

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 30, 1963

10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was delivered by REV. CARL BOWERS, Liberal Catholic Church, 1112 West 6th Street.

MR. TOM BLACK, representing SOUTHWEST REPUBLIC CORPORATION, stated he had petitioned the Council last week to lease some city property at its reservoir site for an antenna tower; and he understood there had been a petition filed in opposition, and he was present to answer any questions. The Mayor said on this suggested lease, the Council had asked that it have an opportunity to study it, and all of the members had not had an opportunity yet to go over it. If it develops that a special permit will be needed, a public hearing would be held, and that would be the proper time to hear the objections. The Mayor stated the first matter of consideration of the Council was whether or not it wanted to go into a lease agreement prior to the time this application would be filed for a special permit. MR. WAYLAND RIVERS, representing the opposition, stated he was present only as a bystander as he could not determine whether or not this was to be considered today. The Mayor said the Council would look into the possibility of the lease, and probably made a decision next week.

Councilman Long extended an invitation from MR. DON O'CONNER, Commander of the American Legion, to the Council to be present at the Memorial Services at 3:00 P.M. at Capitol Memorial Park. The Mayor stated the Council would recess in time to join in this Memorial Service.

MR. JOE PERONNE stated he was not against the garbage pick up charge, but he questioned putting the charge for the garbage pick up on the utility bills, stating many times those in the real estate business would have the lights

turned on to show a place; and simultaneously the \$1.25 garbage pick-up fee went on. The Mayor stated the Council discussed that very matter at length. Councilman Shanks said it was his interpretation this was an annual charge of \$15.00, but it was being prorated on a monthly basis; but even so, if utilities are turned off for a period, the pick-up service fee is stopped at that time. Mayor Palmer stated as long as there is a light meter, and the lights are turned on, the customer is billed. He pointed out it would be difficult to check on unoccupied houses or vacant apartments. Mr. Peronne stated he just wanted to bring this up, and wanted the Council to give it some thought.

Councilman Long moved that the Minutes of the Meeting of May 16th, 1963, be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for sanitary sewer purposes was granted the City of Austin, in, upon and across 153 square feet of land, same being out of and a part of that certain sanitary sewer easement out of and a part of Lot 6, Block I, Northtowne Section One, a subdivision of a portion of the James P. Wallace Survey Number 18 in the City of Austin, Travis County, Texas, according to a map or plat of said Northtowne Section One of record in Book 10 at page 46 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owner of said premises has heretofore granted an easement at a more desirable location and provided funds necessary to defray the cost of replacing the utilities located in the hereinafter described sanitary sewer easement; and,

WHEREAS, the owner of said premises has requested the City Council of the City of Austin to release the above described sanitary sewer easement; and,

WHEREAS, the City Council has determined that said easement in, upon and across the above described property 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 W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute a release of the following described sanitary sewer easement, to-wit:

153 square feet of land, same being out of and a part of that certain sanitary sewer easement out of and a part of Lot 6, Block I, Northtowne Section One, a subdivision of a portion of the James P. Wallace Survey Number 18 in the City of Austin, Travis County, Texas, according to a map or plat of said Northtowne Section One of record in Book 10 at page 46 of the Plat Records

of Travis County, Texas; and which 153 square feet of land are more particularly described by metes and bounds as follows:

BEGINNING at the northwest corner of the herein described tract of land, from which point of beginning the northwest corner of said Lot 6, Block I, bears N 60° 48' W 29.35 feet and N 29° 12' E 31.97 feet;

THENCE, with the north line of the herein described tract of land S 60° 48' E 30.40 feet to the northeast corner of the herein described tract of land;

THENCE, with the east line of the herein described tract of land S 29° 12' W 5.03 feet to the southeast corner of the herein described tract of land, same being a point in the south line of said sanitary sewer easement;

THENCE, with the south line of the herein described tract of land, same being the south line of said sanitary sewer easement, N 60° 48' W 30.40 feet to the southwest corner of the herein described tract of land;

THENCE, with the west line of the herein described tract of land N 29° 12' E 5.03 feet to the point of beginning.

