

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 18, 1963
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

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

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

MRS. ALDEN DAVIS introduced MR. DOUGLAS BLACHLY, President of the Austin Garden Council. Mr. Blachly stated the goal of the 16 member clubs of the Austin Area Garden Council is to make Austin the most beautiful city in the State. He discussed the building that is about ready to be constructed in Zilker Park and how its functions will help in this program and goal. The building is being financed by the funds from the Annual Flower Shows. He invited the Council to the opening show; and as a token of appreciation of what the Council had done in working with the Austin Garden Center and increasing the beauty of Austin, he presented each member and member elect with a Peace Rose. Mayor Palmer thanked Mr. Blachly and the group on behalf of the Council and new members and congratulated them on their accomplishments and on their new project for Zilker Park.

The Mayor welcomed MR. TRAVIS LaRUE and MRS. EMMA LONG, Councilmen Elect, to the Council Meeting.

Councilman White moved that the Minutes of the Meeting of April 11, 1963, be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Shanks 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 31.62 ACRES OF LAND, MORE OR LESS, OUT OF THE JAMES P. WALLACE SURVEY NUMBER 57, 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.
(Heritage Hills, Sec. 1)

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

Councilman Shanks 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 27.33 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Towlake Plaza)

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 7.39 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

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

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 14.40 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE JOHN APPELEGATE SURVEY 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. (Country Air, Section 1)

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 Shanks, carried by the following vote:

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

Mayor Palmer brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 34.29 ACRES OF LAND MORE OR LESS, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY NUMBER 15 IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Allandale Terrace, Section 3)

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, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

The Council had before it consideration of awarding contract for one fully hydraulically operated truck mounted crane. The Mayor stated this was postponed last week to see whether or not separate bids on trucks were taken as some manufacturers make special concessions to cities, counties and state governments. Councilman Armstrong said the manufacturer who supplied the hydraulic equipment could buy a truck if it were earmarked for a municipality and get a concession, and that his question was whether or not the concession had been applied for. He stated the City saved \$1600-1800 on fire trucks by sending the trucks to the fire-truck people who put their equipment on them. He believed there would be a savings on a truck to the City from \$300 to \$375; and many times the equipment people buy trucks earmarked for municipalities and have the concessions, and the companies put the specialties on the trucks, and the cities can have the concession if they apply for them. The Mayor suggested that the City Manager write to this firm and ask if there is a concession and if it were considered in the bid to the City of Austin. Later in the afternoon meeting, the City Manager said the hydraulic lift dealer had been contacted, and in turn called the dealer that was to furnish the truck; and they said they had already given one concession, but they agreed to give another one of \$150.00. Councilman Shanks inquired if a discount were being given, or just a cut in price. Councilman Armstrong stated it came out of the concession, as the price could not be reduced that much. The Mayor suggested rejecting all bids and seeing how much the prices could be cut. Councilman Shanks moved that the bids be rejected and call for new bids. Councilman White seconded the motion. The Council discussed the specifications, the bids received, future wording of the specifications to assure these concessions, and the possibility of giving the other bidders a chance to include the concession. After detailed discussion, Councilman Armstrong offered a substitute motion that the contract be awarded Utility Equipment Company, the low bidder, and take advantage of the \$150.00 that was offered. The motion died for lack of a second. Councilman Shanks believed the other bidders would give the full concession of \$375 that the City is entitled to receive. The Assistant City Manager inquired what procedure the Purchasing Department could use to be assured to get this concession. Councilman Armstrong suggested asking first if a truck could be purchased on the outside and sent to the equipment company and have the equipment installed; or if they have a truck already it could be purchased right there if the concession would apply. Roll call on the original motion that the bids be rejected and call for new bids, showed the following vote:

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

*Councilman Perry was present for a part of the afternoon meeting.

Mayor Palmer made the following statement concerning his vote:

"We were told the concession was approximately \$350 or \$375 if the trucks are in Texas, and the Council ought

to try for that other \$200 and do that much better for the City, so I vote for rejecting the bid."

