

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 12, 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, Mayor Palmer
Absent: Councilman White

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

Councilman White absent due to illness.

Invocation was delivered by REVEREND WOOD PATRICK, Faith Methodist Church.

MR. JOHNNIE B. ROGERS, representing JACK RITTER INCORPORATED OIL COMPANY, asked that the request for a filling station at the corner of 35th Street and Scenic Drive, pending before the City Council, be withdrawn. Councilman Long moved that the request for withdrawal be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

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

MR. DONALD DEMPSEY requested that his zoning application scheduled to be heard this date be withdrawn. Councilman Shanks moved that the Council grant the request to withdraw the following zoning application:

DONALD DEMPSEY	408-410 Park Lane	From "A" Residence 1st
	1407 Hillside Avenue	Height & Area
	Additional Area:	To "B" Residence 2nd
	412-414 Park Lane	Height & Area
	1404-1414 Newning Avenue	NOT Recommended by the
		Planning Commission

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

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

The Mayor announced the Council would receive bids for equipment for the new Power Plant. Bids were received and opened on the following:

a. Contract 108 - MISCELLANEOUS PUMPS, HOLLY UNIT NO. 3

All bidders indicated they had received the Addendum No. I, and there were no questions on the specifications. Bids were received from DeLAVAL TURBINE COMPANY, INC.; ALLIS-CHALMERS MANUFACTURING COMPANY; BYRON-JACKSON PUMPS, INC., and A. M. LOCKETT & COMPANY. Bids were referred to the consulting engineers, BROWN & ROOT, INC., who will report back next week.

b. Contract 109 - AIR COMPRESSORS, HOLLY UNIT NO. 3

Bids were received from GARDNER-DENVER COMPANY and A. M. LOCKETT & COMPANY. Bids were referred to the consulting engineers, BROWN & ROOT, INC., who will report back next week.

c. Contract 128 - REMOTE BURNER CONTROL SYSTEM, HOLLY UNIT NO. 3

All bidders indicated they had received the Addendum, and there were no questions on the specifications or addendum. Bids were received from BAILEY METER COMPANY; and FORNEY ENGINEERING COMPANY. Bids were referred to the consulting engineers, BROWN & ROOT, INC., who will report back next week. No bid was received from A. M. LOCKETT. The representative said they did not manufacture burner controls.

Tabulation of bids were as follows:

Contract 108 - Miscellaneous Pumps Holly Street Unit #3

Bids opened in Council Meeting 10:00 A.M., September 12, 1963

Bidder	DeLAVAL TURBINE	ALLIS-CHALMERS	BYRON JACKSON PUMPS	A.M. LOCKETT & COMPANY
Bid Bond	\$10,000	\$10,000	\$10,000	\$10,000
Item I 2-Screen Wash Pumps	No Bid	\$5,578	\$3,452	\$3,488
Item II 2-Cooling Water Pumps	\$5,524	\$5,373	No Bid	\$4,758
Item III 2-Fuel Oil Pumps	\$8,417	No Bid	No Bid	No Bid
Item IV 2 condensate Drain Tank P.	No Bid	No Bid	\$ 962	\$1,002

Bidder	DeLAVAL TURBINE	ALLIS-CHALMERS	BYRON JACKSON PUMPS	A.M. LOCKETT & COMPANY
Item V				
1 Lube Oil Transfer P.	\$463	No Bid	No Bid	\$438
Item VI				
2 Sump Pumps	No Bid	No Bid	\$1,116	\$1,019
Item VII				
1 Sump Pump	No Bid	No Bid	No Bid	\$175
Item VIII				
Per Diem Rate	*\$ 96	\$100	\$ 30	\$100
Escalation	Firm	6%	Firm	Firm
Drawings in Cal. Days	10	14	14	21
*Plus \$4 per mile One Addenda.				

Contract 109 - Air Compressors Holly Street Unit #3

Bids opened by City Council 10:00 A.M., September 12, 1963

Bidder	GARDNER-DENVER	A.M. LOCKETT & COMPANY
Bid Bond	\$10,000	\$10,000
Item I Station Air Compressor	\$ 6,271.43	\$ 5,198.00
Item II Spare Parts	\$ 179.43	\$ 157.00
Item III Instrument Air Comp.	\$ 4,551.54	\$ 4,367.00
Item IV Spare Parts	\$ 127.22	\$ 216.00
Item V - Item I / Item III	\$11,274.27	\$ 9,565.00
Item VI Per Diem	No Charge	\$100
Escalation	10%	Firm
Drawings in Calendar Days	14	10

Contract 128 - Remote Burner Control System Holly Street Unit #3

Bids opened in Council Meeting 10:00 A.M., September 12, 1963

Bidder	BAILEY METER COMPANY	FORNEY ENG. COMPANY
Bid Bond	\$40,000	\$40,000
Item I Rem. Burner Cont. System	\$122,766	\$123,696
Item II Spare Parts	\$2,585	\$3,240

Bidder	BAILEY METER COMPANY	FORNEY ENG. COMPANY
Item III Per Diem	\$110	\$100
Escalation	Firm 18 mos.	Firm
Drawing in Calendar Days	3 mos.) see pro- 6 mos.) posal.	98
One Addenda		