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that traffic conditions are 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 use mechanical devices in such enforcement, and has found that such locations should be placed in Parking Meter Zones as hereinbelow indicated:

<u>ZONE</u>	<u>STREET</u>	<u>BLOCK</u>	<u>SIDE</u>
60/120	Lavaca	1300	East and West
60/120	West 13th	From Lavaca Street west to the alley between Lavaca and Guadalupe Streets	North

Now, Therefore,

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

That the locations upon the streets of the City of Austin as above described be and the same are hereby placed in Parking Meter Zone 60/120, and that the City Clerk be, and she is hereby authorized and instructed to record this finding in Section 33.43 of the Traffic Register.

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

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum reasonable and safe speed for the operation of vehicles at the following location is less than thirty miles per hour on school days during the hours 7:00 A.M. to 4:30 P.M. when pedestrians are present; and,

WHEREAS, after said investigation the City Council has found that the maximum reasonable and safe speed for the operation of vehicles is twenty (20) miles per hour on such days and during such hours at the following location:

ON STREET

FROM

TO

Chicon Street

Tillotson Street

200 feet south of
East 11th Street

Now, Therefore,

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

That the City Clerk be authorized and instructed to record this finding in Section 33.39 of the Traffic Register.

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

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer brought up the following ordinance for its 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 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 third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

The City Manager submitted the following:

"May 27, 1963

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

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, May 24, 1963, at the Office of the Director of the Water and Sewer Department for the CONSTRUCTION OF AN 8-INCH SANITARY SEWER MAIN IN THE ST. JOHN'S COLLEGE AREA.

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>
H and M Construction Company	\$61,356.60	75
Austin Engineering Company	64,291.45	120
Walter W. Schmidt	64,972.65	100
Ford - Wagner, Incorporated	69,497.70	70
Bland Construction Company	72,186.25	135
Fairey - Simons	80,329.42	120
City of Austin (Estimate)	69,850.00	-0-

"It is recommended that the contract be awarded to the H and M Construction Company on their low bid of \$61,356.60 with 75 working days.

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

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 24, 1963, for the construction of an 8-inch sanitary sewer main in the St. John's Area; and,

WHEREAS, the bid of H and M Construction Company, in the sum of \$61,356.60, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of H and M Construction Company, in the sum of \$61,356.60, 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, on behalf of the City, a contract with the H and M Construction Company.

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

The City Manager submitted the following:

"May 28, 1963

"To: W. T. Williams, Jr., City Manager Subject: Assessment Paving Contract
No. 63-A-5

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, May 28, 1963 for the construction of approximately twenty-four blocks of pavement and accessories known as Assessment Paving Contract Number 63-A-5, consisting of 4 units.

Lee Maners	\$101,780.80
J. W. Steelman Inc.	106,448.86
Bowden & Associates	121,699.27
Werneburg Const. Co.	123,965.95
City's Estimate	106,671.28

"I recommend that Lee Maners with his low bid of \$101,780.80 be awarded the contract for this project.

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

The Director of Public Works noted that this contract includes the paving on West 5th from Lamar to Campbell Street, on which one property owner had questioned the assessment last week. He stated every property owner in the block except one had put up the money, and that one says his check would be sent in the next few days.

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 28, 1963, for the construction of approximately twenty-four (24) blocks of pavement and accessories known as Assessment Paving Contract Number 63-A-5, consisting of four (4) units; and,

WHEREAS, the bid of Lee Maners, in the sum of \$101,780.80, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of Lee Maners, in the sum of \$101,780.80, 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 Lee Maners.

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

The City Manager submitted the following:

"May 28, 1963

"To: W. T. Williams, Jr., City Manager Subject: Construction of a Reinforced Concrete Culvert

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, May 28, 1963 for the construction of a reinforced concrete culvert on Indian Trail at Johnson Creek between Sharon Lane and Winsted Lane, known as Contract No. 63-D-8.

