

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 25, 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; Dudley Fowler, Assistant City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by RABBI D. D. CRAIN, Agudas Achim Church.

MR. JOE WELLS, President of the Chamber of Commerce, stated MR. TOM PERKINS, Manager of the Industrial portion of the Chamber of Commerce, wanted to present a Revised Industrial Brochure. Mr. Wells thanked the Council for its assistance and cooperation in furnishing data relating to utilities and the maps. It was brought out this Brochure had won a top award in the United States for Industrial Brochures. The Mayor thanked the group stating the entire Council had been working hard trying to attract industry into Austin, and was glad to have this revised Brochure.

MISS BERNICE EVANS invited the Council to the Iota Phi Lambda Annual Business Week Observance and Awards Program, Tuesday, April 30, 1963, 8:00 P.M., 601 Airport Boulevard. The Mayor accepted the invitation for the Council.

MR. CAREY E. STONE presented the Council an invitation to the Fiesta of San Antonio, discussed his art program with the Senior Citizens, and then presented plaques to the members of the Council. The Mayor thanked Mr. Stone for the plaques and invitation.

Councilman White moved that the Minutes of the Meeting of April 18, 1963, be approved, noting two corrections to be made. 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 submitted a petition from a group of citizens on Barton Springs Road asking that this area be fogged to reduce the serious health menace presented by mosquitoes in the area. Councilman White moved the fogging of this area be authorized. The motion, seconded by Councilman Armstrong, carried by the following vote:

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

Mayor Palmer introduced the following ordinance:

AN ORDINANCE PERPETUALLY VACATING AND CLOSING TO PUBLIC TRAVEL 8,877.05 SQUARE FEET OF LAND, SAME BEING A PORTION OF THAT CERTAIN STREET IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, KNOWN AS HIGHLAND MEDICAL CIRCLE; RETAINING AN EASEMENT FOR PUBLIC UTILITY PURPOSES; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS.

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  
Absent: 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  
Absent: 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  
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

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 Southern Pacific Company the easement for public street purposes dated April 4, 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"

THE STATE OF TEXAS    |

COUNTY OF TRAVIS    |    KNOW ALL MEN BY THESE PRESENTS:

THAT, Southern Pacific Company, a corporation, herein after styled "Grantor", for and in consideration of the sum of One and no/100 Dollar (\$1.00) and other valuable considerations to it in hand paid by the City of Austin, a municipal corporation in the County of Travis, State of Texas, hereinafter styled "City", the receipt of which is hereby acknowledged, and under the terms and conditions hereinafter set forth, has this day Granted, Sold, and Conveyed, and by these presents does: Grant, Sell and Convey unto the City, a right of way or easement for public street purposes, in particular for 45th Street, upon and across the property of Grantor in the City of Austin, Travis County, Texas, more particularly described as follows, to-wit:

A tract or parcel of land sixty feet (60') in width by fifty feet (50') in length, being thirty feet (30') wide on each side the centerline of proposed street, which centerline intersects the centerline of Grantor's Austin to Llano Branch main track at Engineer's Station 182+15 with an angle of 96° 29' in the northwest angle of intersection.

As a further consideration for the easement herein granted, the City by acceptance hereof, agrees to reimburse Grantor for the cost of constructing its standard plank crossing between the ends of the ties in its track with a width of forth feet (40') measured normal to the centerline of said 45th Street and installing flasher lights for said crossing, which cost is estimated to be Six Thousand One Hundred Twenty Four Dollars (\$6,124.00), it being understood and agreed that the City will reimburse the Grantor the actual cost of making such installations, regardless of it being more or less than the estimated cost.

The City will perform all grading, furnish and install necessary and adequate drainage structures, curbs, gutters and surfacing for said street up to the ends of the ties in said track without expense to Grantor.

This easement is granted subject to the right of Western Union Telegraph Company to maintain and operate a pole and wire line thereon and thereover, and the City will make its own arrangements with the Western Union Telegraph Company for any necessary relocation or alteration of said pole and wire line.

No legal right which the Grantor now has to reconstruct, maintain and operate its existing track and appurtenances or to construct, maintain and operate an additional track or tracks and appurtenances upon and across the tract of land herein described shall in anywise be affected by the granting of this easement.

