

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 9, 1964
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen LaRue, Long, White, Mayor Palmer
Absent: Councilman Shanks

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 REVEREND GENE RUTLEDGE, Koenig Lane Christian Church.

Councilman Shanks absent as he was out of the City.

MAYOR PALMER announced at 10:30 A.M., the City of Austin would auction three tracts of land - the Berkman Tract, a commercial tract on Ben White Boulevard and Fort View Road, and a house and lot at 4401 Banister Lane - and asked that anyone who may be interested in bidding on any of this property, to deposit a cashiers check or money order, so that everything would be in order at 10:30. Only those who have deposited their checks or money orders would be able to bid.

MR. AMOS HEROLD called attention to the article in Readers Digest for January, 1964, to the effect that the American Bar Association was taking up the problem of Traffic Courts. He read the first paragraph of the Article which was written by the Director of the Traffic Court Program of the American Bar Association. The Mayor thanked Mr. Herold for his interest.

Councilman White moved that the Minutes of the Regular Meetings of December 12th, December 23rd, 1963, and January 2nd, 1964, be approved. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mayor Palmer introduced the following ordinance:

AN ORDINANCE APPROVING AND ADOPTING THE WRITTEN STATEMENT AND REPORT OF THE DIRECTOR OF PUBLIC WORKS, SHOWING THE ESTIMATES OF THE TOTAL COSTS OF ALL THE IMPROVEMENTS, THE ESTIMATES OF THE COSTS PER FRONT FOOT PROPOSED TO BE ASSESSED AGAINST THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF, AND THE ESTIMATES OF VARIOUS OTHER COSTS FOR THE IMPROVING OF PORTIONS OF SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DESCRIBED, AND OF OTHER MATTERS RELATING THERETO; DETERMINING AND FIXING THE PORTION OF SAID COSTS AND THE RATE THEREOF PROPOSED TO BE ASSESSED AGAINST AND PAID BY THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF; DETERMINING THE NECESSITY OF LEVYING AN ASSESSMENT AGAINST SAID ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF FOR THE PORTION OF SAID COSTS APPORTIONED TO THEM; ORDERING AND SETTING A HEARING AT 10:30 O'CLOCK A.M. ON THE 23RD DAY OF JANUARY, 1964, IN THE COUNCIL CHAMBER OF THE CITY HALL OF AUSTIN, TEXAS, AS THE TIME AND PLACE FOR THE HEARING OF THE REAL AND TRUE OWNERS OF SAID ABUTTING PROPERTY AND ALL OTHERS INTERESTED IN SAID ABUTTING PROPERTY OR IN ANY OF THE PROCEEDINGS AND CONTRACT CONCERNING SAID ASSESSMENTS, PROCEEDINGS AND IMPROVEMENTS; DIRECTING THE CITY MANAGER OF THE CITY OF AUSTIN, TEXAS, TO GIVE NOTICE OF SAID HEARING AS REQUIRED BY THE LAWS OF THE STATE OF TEXAS AND THE CHARTER OF THE CITY OF AUSTIN; DECLARING AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE.
(Christopher Street and sundry other streets)

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 Long, carried by the following vote:

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

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 Long, carried by the following vote:

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH W. H. BULLARD 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH C.M.G., 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, White, Mayor Palmer
Noes: None
Absent: Councilman Shanks

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

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

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a deed on behalf of the City of Austin, conveying to the State of Texas the following described property, to-wit:

5.218 acres of land, more or less, same being out of and a part of the J. C. Tannehill Survey, Abstract No. 22, in Travis County, Texas, and being a part of the same 112 acre tract of land conveyed to the City of Austin by deed dated May 27, 1963, of record in Volume 2621, Page 554, and Quitclaim dated June 17, 1963, of record in Volume 2621, Page 559, Deed Records of Travis County, Texas, of which 5.218 acres of land, more or less, are more particularly described as follows:

BEGINNING at a point on the north property line of the said City of Austin Tract, same being on the proposed west right of way line of the proposed Highway Loop 111 from which an iron stake at the southwest property corner of a 4.0 acre tract of land conveyed to Joe A. Galvan, et al by Deed of Record in Volume 1914, Page 501, Deed Records of Travis County, Texas, bears N 58° 07' W 86.04 feet;