Norman Larson	\$5,049.00
Ed Page	5,725.00
Maufrais Brothers, Inc.	6,145.80
Southwest Highway Const. Co.	6,268.88
Miller Concrete	6,360.00
Jack Miller	6,483.50
Werneburg Const. Co.	7,617.00
City's Estimate	5,490.50

I recommend that Norman Larson with their low bid of \$5,049.00 be awarded the contract for this project.

May 30, 1963

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

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on the 28th day of May, 1963, for the construction of a reinforced concrete culvert on Indian Trail at Johnson Creek between Sharon Lane and Winsted Lane, known as Contract No. 63-D-8; and,

WHEREAS, the bid of Norman Larson, in the sum of \$5,049.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of Norman Larson, in the sum of \$5,049.00, 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 Norman Larson.

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

The City Manager submitted the following:

"May 28, 1963

"TO: Honorable Mayor and Members of the City Council

SUBJECT: Bids on Venturi Tube Metering Equipment for Filter Plant No. 2

"Bids were received in the office of the Purchasing Agent on May 6, 1963 for subject equipment. Invitation was sent to all firms who we thought could possibly bid, however only one bid was received. This bid was from Texas Filter Company, bidding on BIF Industries equipment. The Texas Filter Company price, on equipment as specified, is \$6,166.00.

"This equipment is to work in conjunction with, and to be tied into, existing BIF Industries metering equipment: and our specifications so state. All existing metering equipment at Filter Plant No. 2 is BIF Industries equipment. Other meter manufacturers could meet our specifications by modifying their standard equipment. However, the cost of the required modifications could easily make them non-competitive.

"It is noted that a reply was also received from the Bristol Company in which they enter a "No Bid" and state that they are unable to provide a transmitter which will operate into a BIF Summator, as specified.

"The Texas Filter Company price, in the amount of \$6,166.00 compares with a 1957 bid price of \$5,786.00 on identical equipment. This represents a price increase of 6.57% since 1957, which I believe to be reasonable.

"RECOMMENDATION: It is recommended that the Texas Filter Company quotation, in the amount of \$6,166.00 be accepted.

The subject equipment is for installation in connection with the new high service pumping unit, now on order. The current budget provides funds for the purchase of this equipment in connection with the purchase of the high service pumping unit.

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

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 6, 1963 for Venturi Tube Metering Equipment for Filter Plant No. 2; and,

WHEREAS, the bid of Texas Filter Company, in the sum of \$6,166.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of Texas Filter Company, in the sum of \$6,166.00, be, and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with said Texas Filter Company.

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

The City Manager submitted the following:

"May 28, 1963

"TO: Honorable Mayor and Members of the City Council
Subject: Hydraulic Golfmaster Mower, Seven Unit

"Bids were received in the office of the Purchasing Agent May 9, 1963 for a hydraulic golfmaster mower seven unit. The City asked for a Toro Unit but included a complete set of specifications and gave the bidders an opportunity to bid an approved equal.

"This mower unit will be used at Morris Williams Golf Course.

"Invitation to bid was sent to all firms who it was thought could possibly bid. These are:

Goldthwaite's of Texas - San Antonio
Jim Eagle Sales Co. - Fort Worth
Watson Distributing Co. - San Antonio

"Catto & Putty - San Antonio
John C. Ross Hardware - Austin

"The following quotations were received:

1. Watson Distributing Co. bidding Worthington Model F -- \$4,904.76
2. Goldthwaite's of Texas bidding Toro as per specifications -- \$5,760.00
3. Jim Eagle Sales Co. -- No bid
4. Catto & Putty -- No bid
5. John C. Ross Hardware -- No response

"It is our opinion that the Toro Golfmaster mower as specified is the best buy because there are less hydraulic lines exposed, better visibility of cutting blades, better weight distribution creating less compaction. Toro also has conventional steering, not rear end control, and mowers have double edged bed knives. The Toro has a 6 cylinder engine compared to Worthington's 4 cylinder and the Toro has a larger engine displacement of 226 cubic inches compared to Worthington's 172 inches. Toro has larger brake drums 14" x 2 1/4" compared to 12" x 1 3/4" by Worthington. The Toro mowers have pneumatic tires compared to Worthington's steel wheels.