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:
A TRACT OF 3.24 ACRES OF LAND OUT OF THE SANTIAGO DEL VALLE 10-LEAGUE GRANT, IN TRAVIS COUNTY, TEXAS, LOCALLY KNOWN AS 1509-1623 STATE HIGHWAY NO. 71, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT AND "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:
(A) FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND

FIRST HEIGHT AND AREA DISTRICT ON TRACT 1: AN IRREGULAR SHAPED TRACT OF LAND, LOCALLY KNOWN AS 8833-8843 (8823) NORTH LAMAR; AND (B) FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON TRACT 2: BEING THE EAST 45 FEET OF TRACT 1, LOCALLY KNOWN AS REAR OF 8833-8843 (8823) NORTH LAMAR; SAID PROPERTY BEING LOCATED IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

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, Shanks, White, Mayor Palmer
Noes: None
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

COUNCILMAN SHANKS made a report on a meeting he, the City Manager and the Director of Public Works had with the School Board regarding the access roads to Joslin School and St. Elmo School, stating the two schools were placed relatively close together, and the only access to them, whereby they could be used jointly is Ben White Boulevard. He recalled the School Board had brought to the Council's attention the fact it would like to use these schools a little differently than they are being used, and that the facilities could be put to more apt use if there were better transportation arteries between the two. As it is, there is no access except over Ben White Boulevard to get to both schools. The Council, after analyzing the situation had suggested bridging the Missouri-Pacific track, which involves a considerable amount of money, and then suggested that he get with the School Board to see what could be worked out. Councilman Shanks said in this meeting, Mr. Irby Carruth and members of the School Board, he, the City Manager, and Director of Public Works, believed they had worked out an arrangement whereby this bridge could be constructed over the Missouri Pacific

Boulevard and make access to both St. Elmo and Joslin Schools where it could be used as the school people wanted; and at the same time open up a new artery of transportation for the people in South Austin. Councilman Shanks stated, although this had taken a little time as there was some money involved, the Schools had replied in a very favorable manner. He asked the Director of Planning to show the proposed streets and bridge. The Planning Director explained on the map the proposals. The City Manager gave the estimated cost of construction of the bridge and land transactions stating the schools would participate 50-50. Councilman Shanks stated the School Board and administration and those the City had met with were most cooperative, and it is fine to have that feeling of cooperation with each other. The City Manager said these access roads would enable the Schools to set a new boundary between the schools so that the children closest to St. Elmo would be able to cross the bridge and go to that school, rather than having to go the longest distance. The City Manager explained the Schools were confronted with overcrowding at Joslin School when additional facilities on this site were added, unless this access way could be worked out; and for this reason, the Schools would participate in this project so they could better divide the territory between the two schools. He stated it would be necessary to get the plans drawn and approved by the Railroad. The Schools would like to have it completed by January 1, 1964, so the realignment of the boundary could be made. The Mayor stated this was a fine project and that Councilman Shanks was the Council's representative on matters pertaining to the Schools and the City, and the Council was happy this kind of arrangement had been agreed upon. Councilman Shanks moved that the City Manager be authorized to work with the Schools and the Railroad Company on this project. The motion, seconded by Councilman White, carried by the following vote:

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

MAYOR PALMER stated along with this additional access, the City should check with the Bus Company, as it had said if there were any way of crossing the railroad, the company would provide the service. He said there had been a group from the Park Forest area inquiring about bus service.

Councilman White said MR. VAN DYKE, on 1606 New York Avenue, stated there was one from the Urban Renewal Office that was telling the people they were going to have to move, and he was upset about it. The City Manager stated if he were referring to the Kealing Project, that the plan had been approved by the Urban Renewal Commission, and that Mr. Van Dyke was present at the meeting of the Commission and made several inquiries. He said Mr. Van Dyke and several in the area were concerned about closing Angelina Street next to Rosewood, and it had been in the plan to close it so as to eliminate the heavy traffic, and it was thought this would be a betterment to the neighborhood; but it makes no difference to the Board nor from a planning view point. If the property owners themselves do not prefer to close it, it would make no difference. In the area where the City has to buy right-of-way for another street, it may be that some of the property owners living in the area may have been told of this plan. The Mayor suggested that Councilman White be sure to contact Mr. Van Dyke and invite him to the public hearing on May 6th.

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 of Austin hereby accepts from Missouri Pacific Railroad Company the easement for a sanitary sewer line dated April 1, 1963, at the location and upon the conditions enumerated in that certain instrument marked Exhibit "A" which is attached hereto and incorporated herein.