THENCE, S 58° 07' E 353.25 feet along the said north property line, passing Centerline Station 767/73.12 of the said Loop 111 at 220.00 feet, to an iron stake on the east line of the said Tannehill Survey, same being the northeast property corner of the said City of Austin Tract;

THENCE, S 30° 13' W 307.70 feet along the said east line of the said Tannehill Survey and the east property line of the said City of Austin Tract to an iron stake;

THENCE, continuing along the said east line of the said Tannehill Survey and the said east property line S 30° 22' W 288.20 feet to a fence corner post, same being the southeast property corner of the said City of Austin Tract;

THENCE, N 79° 41' W 140.25 feet with the south property line of the said City of Austin Tract, joining the north right of way line of the Missouri-Kansas-Texas Railroad Company to a fence corner post;

THENCE, N 77° 42' W 262.74 feet to a point 250 feet from and at right angles to centerline station 775/00;

THENCE, N 56° 47' E 111.81 feet to a point on the said proposed west right of way line of the said proposed Loop 111 and said point being 200 feet from and at right angles to Centerline Station 774/00;

THENCE, N 28° 24' E 634.20 feet along the said proposed west right of way line to the point of beginning.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

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, pursuant to the terms of the contract described below, to execute a bill of sale to V. J. LaRocca for the items of personal property described in Paragraph VII of that certain contract dated December 2, 1960 between the City of Austin and V. J. LaRocca for concessions in the Municipal Auditorium and Municipal Coliseum.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman Long introduced the following and moved that it be published in accordance with Article I, Section 6 of the Charter of the City of Austin and set for public hearing at 10:45 A.M., January 23, 1964:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF (A) 15.57 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NO. 57, AND (B) 14.28 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPLIGAIT SURVEY; SAID TERRITORY BEING IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Country Air, Section 2; portion of Peyton Gin Road; and unplatted tract; and Cameron Park, Section 1)

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, two drainage easements, each being twenty-five (25.00) feet in width, were granted the City of Austin in, upon and across a part of Lots 7 and 8, Mayfield Subdivision, a subdivision of a portion of Lot 1, Reservoir Heights, a subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas; a map or plat of said Mayfield Subdivision being of record in Book 6 at page 67 of the Plat Records of Travis County, Texas; the strip of land hereinafter described as Number One is to be released from the drainage easement provided on said map or plat of Mayfield Subdivision, and the strip of land described as Number Two being released from the easement provided by instrument of record in Volume 1167, page 498 of the Deed Records of Travis County, Texas; and,

WHEREAS, the owner of the above described property has requested the City Council of the City of Austin to release the hereinafter described drainage easements; and,

WHEREAS, the City Council has determined that the hereinafter described easements are not now needed and will not be required in the future; Now, Therefore,

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

That the City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described drainage easements, to-wit:

Two (2) strips of land, each of the said two (2) strips of land being twenty-five (25.00) feet in width, and each being out of and a part of Lots 7 and 8, Mayfield Subdivision, a subdivision of a portion of Lot 1, Reservoir Heights, 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 Reservoir Heights of record in Book 3 at page 8 of the Plat Records of Travis County, Texas; a map or plat of said Mayfield Subdivision being of record in Book 6 at page 67 of the Plat Records of Travis County, Texas; the strip of land hereinafter described as Number One is to be released from the drainage easement provided on said map or plat of Mayfield Subdivision, and the strip of land hereinafter described as Number Two is to be released from the drainage easement provided by instrument of record in Volume 1167 at page 498 of the Deed Records of Travis County, Texas; the centerline of each of the said two (2) strips of land being more particularly described as follows:

NUMBER ONE, BEGINNING at an iron stake set at the northeast corner of said Lot 8, same being the northwest corner of said Lot 7, which point of beginning is also in the present south line of Romeria Drive;

THENCE, with the east line of said Lot 8, same being the west line of said Lot 7, S 29° 45' W to a point in a line 12.50 feet north of and parallel

to the south line of said Lot 8;

THENCE, with said line 12.50 feet north of and parallel to the south line of Lot 8, N 59° 46' W 37.78 feet to point of termination in the east line of an existing drainage easement twenty-five (25.00) feet in width as described in an instrument of record in Volume 1413 at page 98 of the Deed Records of Travis County, Texas.