"RECOMMENDATION: It is recommended that Goldthwaite's of Texas bid of \$5,760.00 for a Toro Hydraulic Golfmaster Mower Seven Unit be accepted.

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received in the City of Austin for a hydraulic golfmaster mower seven unit to be used at Morris Williams Golf Course; and,

WHEREAS, the bid of Goldthwaite's of Texas in the sum of \$5,760.00 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of Goldthwaite's of Texas in the sum of \$5,760.00 be, and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with said Goldthwaite's of Texas.

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

The City Manager submitted the following:

"May 29, 1963

"MEMO TO: Mr. W. T. Williams, Jr.
City Manager

FROM: A. H. Ullrich, Superintendent
Water and Sewage Treatment

May 30, 1963

"SUBJECT: Tabulation of bids received for construction of Williamson Creek Sewage Treatment Plant Lift Station and Appurtenance. Bids were received and opened at 10:00 A.M. on Tuesday, May 28, 1963. The attached tabulation of bids was made by Mr. A. M. Eldridge, Supervising Engineer, Construction Engineering Division.

"DISCUSSION:

"Attached is a complete, detailed, tabulation of bids received on the subject project. You will note that the bid documents provide for a base bid and also lists a number of alternates on equipment to be evaluated against the equipment specified in the base bid.

"You will note that the B. L. McGee Construction Company of Austin base bid in the amount of \$294,800.00 is the lowest base bid received. The alternate equipment offered is either higher in price or not equal to the equipment listed in the base bid.

"RECOMMENDATION:

"It is my recommendation that the contract for the subject project be awarded to the B. L. McGee Construction Company of Austin, Texas on their low base bid in the amount of \$294,800.00.

"Our Consulting Engineers on this project, The Marvin Turner Engineers, and Mr. A. M. Eldridge, Supervising Engineer, Construction Engineering Division, concur in this recommendation.

"The subject project is included in the current budget and funds for its completion are available.

"Our Engineers' estimate for the cost of this project was \$270,000.00.

"Completion of this project will make it possible to start the operation of the entire Williamson Creek Sewer System. Construction of the necessary sewer lines and the plant are scheduled for completion before the completion of this project.

"Respectfully submitted,
s/ A. H. Ullrich"

"May 29, 1963

"Mr. Albert Ullrich
Director of Water & Sewage Treatment
City of Austin
Austin, Texas

"Dear Mr. Ullrich:

"We have reviewed the proposals received by the City of Austin, Texas, for the construction of a portion of the Williamson Creek Sewage Treatment Plant, upon plans, specifications and contract documents prepared by us and approved by the proper parties, and it is our recommendation that the contract for this project be awarded to B. L. McGee upon his low base bid of \$294,800.00.

May 30, 1963

"Yours very truly,
 THE MARVIN TURNER ENGINEERS, INC.
 s/ H. W. Curington
 Executive Vice President"

"PROJECT: WILLIAMSON CREEK SEWAGE TREATMENT PLANT LIFT STATION AND APPURTENANCES.
 Bid Opening: 10:00 A.M., May 28, 1963 in the office of the City Manager.

"CONTRACTOR	BASE BID	ALT.NO. 1	ALT. NO.2	ALT. NO.3	COMPLETION TIME Calendar Days	BID BOND
B. L. McGEE CONSTRUCTION CO. P.O. Box 782 Austin, Texas	\$294,800.00	--	Darling -\$4,000.00	/ \$1300.00	240	5%
W. D. ANDERSON CONSTRUCTION CO. P.O. Box 9446 Austin, Texas	\$323,984	-- Armco	Darling -\$4,000.00	/ \$1100.00	300	5%
K.S. WENDLER CONSTRUCTION CO. P.O. Box 3566 Austin, Texas	\$325,363.00	--	Darling -\$3500.00	/ \$1100.00	240	5%
GEORGE C. COX, INC. 5629 Southwest Freeway Houston, Texas	\$330,000.00	--	--	--	300	5%
J.C. EVANS CONSTRUCTION CO. P.O. Box 9027 Austin, Texas	\$339,977.00	Armco	Mueller -\$900.00 - \$3900.00	/ \$1800.00	250	5%
WARRIOR CON- STRUCTORS, INC. P.O. Box 74 Houston 1, Texas"	\$359,700.00	-- Armco	Darling -\$4,000.00	/ \$1100.00	270	5%