In the event the street should ever be vacated, closed or abandoned, upon and across said tract of land, this easement shall revert to and revest in Grantor, its successors and assigns, without any further act or deed by Grantor.

TO HAVE AND TO HOLD the above described easement together with all and singular the right and appurtenances thereto in anywise belonging unto the City of Austin, its successors and assigns, subject to the conditions hereof forever. This easement is made without any warranty whatsoever, either expressed or implied.

IN WITNESS WHEREOF, the Southern Pacific Company has caused these presents to be executed in duplicate, by its \_\_\_\_\_ Vice President, attested by its Assistant Secretary, and its corporate seal to be hereunto affixed, on this the 4th day of April A.D. 1963.

ATTEST:

H. D. Gray  
Assistant Secretary

SOUTHERN PACIFIC COMPANY  
By B. M. Stephens  
Assistant to Vice President

THE STATE OF TEXAS }

COUNTY OF HARRIS } BEFORE ME, W. T. Magee, a Notary Public, in and for Harris County, Texas, on this day personally appeared B. M. Stephens, Assistant To Vice President of the Southern Pacific Company, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same in the capacity and for the purposes and considerations therein stated, and as the act and deed of said corporation.

GIVEN under my hand and seal of office, this the 4th day of April A.D. 1963.

W. T. Magee  
NOTARY PUBLIC, in and for  
Harris County, Texas

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 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 Section One)

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

Ayes: Councilmen Armstrong, 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 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. (Townlake Plaza)

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

Ayes: Councilmen Armstrong, 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 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. (Area north of Northland Drive)

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 offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utility purposes was reserved by the City of Austin in, upon and across 1,932 square feet of land, same being out of and a part of that certain portion of a street in the City of Austin, Travis County, Texas known as West 39 $\frac{1}{2}$  Street which was vacated by the City Council of the City of Austin by Ordinance dated September 4, 1958; and,

WHEREAS, the owner of the above described property has requested the City Council of the City of Austin to release the hereinafter described public utility 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 easement, to wit:

A tract containing 1,932 square feet of land, same being out of and a part of that certain public utility easement reserved in, upon and across that certain portion of a street in the City of Austin, Travis County, Texas, known as West 39 $\frac{1}{2}$  Street which was vacated by the City Council of the City of Austin by Ordinance dated September 4, 1958; which tract of land is more particularly described by metes and bounds as follows:

BEGINNING at the northwest corner of the herein described tract of land, same being the southwest corner of Lot 4, Allen Oaks, a subdivision of record in Book 6 at Page 33 of the Plat Records of Travis County, Texas, and which point of beginning is at the northwest corner of that certain portion of West 39 $\frac{1}{2}$  Street which was vacated by the City Council of the City of Austin;

THENCE, with the south line of said Lot 4, S 61° 10' E 139.80 feet to the southeast corner of said Lot 4, same being the most easterly corner of the herein described tract of land;

THENCE, with the south line of the herein described tract of land with the following two (2) courses:

(1) N 83° 47' W 41.61 feet to a point;

(2) N 61° 10' W 101.67 feet to a point in the southerly prolongation of the west line of said Lot 4, same being the west line of the herein described tract of land;

THENCE, with the southerly prolongation of the west line of Lot 4, same being the west line of the herein described tract of land, N 29° 50' E 16.00 feet to the point of beginning.

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 offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utility and drainageway purposes was granted the City of Austin in a deed of record in Volume 1423, at page 504 of the Deed Records of Travis County, Texas, in, upon and across 107 square feet of land, same being out of and a part of Lot 25, Ridgewood Village Section 1, a subdivision of a portion of the Henry P. Hill League in the City of Austin, Travis County, Texas, according to a map or plat of said Ridgewood Village Section 1 of record in Book 6 at page 59 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 drainageway 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 exegute a release of the following described public utility and drainageway easement, to-wit:

