced by the regular type of refund contract that subdividers are given. The Mayor stated the City Manager had done a lot of hard studying on this and had recommended this procedure. Councilman Shanks moved that the City Manager be instructed to proceed with the contract. The motion, seconded by Councilman White, carried by the following vote:

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

The City Manager reported that Mr. Tom Perkins was anxious to move out on the Botanical Garden contract and that the consultant and Town Lake Committee would like to see the large parking area located elsewhere than between the Strogberg Lake and the River. It was suggested by the Consulting Architect it would be preferable if the parking lot could be moved to the west instead of being on the south end; and if so, it could go on the tract of land for which the Council had just authorized the purchase (The L. L. McCandless Tract west of Chicon Street and north of the sand beach reserve). The City Attorney stated he believed this could all be worked out by next Thursday.

The City Manager stated the Aqua Festival Chairman had filed a list of requests and would like to obtain Council permission on them. The City Manager said he had a letter from Chief Miles not recommending the automobile racing on the public streets. The City Attorney stated State law would prohibit speeds of 80-100 miles per hour on a street. The Mayor stated the requests would be handled mostly by the administration, and suggested that a check be made with the Auditorium Manager and Director of Recreation regarding requests for concession rights for the Aqua Festival. The Mayor suggested that the City Manager be authorized to work out these items with the Aqua Festival provided there was no conflict with any Department Heads, and if in his judgment they were all right. Councilman Shanks moved that the City Manager be asked to work these requests out. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor acknowledged a note from MISS JEWELL OSBORN thanking the Council for its kindnesses; also he acknowledged a petition of approximately 100 signatures requesting that floride be added to the water supply in accordance with the recommendations of the Dental Society and Medical Association.

The Mayor read a letter from the Housing Authority of the City of Austin requesting permission to construct a six hundred and seventy lineal foot steel reinforced concrete retaining wall at Chalmers Courts, with 76'6" on Chicon, and 593'6" on Third Street. The height will vary from 8" to 36". This request was referred to the City Manager.

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

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

The Council adjourned subject to the call of the Mayor.

APPROVED

  
Mayor

ATTEST:

  
City Clerk