Councilman Long asked to discuss this contract and inquired about its location. The City Manager pointed out on the aerial map the location between Williamson Creek and Onion Creek, where the two converged, stating the site was not in the city limits, but the plant would serve a very large area that is in the city--all of the new subdivisions of Western Trails, Park Forest and several others on Manchaca Road. These are being served now by lift stations, and the

system was designed to take care of the valley it serves; so as the City continues to develop both to the north and the south, it cannot continue to lift the sewage and put it into the system. He pointed out the location of the lines and stated that all the lines that went down the creek together would be extended on down to the plant site. Councilman Long inquired as to the number of houses that would be served in the beginning. The Director of Water Utilities said there were 1200 customers being served by the lift stations, and this would help relieve those lift stations. The lift stations then will be eliminated, as they are temporary. The City Manager stated the temporary lift station was the subdivider's responsibility; however, there were lift stations in the City's system where the City installed them, and this particular item on the agenda today is a lift station that will lift the sewage from below the ground at the point of this site to bring it up to a level where it can be treated. Councilman Long noted this was a \$294,800 expenditure; and in February a contract was let for construction of the Williamson Creek Sewage Treatment Plant. The City Manager stated this was the oxidation pond, and this would be added to that to give the total cost of construction; and in addition the tract of land for these ponds was purchased and a trunk line laid. Councilman Long stated she was trying to get a 10% discount for the people on the summer water rates; and according to the report she received last night the City was losing an awful lot of money on its water and sewage business. She said when she looked in the report where the City is trying to sell bonds and get a rate established, the City is making money. The City Manager pointed out that was in the Electric Department. Councilman Long said it was in both of them, as the full electric water and light systems are used to carry the whole thing. She said the arguments she received in the brochure did not stand up; that if \$1,000,000 could be spent for this little plant over there, it would look as though the City would go so far in debt that all of the taxes, all of the fees that could be charged and all of the money that could be drained out of the Water and Light System would put the City in such a fix it could not do anything but pay for sewage. Councilman Shanks said this project out in South Austin would be one of the greatest booms South Austin has ever had, and the Council certainly would not want to stop that. Councilman Long stated it was, but she did not like the report she received saying the City was losing so much money it could not afford water and light. The City Manager said this was paid for with bond money, and had to be paid for out of the Utility System. In order to continue to grow, these expansions had to be made. Councilman Long said the City should not take away from the people who had lived here for years and paid taxes plus the \$1.25 to get their trash hauled off, and then say they could not have a 10% decrease for summer water rates when it stood to reason more money would be made in the long run. She said she thought the City would make \$100,000. She said if the system were losing some \$300,000, she became afraid when \$4,000,000 was spent on this type of thing, as to just how much it was going to cost. Was the City going to be milked so dry it could not have anything? Not even a beautiful city with a little bit of water to sprinkle the yards? The City Manager stated Austin was a beautiful city, and it is still growing and would continue to grow; that people are building in areas as mentioned earlier; and they are moving into the community and building homes. Councilman Long said she was not objecting to this development; but if this could be afforded so could the 10% reduction. Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 28, 1963 for construction of Williamson Creek Sewage Treatment Plant Lift Station and

Appurtenances; and,

WHEREAS, the bid of B. L. McGee Construction Company, in the sum of \$294,800.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Superintendent of Water and Sewage Treatment 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 B. L. McGee Construction Company, in the sum of \$294,800.00, be, and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with said B. L. McGee Construction Company.