107 square feet of land, same being out of and a part of Lot 25, Ridgewood Village Section 1, a subdivision of a portion of the Henry P. Hill League in the City of Austin, Travis County, Texas, according to a map or plat of said Ridgewood Village Section 1 of record in Book 6 at Page 59 of the Plat Records of Travis County, Texas; which 107 square feet of land are to be released from the public utilities and drainageway easement provided in a deed of record in Volume 1423 at page 504 of the Deed Records of Travis County, Texas; said 107 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at the northwest corner of the aforesaid Public Utility and Drainageway Easement, same being a point in the east line of Ridgewood Road, same being also the northwest corner of the herein described tract of land and from which point of beginning the northwest corner of said Lot 25 bears N 29° 10' E 6.00 feet;

THENCE, with the north line of said Public Utility and Drainageway Easement, same being the north line of the herein described tract of land, S 60° 50' E 107.82 feet to a point in the northwest line of a certain storm sewer easement described in an instrument recorded in Volume 2476 at Page 511 of the Deed Records of Travis County, Texas, same being the northeast corner of the herein described tract of land;

THENCE, with the westerly prolongation of the north line of the aforesaid storm sewer easement described in said deed of record in Volume 2476, Page 511 of the Deed Records of Travis County, Texas S 68° 00' W 3.85 feet to the southeast corner of the herein described tract of land;

THENCE, with the south line of the herein described tract of land, same being a line three (3) feet south of and parallel to the north line of the afore-said Public Utility and Drainage Easement described in Volume 1423, Page 504 of the Deed Records of Travis County, Texas, N 60° 50' W 105.41 feet to the south-west corner of the herein described tract of land, same being a point in the east line of Ridgewood Road;

THENCE, with the west line of the herein described tract of land, same being the west line of Lot 25 and the east line of Ridgewood Road, N 29° 10' E 3.00 feet to the point of beginning.

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

The City Manager submitted the following:

"Tabulation of Bids Sale of Houses Bids Opened April 23, 1963  
 1217 East 51st Street - Improvements only  
 One story frame house.

Fred C. Barkley		Dick Rathgeber	
C.C. \$100.50	<u>\$1,005.00</u>	C.C. \$25.00	\$ 423.23
Lilly B. Wood		Hobbs Demolishing Co.	
P.O.M.O. \$47.00	\$ 939.00	C.C. \$20.05	\$ 401.00
Tom Kouri		Jack A. Griesenbeck	
C.C. \$40.00	\$ 751.87	P.O.M.O. \$20.00	\$ 387.97
Victor Smith		John Keir	
C.C. \$29.35	\$ 587.00	C.C. \$15.89	\$ 317.89
H. C. Fry		John A. Joseph	
P.O.M.O. \$25.00	\$ 500.00	C.C. \$7.00	\$ 101.55
John G. Roos			
C.C. \$22.00	\$ 451.01		

"Amount underlined represents high bidder."

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 23, 1963, for the sale of one one-story frame house, owned by the City and located at 1217 East 51st Street, in the City of Austin, Travis County, Texas; and,

WHEREAS, the bid of Fred C. Barkley, in the sum of \$1,005.00 was the highest bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works and by the City Manager; Now, Therefore,



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

That the bid of Fred C. Barkley, in the sum of \$1,005.00, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Fred C. Barkley.

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

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer

Noes: None

Absent: Councilman Perry

The City Manager submitted the following:

"April 19, 1963

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

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, April 19, 1963 at the Office of the Director of the Water and Sewer Department for the INSTALLATION OF AN 8-INCH CAST IRON WATER MAIN IN SWEENEY LAND FROM MANOR ROAD TO COVENTRY LANE EASEMENT. The bids were publicly opened and read in the Second Floor Conference Room, Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>"FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Fairey - Simons Company Incorporated	\$10,339.50	10
Bland Construction Company	10,482.00	15
Walter W. Schmidt	10,690.50	20
Austin Engineering Company	11,342.00	30
Ford - Wehmeyer, Incorporated	11,373.00	10
H and M Construction Company	11,767.75	30
City of Austin - estimate	11,234.25	0

"It is recommended that the contract be awarded to the Fairey - Simons Company, Incorporated on their low bid of \$10,339.50 with 10 working days.

"Yours truly,  
s/ Victor R. Schmidt, Jr.  
Water and Sewer Department  
s/ Albert R. Davis, Director  
Water and Sewer Department"

Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 19, 1963, for

installation of an 8-inch cast iron water main in Sweeney Lane from Manor Road to Coventry Lane Easement; and,

WHEREAS, the bid of Fairey-Simons Company Incorporated, in the sum of \$10,339.50, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of Fairey-Simons Company Incorporated, in the sum of \$10,339.50, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Fairey-Simons Company Incorporated.