The Mayor brought up for consideration the ordinance amending the franchise ordinance to allow SOUTHERN UNION GAS COMPANY to buy gas for general distribution in Austin from COASTAL STATES GAS PRODUCING COMPANY on a long-term contract. Councilman Long inquired about the details of the franchise. The City Attorney explained this amendment would extend the term of the franchise 25 years from the effective date of the ordinance, and would authorize Southern Union to buy gas from COASTAL STATES instead of UNITED GAS COMPANY with whom Southern Union now has a contract that does not expire until 1967. The ordinance if adopted would permit SOUTHERN UNION to buy from COASTAL STATES sooner than 1967 if agreeable. Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE GRANTING TO TEXAS PUBLIC SERVICE COMPANY A FRANCHISE TO CONSTRUCT, MAINTAIN AND OPERATE A NATURAL GAS DISTRIBUTING PLANT AND SYSTEM IN THE CITY OF AUSTIN, AND PRESCRIBING THE TERMS, CONDITIONS, OBLIGATIONS AND LIMITATIONS UPON AND UNDER WHICH SUCH FRANCHISE SHALL BE EXERCISED", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN ON THE 12TH DAY OF AUGUST, 1948, AND IS RECORDED AT LENGTH IN ORDINANCE BOOK "N", PAGES 254-267, INCLUSIVE OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, AS HERETOFORE AMENDED AND SUPPLEMENTED BY ORDINANCE NO. 620719-A OF THE CITY OF AUSTIN, BY AMENDING SECTION 10, SECTION 11, AND SECTION 21 OF SAID ORDINANCE OF AUGUST 12, 1948.

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

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

MRS. CHARLES HESTER read a petition signed by 36 property owners on the east side of Chesterfield, setting out that they granted the City an easement located at the rear of each of their lots, bounded by Waller Creek, at the City's request so that it could beautify, clear rubbish and weeds and make a 20' flat bottom for water control. The City failed to do any of those things, and the creek is dirty and overgrown with weeds and infested with mosquitoes and animals. Chemicals have been allowed to be turned into the creek as waste material, and one child has been seriously ill due to these conditions. A commercial firm erected a sign asking for "dump fill" to build up the opposite side of the creek, which

fill would turn all flood water into these properties. The petition asked that the City fulfill its agreement. The Mayor stated there were two questions (1) if the man is filling in the lot, these residents have a civil action (2) the cleaning of the creek. The City Attorney stated there was no situation where the City agreed, in consideration of granting of an easement, to insure that the drainage way would be kept pleasant and free of stagnant water as the land is still owned by the landowners across which the easement runs. Councilman Long stated this was a health hazard, and the City should do something about it. Recently a petition had been filed requesting the area to be fogged. She said Mr. Hargis had been contacted about the odors and he was going to do what could be done to alleviate that condition. She asked that the Council go by and look at this situation. The Mayor stated the Health Officer checked on this creek and determined that part of the odors was caused by vegetation and not by the chemicals. The Council was to make an on-the-ground inspection of the area.

MRS. MARIAN ROSS stated she submitted a letter to the Council in behalf of MISS LITTMAN to purchase the city owned property immediately adjoining that of Miss Littman's at the price of \$9,000 (the price authorized by the City Council according to a letter written by MR. DUDLEY FOWLER, Assistant City Attorney, on August 1, 1963). (Parts of Lots 6 & 7, Block E, Outlot 71, Division "O", R. C. Lambie Subdivision) She submitted a letter addressed to the City Manager. Mrs. Ross reviewed the matter, reporting a telephone call was made to the City Attorney who stated there was a mistake, that no appraisal had been made, and the property was not offered for sale; and that the Assistant City Attorney had written a letter withdrawing any offer which may have been construed by his letter. She inquired about the uncertainty. Mrs. Ross said their offer to purchase the property was and is still being made in good faith in accordance with Mr. Fowler's letter of August 1st. Mrs. Ross said she was working with Mrs. Strein and LIBERTY INVESTMENT COMPANY. She was asking that the City make sure that the property is sold to Miss Littman. She stated they wanted to buy the property or buy the block; if not, they wanted to go along with purchasing the one piece of land. This letter to which she referred was written during the absence of the City Attorney, and Mrs. Ross stated she considered it a definite offer. The Mayor stated the matter would be referred to the City Manager to look into and advise the Council.

The Council received the petition filed by MR. BILL JACKSON and signed by a number of property and business interests on Colorado Street between 1st Street and 5th Street, protesting the proposed parallel parking arrangements, and asked that action be taken to eliminate parallel parking and to reinstate the former street parking facilities. The Mayor thanked him for this petition.