(Exhibit "A")

PIPE LINE LICENSE

THIS INSTRUMENT, executed in duplicate, April 1, 1963, Witnesseth:

The undersigned Carrier hereby grants, but on solely the herein expressed terms and conditions, and the undersigned Licensee (a Municipal Corporation) to be addressed at Austin, Texas (show whether an individual, co-partners, or corporation and state wherein incorporated), hereby accepts, permission to install, keep, maintain, repair, renew and use for conveying sewage the Licensee's own one certain proposed continuous line of cast iron pipe, 10 inches in diameter, and appurtenances, herein called pipe line, on the Carrier's property, herein called Premises. Pipe Line will be used for conveying sewage at gravity flow. Pipe Line shall intersect Carrier's existing track and right-of-way, in James P. Wallace Survey, Travis County (E.C.S. 9061/19) Texas, at or near Austin. Approximate location of Pipe Line is indicated by heavy blue line on Exhibit A attached hereto as part hereof.

1. Licensee shall at all times keep Pipe Line in good state of repair. All work by Licensee hereunder shall be performed in a safe and workmanlike manner. Licensee shall furnish or do at Licensee's own cost and responsibility any and all things and when and as from time to time required to accomplish whatsoever the Licensee attempts or is bound to do at any time hereunder. Licensee shall adjust Pipe Line to any physical change as made at any time in any of Carrier's property; at all times keeping upper surface of Pipe Line at least four and one-half feet below bottom of rail thereover. Licensee shall cause Pipe Line, before being used for anything inflammable, to conform substantially to Exhibit B attached hereto as part hereof. Said things, including the time and manner of doing any work, each shall conform to the requirements of Carrier as well as of any state, Federal or Municipal authority. Carrier may acting for Licensee furnish or do, and Licensee shall pay and bear the cost of anything which herein required of Licensee at any time, either shall not be furnished or done within ten days following Carrier's written request therefor or shall be undertaken by Carrier at Licensee's request; and Licensee on request shall in advance deposit with Carrier the estimated cost thereof. If deposit be less than actual cost, Licensee shall pay the difference; if more, Carrier shall repay difference. Licensee when returning this license (signed) shall pay to Carrier twenty five dollars for preparing it. Any other payment shall be made within twenty days following receipt of bill. Licensee shall pay cost to Carrier for all labor, including wages of foremen, plus 10% to cover supervision and accounting, plus vacation allowances, paid holidays and health and welfare benefit payments applicable to said labor, Carrier's cost price of all materials f.o.b. Carrier's

rails, plus 10% to cover handling and accounting, plus freight at tariff to point of use, and excise taxes applicable to said labor and materials. Carrier may connect with and discharge sewage into Pipe Line while serving as sewer.

2. Licensee agrees to (a) indemnify and save harmless the Carrier from and against all claims, suits, damages, costs (including attorneys' fees), losses and expenses, in any manner resulting from or arising out of or in connection with the laying, maintenance, renewal, repair, use, existence or removal of Pipe Line, including the breaking of the same or any leakage therefrom, and (b) assume all risk of loss or damage to Pipe Line and the contents thereof regardless of how caused.

3. Term hereof shall begin with February 7, 1963, and continue thereafter until concluded (1st) by expiration of thirty days following serving, by Licensee on Carrier, or vice versa, of written notice of intention to end term hereof or (2nd), at Carrier's election without further notice by expiration of six months without the Pipe Line having been installed or by Licensee failing (a-1) to cure any default or (a-2) to show statutory right to install Pipe Line within thirty days following Carrier's written request therefor. Any notice of Carrier shall be deemed served when posted conspicuously on Pipe Line or when deposited postage prepaid in U. S. mail addressed as aforesaid. Not later than last day of term hereof Licensee shall remove Pipe Line and restore Premises. Any of Pipe Line notso removed shall at Carrier's election without notice be deemed abandoned. Covenants herein shall inure to or bind each party's heirs, legal representatives, successors and assigns; provided; no right of Licensee shall be transferred or assigned, either voluntarily, or involuntarily, except by express agreement acceptable to Carrier. Carrier or Licensee may waive any default at any time of the other without affecting, or impairing any right arising from, any subsequent default.

MISSOURI PACIFIC RAILROAD COMPANY

By _____
Vice President-Operation
As Carrier, first party herein.

WITNESSES:

CITY OF AUSTIN

By: _____ (Seal)
~~Mayor~~ City Manager
As Licensee, second party herein.

ATTEST:

By _____
(Affix Seal) Clerk ~~Secretary~~

WITNESSES:

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

The Director of Public Works made a report on the Railroad crossing at 45th Street, stating papers on this request and on the Denson Drive crossing were sent in together, and approval for the Denson Drive Crossing had been received. The Mayor asked that he check further on the 45th Street Crossing.

The Council recessed until 2:30 P.M.

RECESSED MEETING

2:30 P.M.

The Council resumed its business at 2:30 P.M.

Councilman Perry present.