NUMBER TWO, BEGINNING at a point in the north line of said Lot 7, same being the south line of Romeria Drive, from which point of beginning the north-east corner of said Lot 7, same being the northwest corner of Lot 6, bears S 59° 20' E 12.50 feet;

THENCE, with a line 12.50 feet west of and parallel to the east line of said Lot 7, S 29° 45' E to a point in a line 12.50 feet north of and parallel to the south line of Lots 7 and 8;

THENCE, with said line 12.50 feet north of and parallel to the south line of Lots 7 and 8, N 59° 46' W 50.28 feet to point of termination in the east line of the aforesaid existing drainage easement twenty-five (25.00) feet in width as described in said instrument of record in Volume 1413 at page 98 of the Deed Records of Travis County, Texas.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, seven (7) public utility easements, each being ten (10.00) feet in width, were granted the City of Austin; said easements being out of and a part of Barton Oaks, a subdivision of portions of the Henry P. Hill League and the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Barton Oaks of record in Book 18 at Page 77 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owner of the above described property has requested the City Council of the City of Austin to release the hereinafter described public utility easements; and,

WHEREAS, the City Council has determined that the hereinafter described easements are not now needed and will not be required in the future; Now, Therefore,

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

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

Seven (7) strips of land, each of the said seven (7) strips of land being ten (10.00) feet in width and each being out of and a part of Barton Oaks, a subdivision of portions of the Henry P. Hill League and the Isaac Decker League in the City of Austin, Travis County, Texas, according to a map or plat of said Barton Oaks of record in Book 18 at Page 77 of the Plat Records of Travis County, Texas; the strip of land hereinafter described as Number One being out of and a part of Lots 3 and 4, Block B, said Barton Oaks, the strip of land hereinafter described as Number Two being out of and a part of Lots 8 and 9, said Block B, Barton Oaks, the strip of land hereinafter described as Number Three being out of and a part of Lots 9 and 10, said Block B, Barton Oaks, the strip of land hereinafter described as Number Four being out of and a part of Lots 11 and 12, Block A, said Barton Oaks, the strip of land hereinafter described as Number Five being out of and a part of Lots 16 and 17, said Block A, Barton Oaks, the strip of land hereinafter described as Number Six being out of and a part of Lots 4 and 5, Block E, said Barton Oaks, and the strip of land hereinafter described as Number Seven being out of and a part of Lots 3 and 4, said Block E, Barton Oaks; each of the said seven (7) strips of land being more particularly described as follows:

NUMBER ONE, BEGINNING at a point in the east line of Lot 3, Block B, same being the west line of Lot 4, from which point of beginning a steel pin at the southeast corner of said Lot 3, same being the southwest corner of said Lot 4, bears S 29° 45' W 10.00 feet;

THENCE, with the said east line of Lot 3, N 29° 45' E 45.00 feet to point of termination.

NUMBER TWO, BEGINNING at a point in the east line of Lot 8, Block B, same being the west line of Lot 9, from which point of beginning a steel pin at the southerly corner of said Lot 8 bears S 29° 45' W 10.00 feet;

THENCE, with the said east line of Lot 8, N 29° 45' E 45.00 feet to point of termination.

NUMBER THREE, BEGINNING at a point in the east line of an existing public utility easement ten (10.00) feet in width, from which point of beginning a steel pin at the southwest corner of said Lot 9, Block B, same being the northwest corner of Lot 10, bears N 27° 38' W 2.42 feet and S 62° 22' W 5.00 feet;

THENCE, S 88° 45' E to point of termination in the curving east line of said Lot 9, same being the curving west line of Winfield Drive.

NUMBER FOUR, BEGINNING at a steel pin at the southwest corner of said Lot 11, Block A, same being northwest corner of Lot 12, which point of beginning

is in the curving east line of Winfield Drive, and from which point of beginning a steel pin at the point of tangency of said curve bears S 02° 20' W 4.95 feet;

THENCE, S 88° 45' E to point of termination in the west line of an existing public utility easement ten (10.00) feet in width.