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

MARTIN LEGETT	3717 Interregional Highway	From "O" Office
By Rogan B. Giles	1101-1103 East 38 $\frac{1}{2}$ Street	To "C" Commercial
		RECOMMENDED by the
		Planning Commission

No opposition appeared. Councilman Shanks moved that the change to "C" Commercial be granted. The motion, seconded by Councilman Long, carried by the

following vote:

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

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

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LOUIS A. JOSEPH &
MAX W. KRETSCHMAN
By Robert C. Sneed

1017-1021 East 50th
Street

From "A" Residence
To "C" Commercial
RECOMMENDED by the
Planning Commission

No opposition appeared. Councilman Shanks moved that the change to "C" Commercial be granted. The motion, seconded by Councilman Long, carried by the following vote:

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

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

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TOM BRADFIELD, Owner
NASH PHILLIPS-COPUS,
Lessee, By Robert
Sneed

2818 Hancock Drive

From "C" Commercial
To "C-1" Commercial
RECOMMENDED by the
Planning Commission

No opposition appeared. Councilman LaRue moved that the change to "C-1" Commercial be granted. The motion, seconded by Councilman Long, carried by the following vote:

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

The Mayor announced that the change had been granted to "C-1" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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MISS MARY DELL SCHMITZ
By Arthur E. Pihlgren

6403-6421 North Lamar
Boulevard (Rear of)

From "A" Residence
To "C" Commercial
RECOMMENDED by the
Planning Commission
to grant "C" Commercial
to a depth equal to the
northerly extension of
the W. line of Burns St.
Deny Balance

No opposition appeared. Councilman LaRue moved that the change be granted as recommended by the Planning Commission. The motion, seconded by Councilman Long, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial to a depth equal to the northerly extension of the west line of Burns Street and the City Attorney was instructed to draw the necessary ordinance to cover.

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D. C. BRADFORD
By Alex Limon

5207 Cameron Road

From "GR" General
Retail
To "C-1" Commercial
RECOMMENDED by the
Planning Commission

No opposition appeared. Councilman Long moved that the change to "C-1" Commercial be granted. The motion, seconded by Councilman Shanks, carried by the following vote:

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

The Mayor announced that the change had been granted to "C-1" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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CHRISTIAN FAITH &
LIFE COMMUNITY, et al
By W. Jack Lewis

2501-2517 Rio Grande Street From "B" Residence 2nd
2500-2516 Seton Street Height & Area
615-621 West 26th Street To "B" Residence 3rd
603-614 West 25th Street Height & Area

RECOMMENDED by the
Planning Commission

Councilman Long inquired about plans for development. MR. JACK LEWIS stated the change would allow some landscaping and take care of the off-street parking. They had hoped this would be an International Residential Orientation Center. At this time it was not decided if there would be one building or several. Councilman Shanks moved that the change to "B" Residence 3rd Height and Area be granted. The motion, seconded by Councilman Long, carried by the following vote:

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

The Mayor announced that the change had been granted to "B" Residence 3rd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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WALTER WENDLANDT

1101-1205 Winsted Lane
2002-2006 West 11th Street
2001-2007 Waterston Street
Additional Area:
2000 West 11th Street

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

Councilman Long inquired how this property will be affected by right of way for the Missouri Pacific Boulevard. The Director of Planning stated there is 163' along the railroad, and there would be some encroachment into this property as a result of possible construction of the Missouri Pacific Boulevard in regard to fill, more or less equivalent to the extension of Saybrook Avenue. He believed, although details of construction were not available, that there would be a 20' or 30' encroachment. Councilman Long inquired about the possibility of opening West 11th Street; and if it were thought 30' would be needed for the Missouri Pacific Boulevard, possibly West 11th Street could be vacated and that would give the applicant that extra area, and the right of way could be taken off the side of the Missouri Pacific Boulevard. MR. WALTER WENDLANDT stated he had been in touch with the Director of Public Works, and he had submitted a proposal to him offering to make a trade with the City for an equal amount of land from the City's substation property, or work out anything the City wanted to in the way of easements on Johnson Creek through the property. He said he certainly would cooperate in this regard. The Mayor stated when the ordinance came in next week, the Council would make sure it was all cleared by the Public Works Department. Councilman Long moved that the change to "BB" Residence be granted. The motion, seconded by Councilman Shanks, carried by the following vote:

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

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

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CARL C. HARDIN, JR.

809-811 West 34th Street
3307-3311 Grandview Street

From "BB" Residence
To "O" Office
RECOMMENDED by the
Planning Commission
on Condition

MR. CARL C. HARDIN, JR., appeared in the interest of this zoning request. The City Attorney pointed out there was a question as to the location of Grandview Street, and the 22' x 175' strip involved was dedicated by the SMYTH SUBDIVISION laid out many years ago. He discussed the status of this dedicated street in quite a bit of detail. MR. HARDIN discussed his claim to the footage through his deeds. The Director of Planning stated the street should be 60' wide. The City Attorney stated it was now 67' wide. Councilman Long moved that an ordinance be brought in vacating the east 7' of GRANDVIEW STREET (at 3307-3311 Grandview) so that Grandview would be a 60' street. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Councilman Long moved that the change to "O" Office be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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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WOODLAND HILLS DEVELOP-	1601-1627 Woodland Avenue	From "A" Residence
MENT COMPANY, By Joe	1701-1825 South Inter-	To "O" Office
Gilbreth	regional Highway	RECOMMENDED by the
		Planning Commission

No opposition appeared. Councilman Long moved that the change to "O" Office be granted. The motion, seconded by Councilman Shanks, carried by the following vote:

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

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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MRS. J. L. JOSEPH	712-714 Blackson Avenue	From "A" Residence 1st
	7400-7412 North Inter-	Height & Area
	regional Highway	To "LR" Local Retail
	Additional Area:	1st Height & Area
	711-715 Blackson Avenue	NOT Recommended by the
	7326-7330 North Inter-	Planning Commission
	regional Highway	RECOMMENDED "LR" Local
		Retail 5th Height &
		Area

The Attorney representing Mrs. J. L. Joseph stated this recommended height and area was agreeable. Councilman Long moved that the change be granted "LR" Local Retail 5th Height and Area as recommended. The motion, seconded by Councilman Shanks, carried by the following vote:

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

The Mayor announced that the change had been granted to "LR" Local Retail 5th Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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M. K. HAGE, JR.