Councilman Shanks moved that the City Manager be authorized to execute a lease agreement with the AUSTIN SENATORS, INCORPORATED for the use of Disch Field at \$250.00 a year for a five year period, and the Austin Senators, Incorporated are to permit the Texas Interscholastic League to have their baseball play-off there, and to let the Junior High Schools play football there. The motion, seconded by Councilman White, carried by the following vote:

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

MAYOR PALMER brought up the question of the hospital survey, stating some of the doctors were supposed to come up before the Council regarding it. Councilman Perry stated he wanted to know that the doctors were satisfied about it, as it involved them. Councilman White said he was to receive a letter by Monday from Dallas giving him some information on the survey they were having there. He said the doctors all admit that is too much to pay, but they say they want it and want to go ahead and get started. He said part of the doctors wanted it and part of them did not. The Mayor stated the matter would be postponed, as the Council wanted to be sure.

The Mayor noted receipt of a letter from MARIAN ANDERSON thanking Austin for its hospitality while she was in the city.

With regard to the three parcels of land on the Interregional Highway, and after discussion of closing Flores Street and making another roadway in the tract, the City Attorney inquired if the Council wanted a composite appraisal of this land to see what, under the ordinary fragment policy, the land would sell for; and then the Council could decide whether it wanted to sell it to those asking for it, or to auction it or to take sealed bids. The Mayor asked that the appraisal be made, and the Council would set a time and a date, and set a minimum (Property on the Interregional between Flores, Clermont and Lambie Streets)

Councilman White moved that the City Manager be authorized to acquire four lots on Bergman Avenue (Lots 1, 2, and 3, Block 5, and Lot 10, Block 6, Valley View Addition), in the amount of \$6,500. 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 condemnation proceedings be authorized on the Barnhart tract of approximately 20 acres on Walnut Creek between the MK&T and H&TC Railroads (a portion of the James Burleson League). The motion, seconded by Councilman Shanks, carried by the following vote:

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

The Council postponed decision on selling the southwest corner of 31st and Lamar Boulevard, the tract being a complete building site and not a fragment of land, until it set a time for advertising the Interregional Highway Tract for sale.

Councilman White moved that the City Manager be authorized to acquire the southwest corner of the intersection of Windsor and Hartford Road. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White
Noes: None
Present but not voting: Mayor Palmer
Not in Council Room when the roll was called: Councilman Perry

Councilman Shanks moved that the City Manager be authorized to acquire Lot 5, Block 2, Sunset Heights, from Mrs. Dainwood, at \$8,000. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman White moved that the request to lease the Bullard tract (property west of the Railroad, east of Balcones Drive, and north of Northland Drive) for grazing a horse, be DENIED. 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 AMENDING ORDINANCE NO. 620911-A APPROPRIATING
ADDITIONAL FUNDS FOR EMERGENCY REPAIRS AND PURCHASES BY
VARIOUS DEPARTMENTS; 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 White, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Not in Council Room when the roll was called: Councilman Perry

The 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, Shanks, White, Mayor Palmer
Noes: None
Not in Council Room when the roll was called: Councilman Perry

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, Shanks, White, Mayor Palmer
Noes: None
Not in Council Room when the roll was called: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE PRESCRIBING AND LEVYING CHARGES FOR SALES MADE AND SERVICES RENDERED IN CONNECTION WITH THE WATER-WORKS SYSTEM AND THE SANITARY SEWER SYSTEM OF THE CITY OF AUSTIN FOR ALL USES OF SUCH WATER AND SANITARY SEWER CONNECTIONS AND FACILITIES; REPEALING ALL ORDINANCES, RESOLUTIONS, AND ORDERS OR PARTS OF THE SAME, IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL SEPTEMBER 1, 1949, AND IS RECORDED AT LENGTH IN ORDINANCE BOOK "O", AT PAGES 301-302 OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, AS AMENDED, BY AMENDING SECTION 1 SO AS TO PROVIDE A SCHEDULE FOR MINIMUM MONTHLY RATES AND CHARGES MADE FOR SANITARY SEWER SERVICES FURNISHED TO PRIVATE RESIDENCES OUTSIDE OF THE CITY LIMITS, WHICH RESIDENCES ARE NOT WATER CUSTOMERS OF THE CITY OF AUSTIN; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman 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 APPOINTING ELECTION JUDGES AND CLERKS TO SERVE AT THE VARIOUS POLLING PLACES IN THE CITY OF AUSTIN AT THE RUN-OFF ELECTION TO BE HELD IN THE CITY OF AUSTIN ON MAY 4, 1963; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Not in Council Room when the roll was called: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Not in Council Room when the roll was called: Councilman Perry