NUMBER FIVE, BEGINNING at a steel pin at the northeast corner of said Lot 16, Block A, same being the northwest corner of Lot 17;

THENCE, with the east line of said Lot 16, same being the west line of Lot 17, S 20° 10' W 94.83 feet to point of termination at the southeast corner of said Lot 16, which point of termination is in the north line of Larchmont Drive.

NUMBER SIX, BEGINNING at a steel pin at the northeast corner of said Lot 4, Block E, same being the northwest corner of Lot 5;

THENCE, with the east line of said Lot 4, same being the west line of Lot 5, S 09° 14' W 100.43 feet to point of termination at the southeast corner of said Lot 4, which point of termination is also in the north line of Lot 3.

NUMBER SEVEN, BEGINNING at a steel pin at the southeast corner of said Lot 4, Block E, same being the southwest corner of Lot 5;

THENCE, with the south line of said Lot 4, same being a north line of Lot 3, S 87° 53' W 45.00 feet to point of termination.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager submitted the following:

"January 7, 1964

"To: W. T. Williams, Jr., City Manager Subject: Assessment Paving Contract
No. 63-A-19

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, January 7, 1964 for the construction of Assessment Paving known as Contract No. 63-A-19.

"Giesen & Latson Const. Co.	\$125,368.87
Bowden & Associates	\$127,011.88
J. W. Steelman, Inc.	\$127,513.52
Lee Maners	\$129,350.11
Southwest Highway Const. Co.	\$129,402.86
Pat Canion Excavating Co.	\$130,663.07
Jack A. Miller	\$134,872.48
Werneburg Construction Co.	\$138,817.50
City's Estimate	\$134,636.13

"I recommend that Giesen & Latson Construction Company with their low bid of

\$125,368.87 be awarded the contract for this project.

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

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 7, 1964, for the construction of Assessment Paving known as Contract No. 63-A-19; and,

WHEREAS, the bid of Giesen & Latson Construction Company, in the sum of \$125,368.87, 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 Giesen & Latson Construction Company, in the sum of \$125,368.87, 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 Giesen & Latson Construction Company.

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

The City Manager submitted the following:

"January 7, 1964

"To: W. T. Williams, Jr., City Manager Subject: Construction of Earthfill and Concrete Riprap for an Open Channel

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, January 7, 1964 for the construction of Earthfill and Concrete Riprap for an Open Channel from Wilke Drive to Arpdale Street, known as Contract Number 63-D-21.

"Ed Page	\$7,954.00
Werneburg Construction Co.	\$9,828.40
J. E. Evans	\$10,122.00
Southwest Highway Construction Co.	\$10,950.00
Abilene Paving Company, Inc.	\$12,195.50
Maufrais Brothers, Inc.	\$12,400.00
City's Estimate	\$7,470.00

"I recommend that Ed Page with his low bid of \$7,954.00 be awarded the contract for this project.

January 9, 1964

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 7, 1964, for the construction of earthfill and concrete riprap for an open channel from Wilke Drive to Arpdale Street, known as Contract Number 63-D-21; and,

WHEREAS, the bid of Ed Page, in the sum of \$7,954.00, 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 Ed Page, in the sum of \$7,954.00, 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 Ed Page.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager submitted the following:

"January 7, 1964

"To: W. T. Williams, Jr., City Manager Subject: Construction of an Entrance Drive

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, January 7, 1964 for the construction of an Entrance Drive for Austin State School off West 35th Street, known as Contract No. 63-C-22.

"Jack A. Miller	\$11,341.63
Giesen & Latson Const. Co.	\$12,146.35
Werneburg Const. Co.	\$12,402.62
Bowden & Associates	\$12,681.54
Ed H. Page	\$13,546.50
Texas Bridge Company, Inc.	\$13,011.86
Southwest Highway Const. Co.	\$13,012.76
C. H. Lester Const. Co.	\$13,320.62
Pat Canion Excavating Co.	\$14,153.51
Doyle Harkins	\$14,146.43
Maufrais Brothers, Inc.	\$15,088.60
City's Estimate	\$12,708.69

"I recommend that Jack A. Miller with his low bid of \$11,341.63 be awarded the contract for this project.