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

The Mayor announced it was 10:30 and the request of JOSEPH F. CHESLEY for appeal from the decision of the Planning Commission in denial of short form subdivision of Three Oaks Subdivision would now be considered. Councilman Long moved that the hearing be declared open. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

MR. CHESLEY stated he applied for a short form subdivision in order to build three homes on his land on Slaughter Lane. The application was turned down because the City wanted him to dedicate 17½' for street widening; and if he did he could not get three lots out of his acreage, as the area is in the septic tank area, and it would not meet state requirements of 9000 square feet per lot. He suggested since there was already development on this side, and none across the street, that the right of way be taken from the other side altogether. The Director of Planning pointed out the location on a map and showed the city's subdivision control as extending two miles beyond Mr. Chesley's site. He explained the road was the only cross country street in the whole general area. It was recommended by the Planning Commission that the right of way for this thoroughfare be 90', and that would call for a dedication to the public of 17½' from Mr. Chesley's property. The City Attorney discussed suburban development and urban development, stating Mr. Chesley's plans fell under urban development. After a lengthy discussion, the Director of Planning suggested that he, Mr. Chesley and the Director of Public Works make another on-site inspection of this area to see what might be worked out. The Mayor told Mr. Chesley there might be two alternatives--if the 35' could be taken from the other side of the road without running into difficulties down the line, that might be done; or perhaps Mr. Chesley could purchase the 17½' at the rear of his property. Mr. Chesley said purchasing the additional property was out of the question. MR. DAVID BARROW, Chairman of the Planning Commission, stated it was important to set these rights of way early. Councilman Long suggested since the Director of Planning had wanted to make further study, that the Council wait until it had a recommendation from him. Councilman LaRue moved that the hearing be recessed. The

motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH ACE BUILT, INCORPORATED, 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 Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

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: (1) LOTS 1 AND 16, MARIPOSA TERRACE FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; (2) LOT 11, BLOCK 10, A. F. SMITH ADDITION, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT AND "C" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; (3) A TRIANGULAR SHAPED TRACT OF LAND CONTAINING 4.03 ACRES OF LAND, LOCALLY KNOWN AS 6701-6761 AIRPORT BOULEVARD AND 401-445 PAMPA DRIVE, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; (4) A TRACT OF LAND HAVING DIMENSIONS OF 46 FEET BY 200 FEET, LOCALLY KNOWN AS 1010-1012 WEST 6TH STREET, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (5) BLOCK B, WINDSOR PARK

COMMERCIAL AREA, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT; (6) TWO TRACTS OF LAND CONTAINING 7.39 ACRES OF LAND, LOCALLY KNOWN AS 1006-1012 GROVE BOULEVARD FROM INTERIM "A" RESIDENCE AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; (7) BLOCK 6-1/2, BERGMAN VALLEY VIEW ADDITION AND LOTS 1-12, RIVER VIEW ONE ACRE GARDENS, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; (8) WEST 60 FEET OF LOTS 1 AND 2, LOUIS HORSTS SUBDIVISION, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (9) A TRACT OF LAND HAVING AVERAGE DIMENSIONS OF 125 FEET BY 130 FEET, LOCALLY KNOWN AS 5706-5708 MANOR ROAD, FROM "O" OFFICE DISTRICT TO "C-1" COMMERCIAL DISTRICT; ALL OF 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 Shanks moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, 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 Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, 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 Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

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: AN IRREGULAR SHAPED TRACT OF LAND FRONTING 100 FEET ON RIO GRANDE STREET, LOCALLY KNOWN AS 2811 (2809) SALADO STREET AND 2808-2810 (2806) RIO GRANDE STREET, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT AND "BB" RESIDENCE DISTRICT

AND SECOND HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN 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 Shanks moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

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 LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

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

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN HEIGHT AND AREA AND CHANGING THE HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOTS 3, 4, 5, BEVILLE SUBDIVISION AND AN UNPLATTED TRACT OF LAND, LOCALLY KNOWN AS 618-622 WEST 30TH STREET, FROM "O" OFFICE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN 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 Shanks moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: Councilman White

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

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: Councilman White

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

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: Councilman White

The Mayor announced that the ordinance had been finally passed.