814 East 31st Street

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

Councilman Long read a letter she received from MR. CHARLES H. COX, JR., representing the owners of the property at 810 East 32nd Street and expressing their opposition to the rezoning of property westward from RedRiver on East 32nd Street and East 31st Street. MR. H. H. EARNEST appeared making inquiry. No opposition appeared. Councilman Shanks moved that the Council sustain the Planning Commission in its recommendation and grant the requested change. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Councilman Long voting against the change made the following statement:

"I am opposed to this merging of "O" into this area. It has been a long feud. I feel "O" along the front is all right in the use that has been made of it, but I do not think it ought to continue any farther back. This is just a beginning. It is near the school, and I object."

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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MRS. LILLIAN B. HANKEY 3300 West Avenue
By Mr. Cy Miller

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

No opposition appeared. Councilman Shanks moved that the change to "O" Office be granted. The motion, seconded by Councilman Long, carried by the following vote:

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

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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CLARENCE E. WILLIAMS
By E. L. Williams

705-707 East 53rd Street
5210 Eilers Avenue
Additional Area:
706-710 Bruning Avenue

From "B" Residence
To "C" Commercial
NOT Recommended by the
Planning Commission
RECOMMENDED "IR" Local
Retail

MR. ROBERT SNEED represented the applicants who contemplate leasing this property to MR. HENRY WEAVER who will live in one side of the duplex and operate the other side as a furniture store handling both new and second hand furniture. He said a second hand furniture store could not be operated in an "IR" zoning. He discribed the various commercial uses in the area and stated 23 people petitioned the Council to grant the change of zoning to "C". The Director of Planning stated the Planning Commission's concern was (1) the mixture of zoning, and (2) the 50' thoroughfare which is 30' substandard. He stated he would recommend "GR" which would permit the applicants' desired use, and would not get into the "C" aspects which would involve the set-back problems. Councilman Long moved that the Council overrule the Planning Commission and grant "GR" General Retail zoning for this property. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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. NOLLIE PERRY	500 Pressler Street 1400 West 5th Street	From "B" Residence To "IR" Local Retail NOT Recommended by the Planning Commission
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Mrs. Perry appeared in her own behalf stating she wanted to sell this little lot. No opposition appeared. After brief discussion about the size of the lot, Councilman Long moved that the change to "IR" Local Retail be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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

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CLARENCE McCULLOUGH & RAY SAUNDERS	2331-2535 South Inter- regional Highway	From Interim "A" Residence 1st Height & Area To "C" Commercial 1st Height & Area NOT Recommended by the Planning Commission
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Mr. McCullough representing the zoning request asked that this application be withdrawn. Councilman Long moved that the withdrawal of this application be authorized. The motion, seconded by Councilman Shanks, carried by the following

vote:

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

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V. LEON AUSTIN
By J.P. Darrouzet

1523 Koenig Lane

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

MR. J. P. DARROUZET represented the applicants, stating the application for "C" Commercial was made in error, and he wanted the application to be for "O" Office. Mr. Austin is an Attorney, but also is a practicing C.P.A., and wants to use this location as his office. Mr. Darrouzet pointed out the various uses on Koenig Lane in the area. He stated there would be no parking problems created as Mr. Austin would go to his clients' place of business rather than their coming to his office. The Director of Planning stated this one location would be a spot zoning, and it is on a thoroughfare of only 50' width. Councilman Long noted this would be an encroachment into the residential neighborhood. After discussion, Mr. Darrouzet asked permission to withdraw this application. Councilman LaRue moved that the withdrawal of this application be accepted. The motion, seconded by Councilman Long, carried by the following vote:

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

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CLARENCE McCULLOUGH
& RAY SAUNDERS

2708-3004 South Inter-
regional Highway

From Interim "A"
Residence 1st
Height & Area
To "GR" General Retail
1st Height & Area
NOT Recommended by the
Planning Commission

Mr. McCullough asked that the hearing on this be continued, as he and Mr. Saunders wanted to work out satisfactory arrangements with the Planning Department. The Director of Planning stated the applicants were in the process of working out an adequate street. Councilman Long moved to continue the hearing until further notice. The motion, seconded by Councilman Shanks, carried by the following vote:

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

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AL SACHS
By Joe Gilbreth

121-129 Krebs Lane
3301-3307 Wadford Street

From "A" Residence 1st
Height & Area
To "C" Commercial 2nd
Height & Area
NOT Recommended by the
Planning Commission

MR. GILBRETH represented the applicant, stating the property on both streets was not in the proper neighborhood for single family residences, and they wanted to build a shopping center backed up to an apartment house. The Director of Planning stated Krebs Lane was 25' wide, and Wadford Street was 40'. Additional dedication of 25' on Krebs and 10' on Wadford are needed to make these minimum adequate streets. The Planning Director stated he wanted to check on the exact amount of widening necessary. Councilman Long moved that this hearing be continued. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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The Council recessed until 2:30 P.M.

RECESSED MEETING

2:30 P.M.