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 7, 1964, for the construction of an entrance drive for Austin State School off West 35th Street, known as Contract No. 63-C-22; and,

WHEREAS, the bid of Jack A. Miller, in the sum of \$11,341.63, 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 Jack A. Miller, in the sum of \$11,341.63, 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 Jack A. Miller.

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

The City Manager submitted the following:

"January 6, 1964

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

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, January 3, 1964, at the Office of the Director of the Water and Sewer Department for the construction of Relief Sanitary Sewer Improvements in South First Street from Barton Springs Road to East Bouldin Creek, and in East Bouldin Creek from South First Street to West Johanna Street. 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>
Ford-Wehmeyer, Incorporated	\$ 91,722.65	100
Austin Engineering Company	98,295.30	90

<u>"FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
H&M Construction Company	\$108,243.95	100
Bland Construction Company	127,034.40	130
J. C. Evans Construction Company	143,377.00	---
Walter W. Schmidt	146,523.00	180
City of Austin (Estimate)	92,514.30	120

"It is recommended that the contract be awarded to the Ford-Wehmeyer, Incorporated on their low bid of \$91,722.65, with 100 working days.

"Yours truly,
s/ Rodger H. White
Rodger H. White, Acting Superintendent
Sanitary Sewer Division
s/ Victor R. Schmidt, Jr.
Victor R. Schmidt, Jr., Director
Water and Sewer Department"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 3, 1964, for the construction of relief sanitary sewer improvements in South First Street, from Barton Springs Road to East Bouldin Creek, and in East Bouldin Creek, from South First Street to West Johanna Street; and,

WHEREAS, the bid of Ford-Wehmeyer, Incorporated, in the sum of \$91,722.65, 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 Ford-Wehmeyer, Incorporated, in the sum of \$91,722.65, 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 Ford-Wehmeyer, Incorporated.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager submitted the following:

"Sealed Bids Opened 10:00 A.M. December 31,
1963 Tabulated by: W. C. Moffett, Jr.
Brackenridge Hospital Purchasing Agent

"City of Austin Bids for Contract to Furnish Milk and Cream To Brackenridge Hospital and Austin-Travis County T.B. Hospital Beginning January 20, 1964

	6 Months Contract	12 Months Contract	Bids Last Year (12 Months)
Oak Farms Dairies	\$ 9,148.25	\$18,296.50	\$18,269.60
Carnation Company	\$10,651.25	\$21,302.50	\$20,319.50
Superior Dairies	No Bid	No Bid	\$27,561.50

"NOTE: Estimated quantities for 6 months contract are doubled to arrive at totals for 12 months. All wholesale dairies in Austin area sent invitation to bid. Prices shown are net totals.

"Recommend contract with low bidder, Oak Farms Dairies, for 12 months contract. There are no market factors that would indicate our considering a 6 months contract.

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on December 31, 1963, for the furnishing of milk and cream to Brackenridge Hospital and Austin-Travis County T. B. Hospital, for period of twelve months beginning January 20, 1964; and,

WHEREAS, the bid of Oak Farm Dairies, in the sum of \$18,296.50, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of Brackenridge Hospital 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 Oak Farm Dairies, in the sum of \$18,296.50, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract with Oak Farm Dairies.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

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) A TRACT OF LAND CONTAINING 5.25 ACRES OF LAND, FRONTING 1132.7 FEET ON THE WEST LINE OF SOUTH INTERREGIONAL HIGHWAY, LOCALLY KNOWN AS 2708-3004 SOUTH INTERREGIONAL HIGHWAY, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND FIRST