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of Austin has found that public necessity requires the opening, widening and improving of West 9th Street in the vicinity between West Avenue and proposed extension of Shoal Creek Boulevard in order to provide for the free and safe flow of traffic in the indicated area within the City of Austin; and,

WHEREAS, the City Council has found and determined the public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the opening, widening and improving of said area within the City of Austin; and,

WHEREAS, there are conflicting claims of ownership to said tract of land; and,

WHEREAS, the City of Austin has negotiated with the owners and claimants of said tract of land and has been unable to agree with such owners and claimants as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owners, claimants, lessees and lienholders, a suit in eminent domain to acquire the fee simple title to the following described tract of land:

All that certain tract or parcel of land lying and being situated in the City of Austin, in the County of Travis in the State of Texas, and known and described as Partition of Lot No. 4 in the Subdivision of Outlot No. 2, in Division "E" of the said City of Austin, Travis County, Texas, and described by metes and bounds as follows, to wit:

BEGINNING at the northeast corner of Outlot No. 2;

THENCE, north 71° west with its north boundary line 640 feet to Shoal Creek;

THENCE, down same with its meanders to northwest corner of a subdivision of said Outlot No. 2 set apart in the partition of the estate of John Burlage, deceased, to J. R. Burlage;

THENCE, south 71° east parallel with the north and south boundary of said Outlot 560 feet to West Avenue;

THENCE, north 19° east with West Avenue, 72 feet to the place of beginning, containing one acre of land, more or less, being the same which was set apart to A. R. Burlage (as Lot No. 4) in partition of the estate of John Burlage, deceased, being the same property which was conveyed to Lon A. Smith by W. A. Hamlett and wife, Faye Hamlett, by deed dated July 1, 1921, and recorded in Volume 345, on pages 99 and 100, Deed Records of Travis County, Texas.

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

Ayes: Councilmen LaRue, Long, Shanks, White, Mayor Palmer

Noes: None

Councilman Long brought up the matter of the brush fee and moved that the brush fee be done away with and that the Trash and Garbage and Sanitation Department haul the brush. Councilman LaRue asked for time to study this matter. Councilman White complained that persons' hauling brush in their own trucks would then have to pay when they used the dumping rounds. The City Manager stated he did not have the brush report ready at this time, but he explained there is a brush pick-up that costs no additional charge, and people are being encouraged to use the regular pick-up for also hauling their brush, rather than the City's having to send special trucks out for picking up the brush. If people will cut the brush in small pieces, it can be picked up in the regular garbage collections. Councilman White asked if his report would reflect his same feeling, and the City Manager stated it would. Councilman White then seconded the motion. Councilman Shanks wanted to receive the City Manager's report. The City Manager said there was a related question on which he might want to recommend a change. At the present time the fills are open on Saturdays but not on Sundays; and there are a number of people who do clean up over the week end and would like to dispose of their trash at that time. He reported numerous requests were received from people who clean their yards and use trailers for hauling out to the fill on Sunday and find it closed, so they unload their trailers by the gate or in the ditch. He said there was some study needed on things of that kind with the thought of keeping the fill open on Sunday. The City Manager listed the advantages of the brush fee, in that more people were cutting their brush into smaller lengths and using the regular garbage collection for removal; that men and trucks have been put elsewhere, and this spring the City had been able to do a much better job in cleaning the creeks and alleys so that all of the public areas look much better this year. Councilman Long asked if the report could be supplied before next Thursday. The Director of Public Works stated it would be ready early next week. The Mayor stated the Council would dispose of this at the next meeting. Councilman Long withdrew her motion; Councilman White withdrew his second.

Councilman Long submitted a request concerning an area where the City has a drainage ditch at 1109 Ruth Street. She said this ditch had not been maintained, and the Johnson Grass is very high. The request was referred to the City Manager.

Councilman Long submitted a letter from MR. R. M. SPICER asking for a speed zone in the 1100 block of Webberville, and a street light in the area. This letter was referred to the City Manager.

The Council recessed at 1:30 until 3:00 P.M.

RECESSED MEETING

3:00 P.M.

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

Councilman White was absent.