At 2:30 P.M. the Council resumed its business.

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 ANNEXA-
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF
19.34 ACRES OF LAND, SAME BEING OUT OF AND A PART OF
THE GEORGE W. DAVIS SURVEY AND THE JAMES M. MITCHELL
SURVEY, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL
TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT
BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS
STATED IN THE ORDINANCE. (Balcones West)

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, Mayor Palmer
Noes: None
Absent: Councilman White

The Mayor announced that the ordinance had been finally passed.

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 12.705 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES TRAMMEL SURVEY NO. 4, 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.
(Western Trails, Section 3)

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

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement, 30 feet in width, was granted to the City of Austin, for drainageway purposes, in, upon and across a part of Lot 25, Block C, Oak Lawn, Section 3, a subdivision of a portion of the J. C. Tannehill League, in the City of Austin, Travis County, Texas, according to a map or plat of said Oak Lawn, Section 3, of record in Book 14, at Page 54 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owner of said property has requested the City Council of the City of Austin to release from said easement the hereinafter described portion of same; and,

WHEREAS, enclosed storm sewer pipe of adequate size has been installed in a portion of the hereinabove described easement so as to remove the need for the hereinafter described portion of said easement; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said 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 W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute a release of the following described portion of a drainageway easement, to wit:

940 square feet of land, more or less, same being out of and a part of that certain drainage easement thirty (30.00) feet in width out of and a part of Lot 25, Block C, Oak Lawn, Section 3, a subdivision of a portion of the J. C. Tannehill League, in the City of Austin, Travis County, Texas, according to a map or plat of said Oak Lawn, Section 3, of record in Book 14 at Page 54 of the

Plat Records of Travis County, Texas; which 940 square feet of land are more particularly described by metes and bounds as follows:

BEGINNING at a point in the west line of said drainage easement thirty (30.00) feet in width for the northwest corner of the herein described tract of land, from which point of beginning a steel pin at the northwest corner of Lot 24 bears North 00° 53' West 50.00 feet and North 89° 07' East 9.95 feet;

THENCE, North 89° 07' East 10.00 feet to a point in a line ten (10.00) feet east of and parallel to the west line of said drainage easement, for the northeast corner of the herein described tract of land;

THENCE, with said line ten (10.00) feet east of and parallel to the west line of said drainage easement South 00° 53' East 88.00 feet, more or less, to a point in the curving north line of North Redondo Drive for the southeast corner of the herein described tract of land;

THENCE, along said curving north line of North Redondo Drive to the left an arc distance of 16.00 feet, more or less, to its point of intersection with the aforesaid west line of said drainage easement, for the southwest corner of the herein described tract of land;

THENCE, with the west line of said drainage easement, North 00° 53' West 100.00 feet, more or less, to the point of beginning.

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

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utility purposes was granted to the City of Austin, in, upon and across Lots 14 and 15, Block B, Royal Oak, said Royal Oak being a subdivision of a portion of the George W. Spear League, in the City of Austin, Travis County, Texas, according to a map or plat of said Royal Oak, of record in Book 4 at Page 287 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of said premises have 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 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 easement for public utility purposes, to-wit:

Two (2) strips of land, each of the said two (2) strips of land being five (5.00) feet in width, the strip of land hereinafter described as No. 1 being out of and a part of Lot 14, Block B, Royal Oak, and the strip of land hereinafter described as No. 2 being out of and a part of Lot 15, Block B, Royal Oak, said Royal Oak being a subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat of said Royal Oak of record in Book 4, at Page 287, of the Plat Records of Travis County, Texas; which two (2) strips of land are more particularly described as follows:

NO. 1 BEING all of the southeast five (5.00) feet of said Lot 14, Block B, Royal Oak;

NO. 2 BEING all of the northwest five (5.00) feet of said Lot 15, Block B, Royal Oak.

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

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Capitol Cable Company has presented to the City Council tentative maps or plans showing the proposed construction of its pole supported aerial television cable in the streets in the City of Austin hereafter named and said maps or plans have been considered by the Director of Public Works: therefore

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

THAT the Capitol Cable Company be and the same is hereby permitted to construct its pole supported aerial television cable in the following streets:

1. A pole supported aerial television cable for a community antenna system in RED BUD TRAIL, from Lake Austin Boulevard, westerly 1,600 feet; the centerline of which pole supported aerial television cable shall be 20 feet north of and parallel to the centerline of said RED BUD TRAIL.

THAT the work and construction of said pole supported aerial television cable, including the excavation of the streets and the restoration and maintenance of said streets after said pole supported aerial television cable has been constructed, shall be under the supervision and direction of the City Manager and in accordance with the ordinances and regulations of the City of Austin governing such construction.

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 discussed an ordinance amending the Electrical Code which would simplify forms used in applications for electricians licenses. The City Attorney reported this had been reviewed by the Electric Board and Electric Inspector, and the provisions would make it easier to send out notices and eliminate the need for sending in photographs on renewal licenses. Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 9 OF THE AUSTIN CITY CODE OF 1954 SO AS TO ALTER REQUIREMENTS OF THIS CHAPTER DESIGNATING INFORMATION TO BE SHOWN ON ELECTRICAL LICENSES AND LICENSE APPLICATIONS AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

REQUESTING THE STATE HIGHWAY COMMISSION TO PASS
AND APPROVE A MINUTE ORDER SETTING UP AN URBAN
TRANSPORTATION STUDY FOR THE AUSTIN METROPOLITAN
AREA

WHEREAS, Section 9 of the Federal Aid Highway Act of 1962 requires that a continuing, comprehensive transportation planning process be carried on cooperatively by States, and cities with a population of 50,000 or more.