HEIGHT AND AREA DISTRICT; (2) (A) A 110 FOOT BY 216 FOOT TRACT OF LAND LOCATED 249 FEET WEST OF JEFFERSON STREET ON THE SOUTH SIDE OF WEST 35TH STREET, LOCALLY KNOWN AS 1803-1805 WEST 35TH STREET; AND (B) FOUR PARCELS OF LAND TOTALING 231 FEET BY 212 FEET (AVERAGE), LOCATED 200.5 FEET WEST OF JEFFERSON STREET ON THE SOUTH SIDE OF WEST 35TH STREET, LOCALLY KNOWN AS 1801, 1717-1721 WEST 35TH STREET, FROM "BB" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; (3) (A) SOUTH 80 FEET OF LOT 3, BLOCK V, RIDGETOP FOURTH ADDITION; AND (B) SOUTH 75 FEET OF LOT 2 AND THE SOUTH 100 FEET OF THE EAST 100 FEET OF LOT 12 AND THE NORTH 70 FEET OF LOT 3, BLOCK V, RIDGETOP FOURTH ADDITION, FROM "O" OFFICE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT, TO "GR" GENERAL RETAIL DISTRICT AND FIFTH HEIGHT AND AREA DISTRICT; (4) (A) TRACT 1: AN APPROXIMATELY 0.33 ACRE TRACT OF LAND AT THE SOUTHEAST CORNER OF WALNUT HILLS DRIVE AND MANOR ROAD, LOCALLY KNOWN AS 6201-6205 MANOR ROAD AND 6117-6125 WALNUT HILLS DRIVE, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; AND (B) TRACT 2: AN INTERIOR TRACT OF LAND CONTAINING 2400 SQUARE FEET LOCATED WITHIN THE BOUNDARIES OF TRACT 1, LOCALLY KNOWN AS REAR OF 6119 WALNUT HILLS DRIVE AND REAR OF 6201 MANOR ROAD, FROM "A" RESIDENCE DISTRICT TO "C-1" COMMERCIAL DISTRICT; (5) (A) TRACT 1: LOTS 3 AND 4, BLOCK 2, GREEN ACRES SUBDIVISION, FROM "O" OFFICE DISTRICT TO "C" COMMERCIAL DISTRICT; (B) TRACT 2: LOTS 5, 6, 7, 8 AND 9, BLOCK 2, GREEN ACRES SUBDIVISION, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; AND (C) TRACT 3: LOT 1, BLOCK 1, GREEN ACRES SUBDIVISION, FROM "GR" GENERAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT; AND (6) (A) A TRACT OF LAND FRONTING 170.36 FEET ON THE WEST RIGHT OF WAY LINE OF LANCASTER COURT AND 75 FEET ON THE NORTH RIGHT OF WAY LINE OF EAST 52ND STREET, LOCALLY KNOWN AS 1220 EAST 52ND STREET AND 5200-5204 LANCASTER COURT; AND (B) LOTS 12-15, C. D. N. ADDITION NO. 2, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; ALL OF SAID PROPERTY BEING SITUATED 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 Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

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

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 White, carried by the following vote:

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

The ordinance was read the third time and Councilman Long moved that the

ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

MAYOR PALMER stated it was now 10:30, and announcements had been made previously regarding the depositing of cashiers checks or money orders, prior to bidding in that only those who had deposited such checks would be able to bid. The City Attorney asked MR. DUDLEY FOWLER, Assistant City Attorney to explain the manner in which the auctioning would be handled. MR. FOWLER announced the time for receiving checks was officially closed and he listed the three tracts to be sold as follows:

TRACT 1 52.89 acres - the Berkman Tract, on which there is a condition that it will be used only for single family purposes.

TRACT 2 .65 of an acre, a triangular tract of land, at the intersection of Ben White Boulevard and Fort View Road, with no deed restrictions but with a 5' down guy easement, of which all bidders are aware.

TRACT 3 - a house and lot at 4401 Banister Lane.