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 introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO  
A CERTAIN CONTRACT WITH NELSON PUETT, JR., FOR THE  
APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER  
SUCH CONTRACT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman 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  
Absent: 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  
Absent: 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  
Absent: Councilman Perry

The Mayor announced that the ordinance had been finally passed.

The City Manager reported that the Buttermilk Creek project would be substantially complete in July, and a main trunk line will be available to this area. He stated the design of the sewer system that will run through the St. Johns subdivision to serve 216 houses is underway, and the plans will be ready to advertise for bids around May 5th. He said if bids are advertised then, they could be opened around May 24th; and by the latter part of August or first of September the lines would be in place. Councilman White moved that the City Manager be instructed to advertise for bids for the sanitary sewer project in St. John's addition on May 5th, to be opened on May 24th. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Armstrong moved that the City Manager be authorized to execute an agreement with the Air Force for use of Air Force Recovery Squadron equipment at the Airport. The motion, seconded by Councilman White, carried by the following vote:

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

The City Manager had a request from the AUSTIN NATIONAL BANK that when the new bank was opened, two additional parking meters be capped during the banking hours, and he displayed a sketch showing the parking meters that are capped at the present time on Congress Avenue, Nos. 4, 5, 6, and 7. It was requested that No. 3 and one around the corner of 5th Street be included. The Traffic Department had reported there would be no objections to these meters being capped. Councilman White moved that the request of the Austin National Bank as submitted by the City Manager, 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

The City Manager reported he had received a copy of a letter addressed to the Mayor from the Chief of Staff at St. Davids Hospital in which he states that the St. Davids Hospital Medical Staff has unanimously voted to endorse the City's proposal to provide a community medical survey. The Mayor asked that this be kept along with the other recommendations.

The City Manager had a copy of a letter which announced the opening ceremony for the Automotive Center at the Sears Hancock area would take place at 9:30 A.M. Wednesday, May 1, and the Council Members, City Manager, and Chamber of Commerce are invited to attend. The Mayor asked the Council to meet at 9:00 A.M. and all drive out to the Ceremonies. It was also noted the Council was invited to attend a preview of the Automotive Center on April 30, at 6:30.

Councilman White moved that the City Manager be authorized to purchase Lot 23, Hilltop Addition from Whit Willeford for \$11,000, for the property required for the railroad overpass on the south side on St. Elmo Road. The motion, seconded by Councilman Shanks, carried by the following vote:

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

The City Manager stated MR. NELSON PUETT, JR., had given the City some property just a short distance from this property on St. Elmo Road, authorized to be purchased for the railroad overpass. The property was given to the city for hospital purposes. He recommended moving the house now located on Lot 23, Hilltop Addition, to the property given by Mr. Puett, and then sell the house and lot and take the value of the land and put it in the Trust Fund for the Hospital. Councilman Shanks moved that the City Manager be authorized to move this house to the W. 75' of Lot 1, Block 4, Banister Acres. 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 moved that the request from the TRAVIS COUNTY SHERIFFS' POSSEE for a parade, 2:30 P.M. Thursday May 16th, be approved. The motion, seconded by Councilman White, carried by the following vote:

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

Pursuant to published notice thereof the following zoning applications were publicly heard:

C. T. DODSON	6513-6517 Burnet Lane	From "A" Residence To "GR" General Retail RECOMMENDED by the Planning Commission
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Councilman Shanks moved that the change to "GR" General Retail be granted. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor announced that the change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

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MRS. MILDRED BOX            503 Oltorf Street  
By West and Associates

From "A" Residence 1st  
Height & Area  
To "O" Office 2nd  
Height & Area  
RECOMMENDED by the  
Planning Commission

Councilman White moved that the change to "O" Office 2nd Height and Area be granted. 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 change had been granted to "O" Office 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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ROBERT B. SMITH &            1614-16 East 7th Street  
MRS. BESSIE OLDEHAM        701-05 Concho Street

From "A" Residence  
To "C" Commercial  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "GR"  
General Retail