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: None
Not in Council Room when the roll was called: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

MR. LEO LEWIS made a complaint that the entrances to the City were ruined by the junk yards being located on the main thoroughfares coming into the City, and he inquired why the Council did not put a stop to this, compensate those people and buy them out and make parks along the highways. He suggested the City's annexation powers be used. The City Attorney explained the status of the junk yards under a non-conforming use under the Zoning ordinance, even if the property were annexed. Mr. Lewis had a case in the District Court to restrain the operator from using this land as a junk yard. The Mayor asked Mr. Lewis if he had any objection to the City annexing his property, and he stated he did not, and he would like to be annexed. The Mayor stated the Council would check in on this. Mr. Lewis said his property was in the Pleasant Hill School District.

The Council received notice from the City Manager that the following zoning applications had been referred to the Planning Commission and set for public hearing before the Council on May 23, 1963:

ROBERT KAROTKIN & GARLAND L. FRANCIS	3018-3022 Guadalupe 618-622 West 30th Street	From "O" Office and "C-1" Commercial 1st Height & Area To "O" Office and "C-1" Commercial 2nd Height & Area
MR. & MRS. J. B. TAYLOR	1509 North Street	From "A" Residence 1st Height & Area and "C" Commercial 2nd Height & Area To "C" Commercial 2nd Height & Area
TOM MOSES ATTAL	6701-6761 Airport Boule- vard 401-445 Pampa	From "A" Residence 1st Height & Area To "C" Commercial 1st Height & Area
AUSTIN NATIONAL BANK, Trustee By Chester D. Brooks	615-619 West 24th Street 2313-2321 Rio Grande St.	From "G" Commercial 2nd Height & Area To "C-1" Commercial 2nd Height & Area
R. GRAHAM WILSON	2811 (2809) Salado Street 2808-2810 (2806) Rio Grande Street	From "A" Residence 1st Height & Area and "BB" Residence 2nd Height & Area To "B" Residence 2nd Height & Area
ELSIE JANE WINTER	1010-1012 West 6th Street	From "C" Commercial 3rd Height & Area To "C-1" Commercial 3rd Height & Area
IDA LOUISE LACEY	4414-4416 Red River 814-818 Keasbey Street	From "A" Residence 1st Height & Area To "LR" Local Retail 1st Height & Area
WALTER R. CARRINGTON By Richard Baker	2709-2945 Loyola Lane	From Interim "A" Resi- dence and Interim 1st Height & Area To "GR" General Retail 1st Height & Area
CITY OF AUSTIN and PERKINS & BEAMAN By Richard Baker	10-32 Canadian Street 21-23 Lynn Street 11-19 Chicon Street 2001-2019 Bogle Avenue	From "A" Residence 1st Height & Area To "C" Commercial 1st Height & Area

IRA MASON, SR.
By Raymond Campi

5700-5708 Manor Road
2800-2808 Rogge Lane

From "O" Office 1st
Height & Area
To "C-1" Commercial 1st
Height & Area

R. L. STRUHALL, JR.

1914 & 1915 Fairlawn Lane
1200-1206 Mariposa Drive

From "A" Residence 1st
Height & Area
To "B" Residence 1st
Height & Area

NASH PHILLIPS

1201-1203 Westmoor
1218-1226 Broadmoor

From "A" Residence 1st
Height & Area
To "GR" General Retail
6th Height & Area

SOUTHWEST INDUSTRIAL
PROPERTIES, INC.,
JOE D. FOX
By Isom H. Hale &
Associates

Tract 1
1744-2000 Riverside Drive

From "C" Commercial 2nd
Height & Area and
Interim "A" Resi-
dence & Interim
1st Height & Area
To "C" Commercial 1st
Height & Area

Tract 2
2002-2038 Riverside Drive
1200-1600 Blocks Tinnin
Lane

From "C" Commercial 2nd
Height & Area and
Interim "A" Resi-
dence and Interim
1st Height & Area
To "B" Residence 1st
Height & Area

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

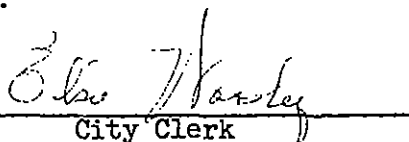
Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Council adjourned at 5:15 P.M. subject to the call of the Mayor.

APPROVED


Mayor

ATTEST:


City Clerk