He explained in detail the manner in which the auction will be conducted, and the procedures of handling the bids. He ascertained that all bidders had a proposed contract. MR. FOWLER then opened the bidding on Tract 1. Bidding opened at \$75,000 and closed at \$218,000, the high bid of MR. E. L. McCANDLESS. Councilman Long moved that the Council accept the high bid of Mr. E. L. McCandless in the amount of \$218,000 and the City Manager be authorized to enter into a contract with Mr. McCandless for this sum. The motion, seconded by Councilman White, carried by the following vote:

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

The Assistant City Attorney then opened the bidding on Tract 2, 0.65 acres at the intersection of Ben White Boulevard and Fort View. Bidding opened at \$5,000 and closed at \$34,000, the high bid of MR. JAKE J. FRY. Councilman White moved that the City Manager be authorized to enter into a contract with MR. JAKE J. FRY, in the amount of \$34,000, for Tract 2, the Commercial tract on Ben White Boulevard and Fortview Road. The motion, seconded by Councilman Long, carried by the following vote:

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

MR. FOWLER, Assistant City Attorney, opened the bidding on Tract 3, House and Lot on Banister Lane. Bidding began at \$4,000 and ended at \$7,000 the high bid of MR. W. H. BULLARD. Councilman LaRue moved that the City Manager be instructed to enter into a contract for sale of the property at 4401 Banister Lane - Tract 3 - to MR. W. H. BULLARD in the amount of \$7,000. The motion, seconded by Councilman Long, carried by the following vote:

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

The Council had before it the following zoning applications deferred from last week:

NELDA PULKRABEK	6305-6315 Burnet Road	From "C" Commercial
By Richard Baker		To "C-1" Commercial
		RECOMMENDED by the
		Planning Commission

Councilman LaRue moved that the change be approved as recommended. The motion, seconded by Councilman White, carried by the following vote:

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

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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G. H. BRUSH	3400-3414 Woodleigh Street	From "A" Residence
By Robert C. Sneed	201-203 Braeswood Street	To "B" Residence (As
	125-129 Woodward Street	Amended)
		RECOMMENDED by the
		Planning Commission

MR. SNEED stated he had authority from Mr. Brush to report that he will dedicate 15' for road purposes. He had asked for some help on paving if and when it comes. Mr. Sneed said he told him that whatever the Council did for everybody else, it would do for him. Councilman Long moved that the City Attorney be instructed to draw the proper instrument. The motion, seconded by Councilman White, carried by the following vote:

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

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

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JACK ANDREW WARTHA
By Oscar W. Holmes

Tract 1
2232-2338 Barton Skyway

From "GR" General Retail
To "A" Residence
RECOMMENDED By the
Planning Commission

Tract 2
Rear of 2236-2338 Barton
Skyway

From "GR" General Retail
To "B" Residence
RECOMMENDED by the
Planning Commission

Councilman LaRue moved that the change to "A" Residence for Tract 1 and to "B" Residence for Tract 2 be granted. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor announced that the change had been granted to "A" Residence for Tract 1 and to "B" Residence for Tract 2 and the City Attorney was instructed to draw the necessary ordinance to cover.

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W. L. DRIGGS
By J.T. Baumgardner

2254-2264 Redwood Avenue
3543-3549 Manor Road

From "A" Residence
To "GR" General Retail
Recommended to POSTPONE
By the Planning Commission

The City Attorney stated he would like to discuss with Mr. Baumgardner certain items and the possible purchase of this tract. Mr. Baumgardner was to make an appointment with the City Attorney for the next day. Action was deferred.

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Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Mr. Parker Folse for a building permit together with a site plan dated January 9, 1964, meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 2006 Oldham Street, more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, based upon the use of the premises for the purpose of erecting an apartment hotel the maximum number of parking spaces which will probably be used by employees and customers of such establishment, taking into account the loading facilities on the site, the public parking areas and street space available for parking in the vicinity, public safety, and free circulation of traffic

both on and off the site, is seventy-four (74) parking spaces; Now, Therefore,

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

That seventy-four (74) spaces is an adequate number of parking spaces for the establishment shown on the site plan of Mr. Parker Folse dated January 9, 1964, for use of the premises for the purpose of erecting an apartment hotel.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 2 OF CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 SO AS TO REDEFINE THE TERM "BOULEVARD STREET"; AMENDING SECTION 5-C OF THE AUSTIN CITY CODE OF 1954 BY ADDING NEW PROVISIONS THERETO SO THAT THE LIST OF PERMITTED USES IN THE "GR" GENERAL RETAIL DISTRICT SHALL HEREAFTER INCLUDE ELECTRONIC WHOLESALE DISTRIBUTORS AND AUTO RENTAL AGENCIES, UNDER CERTAIN CONDITIONS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

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, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

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, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The Mayor announced that the ordinance had been finally passed.