Mrs. F. R. Rice inquired how this zoning would affect her property which was across the street. She reported the lot next to hers was covered with old washing machines, bath tubs, and general junk. She was not opposed to this particular zoning case, if the operations will not harm the neighborhood. The Mayor stated the complaint would be checked. Councilman Shanks moved that the change to "GR" General Retail be granted. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor announced that the change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

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ROY E. LEMOND                413 West 7th Street

From "O" Office  
To "C" Commercial  
RECOMMENDED by the  
Planning Commission

Councilman White moved that the change to "C" Commercial be granted. 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 change to "C" Commercial had been granted and the City Attorney was instructed to draw the necessary ordinance to cover.

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BERNARD LAX & 1216-1218 Baylor Street  
EDWARD J. SMITH, JR.  
By Dan Priest

From "B" Residence  
To "O" Office  
RECOMMENDED by the  
Planning Commission

Councilman White moved that the change to "O" Office be granted. 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 change had been granted to "O" Office and the City Attorney was instructed to draw the necessary ordinance to cover.

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GEORGE W. WEISE 2903-05 Hampton Road  
By W. L. Grafton

From "A" Residence  
To "B" Residence  
RECOMMENDED by the  
Planning Commission

Councilman White moved that the change to "B" Residence be granted. The motion, seconded by Councilman Armstrong, carried by the following vote:

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

The Mayor announced that the change had been granted to "B" Residence and the City Attorney was instructed to draw the necessary ordinance to cover.

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B. E. NEWBERG 2500 East 6th Street  
By E. E. Naumann

From "D" Industrial  
To "C-2" Commercial  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "C-1"  
Commercial

MR. NAUMANN said he was buying this property conditioned on its being

zoned "C-2" Commercial; that "C-1" Commercial would not be acceptable for his purpose, as he wanted to make this a Domino Parlor and sell beer on-premise. The building is too small for a restaurant. Opposition was expressed by Mrs. Nicholson, home owner for 23 years, and MR. FRED SCHULTZ of Economy Supply Company, stating there would be an additional parking problem, and the only place for them to park would be in the Economy Supply Company's parking lot. Also in opposition were the Manager of Holloway Company, and Mr. Heffington. Councilman Shanks moved that the change be denied. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor announced that the change had been DENIED.

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DR. J. L. LOVE  
By Sterling Sasser &  
Son

612 Rio Grande Street  
701-05 West 7th Street  
Additional Area:  
610 Rio Grande Street  
611-15 West 7th Street  
611-13 Rio Grande Street

From "O" Office  
To "C" Commercial  
NOT Recommended by the  
Planning Commission

MR. WILLIAM CARSSOW represented the applicant and pointed out the commercial uses in the area; there are two 80' streets, and the area has been zoned "O" Office for six or seven years and has stayed the way it is. The request is to permit a wholesale electronics company to operate here. He said no one would consider buying a lot in this area for residential. He said as long as it was difficult for this property to be developed, it will have to sit there idle. Mr. Sasser stated much effort had been made to get new industry to move in, and this is a fine group out of Dallas which wants to establish here permanently, and this property suits the needs. It is a quiet type of business; and although it is called "wholesale" it does not mean wholesale. The area has been dead a long time, and people are not wanting it for office. The Director of Planning discussed classification of a wholesale electronics firm, and described the situation. MR. RICHEY KEY, representing his mother, stated her two lots, the south half of Lots 5 and 6, Block 76, Original City, are included in this zoning request, listed in the Additional Area before the Council. MRS. KEY does not want her property to be zoned, and he requested that the south half of Lots 5 and 6 be eliminated from consideration. He spoke in opposition of the zoning of the other property, pointing out the number of residential uses, the vacant property in the "C" zones, and the number of office uses in the "C"; and both the Zoning Committee and Planning Commission had recommended rejection of the zoning request. After more discussion, the Council decided to make an on-site inspection of the area, and decision was postponed until the following week.