WHEREAS, the State Highway Department to comply with this requirement has scheduled the preparation of such a transportation plan for each of the twenty-two metropolitan areas within the State of Texas by the year 1965; and,

WHEREAS, the City of Austin has a population of more than 50,000 and thereby is eligible for this planning assistance; and,

WHEREAS, the City of Austin in cooperation with the Texas Highway Department has recently completed an Origin and Destination Survey that is one of the major phases of a transportation plan; and,

WHEREAS, the City of Austin has been working on the various components for an urban transportation plan for a number of years and has now completed several of these reports, making possible the completion of a transportation study within a reasonable period; and,

WHEREAS, the City of Austin desires to negotiate a further contract that will satisfy the balance of the requirements of the Federal Aid Highway Act of 1962; NOW,

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

1. The State Highway Commission is respectfully requested to pass and approve the necessary Minute Order to establish the participation of the State in an urban transportation plan of the Austin Metropolitan Area.

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

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

Councilman Long moved that the following be appointed as members of the Citizens Committee for Community Improvement:

MRS. ETHEL BARROW
MR. LOUIS LAIBOVITZ
MR. VERNON FOWLER
REV. P. L. WOODS
MR. LALO CAMPOS
REV. CARLOS PAREDES
MRS. G. P. NORMAN
MRS. MATHIS BLACKSTOCK
MRS. OSCAR LAWLESS
MISS MARGARET COX
DR. J. J. SEABROOK
DR. JOHN KING

MR. PHILIP ACOSTA
MR. CHARLES VILLASENOR
FATHER BRIGANTI
MR. GILBERT RODRIGUEZ
MR. ALBERT G. GONZALES
MR. MARTIN KERMACY
MR. WERNER DORNBERGER, SR.
MR. T. C. CALHOUN
MR. DAN KILLEN
MR. JOE T. MATTINGLY
MR. F. R. RICE
MR. WALTER ORR

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 Manager called attention to the filing of the following reports:

Electric Progress Report

Status of Water and Sewer Contract Projects as of September 1, 1963

Street Paving Report for August.

The Council discussed various projects in each of these reports.

The City Manager read the following letter from the Board of Equalization:

"September 6, 1963

"The City Council
City of Austin
Municipal Building
Austin, Texas

"Dear Council Members:

"Complying with provisions of the City Charter, we, your Board of Equalization for the year 1963, herewith submit our report of activities.

"The Board of Equalization convened August 2, 1963, for preliminary work and began hearings August 6, 1963. All property owners who filed an appeal and requested a hearing were heard. There were conducted 174 separate hearings representing 427 individual properties. In addition to these, there were 32 appeals scheduled for which the property owner either cancelled the appeal or did not appear, and there were 84 properties that were appealed by way of letter. Seven properties were considered by the Board that were the result of changes in adjoining property. A total of 550 properties were duly presented and considered by the Board of Equalization for the year 1963. Of this total, 118 property values were adjusted and 432 were sustained as established by the Tax Department.

"The Board was in session a total of 22 work days and spent a total of 132 hours in the performance of our sworn duty.

"The wisdom of valuing vacant and built-on land on the same basis was challenged by a number of citizens appearing before us. This is a question of policy with which we could not deal, but which we respectfully commend to the Council's study.

"We wish to commend Mr. Jack Klitgaard and his assistants who attended our sessions, for their diligence, patience and courtesy.

"Having completed its work, the Board of Equalization stands adjourned this day, September 6, 1963, subject to the call of the City Council to render any assistance the Council may desire.

"Respectfully submitted,
s/ Carl Widen
Carl Widen, Chairman

s/ Wilford Turner
Wilford Turner, Secretary

s/ Edmunds Travis
Edmunds Travis"

In connection with the valuing vacant and built-on land, the City Manager made a brief report in that the law requires that all property be valued on equal basis; and if the value is there, there is nothing the tax department could do.

The City Manager reminded the Council of its invitation to the opening of the new Noncommissioned Officers Club, Friday, September 13th, at 5:30 P.M.

Councilman Long moved that the SHRINE CIRCUS, through its representative MR. JOE K. WELLS, be granted permission to hang three banners for two weeks, from October 21st to November 4th, at 19th and Guadalupe, 7th and Congress, and 1st and Congress. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Long, Shanks, Mayor Palmer