Councilman Shanks moved that MR. EMIL SPILLMAN, MR. S. P. KINSER, MR. HOWARD E. BRUNSON and MR. W. SALE LEWIS be reappointed; and MR. BEN HENDRICKSON be appointed as members of the Planning Commission, terms to expire June 1, 1965. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

Councilman Shanks moved that MRS. ROBERT BATTLE and MRS. ERWIN SPEAR be appointed as members of the LIBRARY COMMISSION, terms to expire January 1, 1964. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

Councilman Shanks moved that MR. WILFORD TURNER, MR. CARL WIDEN and MR. EDMUNDS TRAVIS be appointed as members of the Board of Equalization, terms to expire June 1, 1964. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

Councilman Shanks moved that MR. MARION FOWLER, MR. W. J. (BILL) MURRAY and MR. BILL GASTON be reappointed; and MR. D. J. HAHN and DR. DARRELL S. HUGHES be appointed as members of the Navigation Board, terms to expire January 1, 1965. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

Councilman Shanks moved that MR. GEORGE HALDEN and MR. DON HOWARD be reappointed as members of the Solicitation Board, terms to expire November 5, 1964. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: None
Absent: Councilman White

Councilman Shanks moved that MR. FRANK D. QUINN, MR. VIC KORMEIER, MRS. ALDEN DAVIS and MR. O. H. ELLIOTT be reappointed; and MR. RENE RAMIREZ, MR. IRVING RAVEL and MRS. DORA HERNANDEZ be appointed to serve as members of the Parks and Recreation Board, terms to expire April 1, 1965. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: None
Absent: Councilman White

Councilman Shanks moved that REV. JOHN BARCLAY be reappointed as a member of the Hospital Board, term to expire May 25, 1966. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: None
Absent: Councilman White

The present members of the CIVIL DEFENSE COUNCIL were to be contacted to see if they will continue to serve.

Councilman Shanks moved that MR. JOHN D. MILLER, appointed by the City Manager, be confirmed as a member of the Civil Service Commission, term to expire May 6, 1966. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: None
Absent: Councilman White

MRS. BESSIE WALKER, St. Johns Addition, appeared before the Council asking its help in getting bus service to this addition. She reported that children were driving without licenses and were taking people to the nearest bus. Councilman Shanks stated he had asked the Attorney for the Bus Company to look into the possibility of a shuttle bus service in this area, and the Company is checking on running a shuttle service during peak hours. It was brought out the School bus was available for the school children. Mrs. Walker was asked to see how many people would ride the bus if one were provided. Mayor Palmer asked her to get a petition signed and present it to the Council, and the Council would take this matter up with the Bus Company.

The City Attorney reviewed an agreement sometime about 1950 or 1951 with MR. DUFFEY when he conveyed to the City without cost about 40'x282' of right of way for the Interregional Highway and for widening Woodlawn. In exchange for that right of way, Mr. Duffey requested the City to deed to him the triangular shaped property to straighten out the property line and carry it into the new Woodlawn Avenue. Councilman Long moved that the City Manager be authorized to execute a warranty deed to MR. DUFFEY for this particular tract of land. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: None
Absent: Councilman White

The City Attorney presented a request from MR. MARK NOBLE to acquire the balance of the property (portion of the original Woodlawn Avenue and part of the T. C. Steiner tract), stating Mr. Noble's attorney had called and offered to buy the property at the cost of paving in exchange for the value of the land. He said the cost of paving under the contract was \$4.16 a front foot. After discussion, Councilman Shanks moved that the City Manager be instructed to negotiate with the man to get the cost of paving. The motion, seconded by Councilman Long, carried by the following vote:

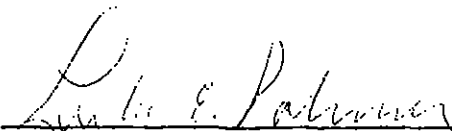
Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: None
Absent: Councilman White

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

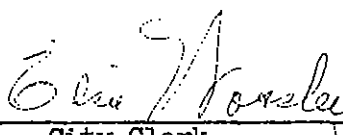
Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer
Noes: None
Absent: Councilman White

The Council adjourned about 5:00 P.M., subject to the call of the Mayor.

APPROVED


Mayor

ATTEST:


City Clerk