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C. R. FOLLETT, ET AL 1200-1312 Oran Street  
By M. L. Mansfield 4900 Grover Avenue  
4901 Woodrow Avenue

From "A" Residence  
To "O" Office  
NOT Recommended by the  
Planning Commission

MR. MANSFIELD represented the applicant, as he was purchasing the property for a real estate office, and stated the other properties included in the application were added, as the owners felt this area was ready for "O" Office zoning. He gave the tax values of the properties surrounding this location listing the vacancies and lots in the area. He said other property zoned "O" Office in the area was on a 30' street, which seemed to be adequate. The Director of Planning reviewed the reasons the Planning Commission unanimously recommended denial of the "O" Office zoning request--the street was not adequate for the amount of traffic and there was not enough space for off-street parking for "O" Office uses; the particular lots in question are not adequate in depth, and there are existing homes, and provisions for off-street parking would be difficult to handle. He stated with ultimate street widening, the area would be zoned for "O" Office. MR. BILL MONTANDON stated the lots ran lengthwise on this street, and there was plenty of room for off-street parking; the house had been used as a rent house; and the real estate people had fenced another lot which would be used for parking. The Council wanted to make a personal inspection of the area and took no action and postponed decision until the following week.

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CHESTER D. BROOKS 2955-57 Higgins Street  
1905-24 Airport Boulevard

From "A" Residence  
To "C-1" Commercial  
NOT Recommended by the  
Planning Commission

MR. CHESTER BROOKS asked that decision on this application be held up a week in order that he could check on the deed restrictions. Later in the meeting the Director of Planning read the deed restrictions. The Mayor stated the Council would like to make an on-site inspection of the area, and decision was postponed.

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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 ANNEXA-  
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF  
87.68 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.  
(Santa Monica Park)

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 first time and Councilman White moved that the ordinance be 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 Council recessed until 3:30 P.M.

RECESSED MEETING

3:30 P.M.

At 3:30 P.M. the Council resumed its business.

Councilman White moved that the City Manager be authorized to get estimates or appraisals on the KARL SCHMIDT and ROY MILLER properties adjacent to the Airport on Manor Road, and try to determine what the cost of acquisition would be for the whole tract or just the part needed for the clear zone. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Armstrong suggested consideration for some type of security for automobiles parked at the Airport where people leave them for three or four days while they are gone. He suggested some place be set aside where these cars will be secure, and that a charge be made. The City Manager stated the appraisal of public reaction on charging for space at the airport had been just the opposite; as when the Airport was opened, it was the consensus of opinion of everyone contacted, especially the tenants, that if a charge were made, it would kill the business in the various facilities. He explained also the amount it would take to have someone in charge of the area, and the amount of money those people would pay would not begin to pay for their protection. He estimated a minimum of \$800 a month for round-the-clock protection. Councilman Armstrong stated he had two people whose cars had been robbed while they were parked.

The Council had under consideration the property of the Bethany Church on East 12th Street. The City Manager stated the City had acquired the right-of-way it needed across the property the Church originally owned, but it did not have the right-of-way across the remainder of the tract in back of the Church. The right-of-way is to be 90'. He reviewed the matter, and showed on the map what the plans were for opening East 12th Street. He said the Bethany Church is anxious to have an answer on the City's plans.

The City Manager made a preliminary report on the Motheral property on Balcones Drive north of the property belonging to the Covenant Presbyterian Church. He said Mr. Motheral did not want to sell his property, but he would, as he recognized the City would need a great part of it. The City Manager stated the question now was the price, and he discussed the manner in which the Bullard property