Noes: None

Absent: Councilman White

Councilman Long discussed a report from the Planning Department with particular reference to the site location set up for the Fire Prevention Department, which raised the question of possibly developing the Fire Prevention as a part of the Police and Courts function, and she suggested studying this. She also suggested in planning for the new building, there might be a large area set aside for a civic center, but she was opposed to putting a building on the Town Lake banks. The City Manager stated it may be possible to acquire additional lands for the expansion of the Police and Courts Building. The present plan for its enlargement is to go upward, since there is not any additional land; then there will be problems of parking spaces for the public and police vehicles around the building. As to building on the Town Lake, there is an advantage, in that there is a present need for public restroom facilities in the vicinity of the east sand beach. If facilities of that kind were built, it would be necessary to provide janitorial and night-watchmen services. For restroom facilities alone, around-the-clock seven-days-a-week custodial care would have to be provided. If those could be combined with some kind of facilities which are in use by the city daily, it would be a savings to the City; and at the same time, the structure could be built in a manner that would definitely fit into the surroundings and would not be objectionable to any activity that might take place there. Whether or not it would be built there is a matter yet to be decided. The City Manager stated the location was the tract of land in which the schools had been interested. Councilman Long said she would like to see the whole area reserved for park and recreation purposes. The Mayor asked if she meant dedicate everything for parks and recreation, and Councilman Long stated that she did not, but she would like to see it all used for that purpose. She believed by putting a Fire Prevention Office Building in the area that a large area would be taken up where people could not park and that those services would be that employees would be going out rather than people coming into the area, as a rule. Councilman Long stated also she wanted to see the Street and Bridge Building removed from the area. Councilman Shanks stated the Town Lake Committee had recommended its removal. The City Manager said with reference to locations, a list was given the Planning Commission of the facilities needed, and it had suggested locations, none of which had been determined at all. The City Manager explained the Capital Improvement Program, stating it was decided the best way to accomplish the objectives of the Charter was to have the City Manager prepare the list of needs and submit it to the Commission for their suggestions and comments, and that is what this report amounts to. He reviewed the processes, and said what the City did was far more comprehensive than what the Charter required. The City Manager stated he was glad for the Council to review this report and keep these items in mind so they could be worked out in detail when the time comes. In connection with the Capital Improvement Program No. 10, the projects listed for the next five years are about twice as much as could be financed by General Obligation Bonds without increasing taxes. The City Manager briefly reviewed the Capital Improvement Plan.

The City Manager stated in connection with the matter Councilman Long had referred to earlier about the street and bridge yard, he wanted to discuss the plans. The Public Works Department wants to move this facility piece meal to the 112 acre Kingsbury tract and use this location as the Service Yard rather than as a branch. Until they do move, the Director of Public Works wanted to make some temporary improvements on an existing shed to provide better operations. He displayed the plans and estimated the cost to be about \$1,500. The Director of Public Works discussed their plans and stated it would take several years before the whole service yard would be moved. Councilman Long stated since this was a temporary measure and would not be there longer than three or four years, she would go along, but she wanted to see it moved at the earliest possible time. Councilman LaRue moved that the City Manager be authorized to make these improvements at the Street and Bridge Yard up to \$1,500 for construction of a temporary building. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Shanks asked if this Kingsbury tract would be a suitable location for the Schools to relocate the University Junior High School. The Mayor suggested that the Liason Committee might contact Mr. Irby Carruth. The Planning Director stated the school service area did not extend that far out. He stated there might be a suitable location which he had in mind, but it would be costly.

Councilman Long reported a situation south of the 35th Street Bridge which a lot of people were unhappy about. It was reported that the Contractor working on the Missouri Pacific Boulevard was dumping on that area which the city owns between Brykerwoods School and the creek. The City Manager stated the Contractor is stockpiling the material for fill on the Missouri Pacific Boulevard. Councilman Long said others were dumping deliberately. The Director of Public Works said this was now under control, as the gate had been closed, and the area was going to be cleaned and leveled. The contractors would continue to use it for stockpiling, but it would be organized. Councilman Long reported the Contractor on the first underpass stockpiled the fill behind the school, dumping against the trees, and too much dirt around the trees could kill them. She asked if it were going to be taken out. The City Manager stated there was some fill that had been in there for several years; but the recent dumping was storage or stockpiling. She listed several persons that were interested in getting this cleaned up. She asked if these people understood that the fill would be taken out. The Director of Public Works said he had talked with some of the people. The City Manager stated a trench could be cut around the trees to preserve them.

Councilman Long inquired what was to be done about the creek bed on which the petition was filed this morning. The Director of Public Works stated they would continue with the engineers on the development of the east side of the creek to get the rip rap in, and then go ahead and clean out the rest of the creek. The property owners had a certain amount of cleaning to do also.

The City Manager displayed a preliminary plan made by Isom Hale, employed by the Urban Renewal Commission, for a study of the Glen Oaks Project. The plan involved the diversion of Boggy Creek down the east side of the Railroad to a point where it would intersect the existing channel north of Rosewood. It involved diverting the stream that flows along the west side of Rosewood Park. He stated the City did not particular like this design. The plan calls for levees or dikes to provide for ponding of water and a channel to permit excessive flow to pass to the other pond, the normal flow to pass on into the creek as it does now. There would be two large ponds that would permit small flows resulting from periodic normal showers to flow into the normal channel of the creek; but under flood conditions, as the water comes down the stream the main flow would be impounded in the ponds so as to knock the peak off the floods. The ponds would not have water except in flood conditions, and would be areas of lands where there were no houses. In periods where there were no floods, the lands could be used for parking areas or picnic areas. He discussed the Glen Oaks Urban Renewal Project. Councilman Long inquired if this would be Urban Renewal or Flood Control. The City Manager stated it would be Urban Renewal. He listed some questions that needed to be determined:

- (1) This situation would not protect against the maximum type of flood, and there would still be waters extending beyond the limits shown. It would be necessary to know what areas would be involved, and what kind of uses would be suitable for those areas that get flooded say once in a hundred years.
- (2) It is necessary to know the limits of the areas that would never be flooded, or how frequently they might be flooded and to what extent.

The City Manager stated the Engineers from Fort Worth were reviewing the plan, and were meeting with Mr. Hale and Mr. Charles Morgan, Engineer in the Public Works Department. He stated this plan was the preliminary plan and included the whole drainage area on the map. He pointed out the Glen Oaks Project within this area on this map. The City Manager stated he wanted to review the matter with the Council; and at this time, the plan was preliminary, and no one had said what would be acceptable.

The City Manager reported that the Council had asked Councilman Shanks and him to discuss with the Schools the participation in the purchase of park and playground area in connection with Kealing Junior High School, and that a letter had been received from MR. IRBY CARRUTH, Superintendent, in which he said that the School Board had agreed to participate in the cost of the land at one-fourth, since they had already acquired their school site and a tract. If they pay a fourth, the 50-50 basis would still be maintained on the school site and playground.

The City Manager stated the Council had reviewed the appropriations set up to match funds for the Community Renewal Program. He described the purpose of the Urban Renewal Program, and the purpose of the Community Renewal Program, and the Community Renewal Program has been transferred from the Urban Renewal Agency to the City, and is being administered by the Planning Department. The Planning Director stated the total project cost was \$110,687, of which two-thirds

grant by the Federal Government, Housing and Home Finance Agency, would be \$73,790; and the City's participation would be \$36,897. It will be necessary to adopt another resolution. The City Manager explained that there were areas that needed something done to prevent blight or needed to be rehabilitated. The areas would be defined, and the information would be available to the Urban Renewal Agency so it could begin to plan for making projects of those areas. This would give to the Council information which it could use in passing on whether projects submitted to it are needed and deserving projects. The Director of Planning gave a detailed report on this program, in that field work of the whole city had been done, and some half dozen areas were identified in which there is a significant amount of deterioration or actual delapidation. Within those areas there will be a detailed analysis and interior survey. He outlined the program as (1) A Plan for Urban Renewal for 10-20 years (Physical inventory) (2) Economic analysis, a market study of Austin and the immediate surrounding area, to determine the potential for home building, apartment building, commercial and industrial development, etc., and a forecast as to what is likely to occur up to 1970 and (3) Relocation of families (4) Designation of an area and acceptance, and (5) Financial ability of the City. The City Manager explained the budget figure and the timing. The Planning Director set out the suggestions for an Advisory or Review Committee, using people from the Parks and Recreation Board, Planning Commission, and outside agencies like the Urban Renewal Committee as an advisory committee; or to have a Citizens Committee similar to the one just appointed, and the Department of Planning would report to whatever type of Committee that were selected and the Council not less than on a quarterly basis. The City Manager stated this was an inventory of what is present and what the problems are. He stated it would be necessary to have a resolution authorizing application for a grant of \$73,790. Councilman Long moved that the City Manager be instructed to bring in a resolution approving the completion of a Community Renewal Program and the filing of an application for a Federal grant of \$73,790 to assist in financing the completion of the plan. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Shanks moved that the Council join with Mayor Palmer in proclaiming OCTOBER 6, 1963, GERMAN DAY. 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 Manager reported on the closing of Flores Street, stating he had received a reply from the Highway Department generally agreeing to the plan, but making a slight variation. He showed on a map the location for the entrance way as suggested by the Highway Department, and the Traffic Engineer had said this revised plan would accomplish the same purpose. The Council discussed the sale of the property through which Flores Street is located. The City Manager stated with the reports he had from the various Departments, he would recommend that the three tracts be sold as a unit; and on the request of the purchaser and other

property owners between the Interregional and Waller Street that the intervening alley and street be closed. The Council discussed the best way to proceed on this sale. The City Attorney noted the unique position of the Council in disposing of the City property, taking into account the options to block the tract. He said it might be better to negotiate with those people than to advertise for sealed bids. Councilman Long preferred to take sealed bids. The City Manager asked if the property were to be sold at auction, what notices and publications and periods of time did the Council think appropriate, as there would be a delay to publish the notices. Councilman Shanks suggested offering it first to the adjoining property owners; then to the men in Fort Worth who are blocking the tract. Councilman LaRue stated if the block were torn down, he doubted if it would ever be worked up again; and this one person is the only one that could help in the vacating of the street and alley. He did not believe anyone else would ever get around to this point again, where all three of the tracts of land could be sold. After more discussion, the Mayor asked that MR. KUYKENDALL be contacted to see what his options were and get more information on this.

The City Attorney made a report on the status of the 35th and Scenic Drive zoning application, stating it was still pending before the Planning Commission. The application was filed by Tommy Wommack and Johns Burns for zoning from "C" Commercial to "A" Residence. At the time of that filing, additional area was included by the Planning Department. The Planning Commission had deferred action until after the Council disposed of the filling station application. The Council discussed the zoning and the filling station request.

MRS. JOHN BARROW appeared before the Council stating Wooldridge Park needed a new floor, and also asked if it were time to floride the water.

There being no further business, the Council adjourned at 6:30 P.M., subject to the call of the Mayor.

APPROVED

Levi E. Palmer
Mayor

ATTEST:

Ellis M. Moody
City Clerk