had been appraised and the price established. He said if this same approach were used on the Motheral property, the price would be under Mr. Motheral's price. Mayor Palmer suggested that the City Attorney investigate to see if Mr. Motheral would work this transaction out on the same basis as that worked out with Mr. Bullard--that the City pay him if and when it needed the property at the city's going rate of interest. Regarding the property, the City Manager reviewed the plans of the Boulevard in relation to the area, stating the "Cotton Plan" provided for a crossing of the Missouri Pacific Railroad track with a north bound lane of the expressway at about 1000' north of Northland Drive. This would be a one-way road going over the track, and the south bound lane coming down the west side of the Railroad. Since the north bound lane could not be continued up on the east side of the railroad all the way to the Burnet Road, a crossing had been provided with the team track, which the contract with the railroad required, and a team-track road going under the north bound Mo-Pac Bridge. Under this plan a very considerable part of the Bullard tract would be consumed, and all of the Covenant Presbyterian Church property would be taken. Councilman Shanks stated it was his understanding now the Church did not want to build on their site, as it was not large enough. They want to acquire the City's Northland Drive tract. The City Manager stated since the arrangement had been made with Mr. Bullard, the possibility of relocating the team track from the position proposed by Mr. Cotton had been considered. A better site had been found farther north where there is a team track already on the ground. Mr. Cotton had located the team track (as shown on the plan) in accordance with the contract provisions, that it be located within a half mile from Northland Drive or such other places as might be agreed upon. The City Manager said this matter of moving the team tract farther north had been taken up with the Missouri Pacific Railroad Company, and he had just received a reply to his letter, in which the Railroad Company had agreed that the City may relocate the team track in the northern position. He explained a different plan then, if the team track were relocated, the north bound Mo-Pac Boulevard could be continued up to the south boundary of the Gullett School tract, and at that point a ramp could begin upward and cross over the railroad track for the north bound lane. By keeping one lane on the east side of the railroad track, only a small strip of the Bullard tract would be needed to put the west lane on the west of the railroad track and one frontage road along the side of it. By this plan most of the Bullard tract would remain intact and very little of the Church property would be required. Also under this plan, considerably less of the Motheral property would be used. He stated if the additional tracts were acquired, it had been thought a trade could be made with the Church for the amount of property it needed. The City Manager then discussed right-of-way in accordance with Highway Department requirements in case it could be worked out to obtain state participation. He said the revised plans explained here could be approved by the Highway Department. The City Manager then reviewed the Church offer of the previous week that it would like to exchange their 2.98 acres for the three plus acres on Northland Drive. He had recommended last week that this offer be declined as the Church wanted it understood there would be nothing built between its property and the turn-out road, and as it was thought the City property was worth as much per acre as that of the Church. The City Manager stated if the Church abandoned its tract and moved to the Northland Drive tract, it should be proposed to the Church that the trade be on acre per acre basis, and the portion of the Tract I, east of whatever line would have to be drawn that would give the same acreage, would be sold to the Church at the same price per acre, once the actual roadway is determined. The Mayor asked that the Law Department check with Mr. Motheral to see if he would make the same terms as those

made with Mr. Bullard, and to check with the Highway Department about sufficient right-of-way. The City Manager inquired if the Council wanted him to explore the matter further with the Church and suggest to it that the City would trade acre for acre with the understanding it would later sell the intervening tract between the property and the turn-out, and also that there would not be any access or driveways from the tract into the right-of-way area. The Mayor stated it was agreeable that he proceed, and he was glad the Railroad would permit the relocation of this team track, as a lot of money would be saved.

MR. FRANK DENIUS, MR. DAVE SHANKS, and MR. FRANK BROOKS came before the Council to discuss the lease agreement on the Abattoir, as the lease was to become effective May 1, 1963. The items discussed pertained to the maintenance responsibilities of the City, and those of the Company. Also discussed was the status of the city employees who were now on the City payroll. MR. DENIUS, Attorney, asked that special arrangements be made for the master mechanic to remain on the City payroll, and that the lessees would reimburse the city. Mr. Dave Shanks stated it was his understanding Mr. Brooks and the Personnel Director had interviewed each employee singularly and in groups, and each had indicated his desire about staying with the city or working for the lessee. The Council discussed other matters of the Abattoir, and finally decided to have a special meeting at 4:00 P.M., Monday, April 29th.

The Mayor announced the Chamber of Commerce scheduled a luncheon for local industries on May 13th, and they would like, at no cost to the City, to have the City and the Industrial Development Committee to be hosts to all of these industries, welcoming them and expressing appreciation for them. The Council informally agreed to serve as joint hosts, at no costs to the City.

Councilman Armstrong moved that the Council authorize the installation of two or three stop signs on roads approaching into Vargas Road. (Porter Street, Felix Avenue and Estrada Street) The motion, seconded by Councilman White, carried by the following vote:

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

The City Manager stated the owner wanted an answer on the Barnhart property. The Mayor asked that this be held until the following week.

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

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

The Council adjourned at 5:10 P.M., subject to the call of the Mayor.

APPROVED

L. E. Palmer  
Mayor

ATTEST:

Olivia J. Kosloski  
City Clerk