The Director of Planning stated the matter of off-street parking requirements for the wholesale warehousing would be covered in the amendment to the

Zoning Text scheduled for public hearing on January 23rd, in that the warehouse portion of the wholesale electronics business will provide for one off-street parking space for every 1,000' and the office sales portion in wholesale establishments will provide one parking space for every 200'. The City Attorney stated the only problem is in making certain that any building permit issued would be issued upon the basis of the parking requirements that are intended to apply. MR. JOHN CAMPBELL, Attorney for Dr. Love, stated they were agreeable to this.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the following described tract of land owned by the City of Austin, a municipal corporation situated in Travis County, Texas, be and the same is hereby set aside and dedicated for use as a public street and thoroughfare in the City of Austin, said tract being described as follows:

2.574 acres of land, same being out of and a part of that certain 103.247 acre tract of land out of the A. W. Canfield Labor Survey Number 11 and the Joseph Burleson Survey Number 10 in the City of Austin, Travis County, Texas; which certain 103.247 acre tract of land was conveyed to the City of Austin by warranty deed dated June 13, 1957, of record in Volume 1823 at page 97 of the Deed Records of Travis County, Texas; said 2.574 acres of land being more particularly described by metes and bounds as follows:

BEGINNING at a steel pin on a line ten (10.00) feet east of and parallel to the present east line of Berkman Drive and from which point of beginning the southwest corner of Lot 1, Block R, Delwood 4 East, Section 2, a subdivision of record in Book 8 at Page 8 of the Plat Records of Travis County, Texas, bears N 30° 03' E 640.00 feet;

THENCE, S 59° 57' E 549.42 feet to a steel pin at the point of curvature of a curve whose angle of intersection of 45° 00', whose radius is 555.27 feet and whose tangent distance is 230.00 feet;

THENCE, with said curve to the left an arc distance of 436.11 feet, the long chord of which arc bears S 82° 27' E 424.99 feet, to a steel pin at the point of tangency of said curve;

THENCE, N 75° 03' E 179.44 feet to a steel pin;

THENCE, S 14° 57' E 140.00 feet to a steel pin at the point of curvature of a curve whose angle of intersection is 42° 00', whose radius is 677.32 feet and whose tangent distance is 260.00 feet;

THENCE, with said curve to the left an arc distance of 496.50 feet, the long chord of which arc bears S 35° 57' E 485.46 feet, to a steel pin at the point of tangency of said curve;

THENCE, S 56° 57' E 75.00 feet to a steel pin at the point of curvature of a curve whose angle of intersection is 34° 00', whose radius is 272.26 feet and whose tangent distance is 83.24 feet;

THENCE, with said curve to the right an arc distance of 161.56 feet, the long chord of which arc bears S 39° 57' E 159.20 feet, to a steel pin at the point of tangency of said curve;

THENCE, S 67° 03' W 50.00 feet to the point of curvature of a curve whose angle of intersection is 34° 00', whose radius is 222.26 feet and whose tangent distance is 67.95 feet;

THENCE, with said curve to the left an arc distance of 131.89 feet, the long chord of which arc bears N 39° 57' W 129.97 feet, to the point of tangency of said curve;

THENCE, N 56° 57' W 75.00 feet to the point of curvature of a curve whose angle of intersection is 42° 00', whose radius is 727.32 feet and whose tangent distance is 279.19 feet;

THENCE, with said curve to the right an arc distance of 533.15 feet, the long chord of which arc bears N 35° 57' W 521.30 feet, to the point of tangency of said curve;

THENCE, N 14° 57' W 80.00 feet to a point;

THENCE, S 75° 03' W 129.44 feet to the point of curvature of a curve whose angle of intersection is 45° 00', whose radius is 615.27 feet and whose tangent distance is 254.85 feet;

THENCE, with said curve to the right an arc distance of 483.23 feet, the long chord of which arc bears N 82° 27' W 470.91 feet to the point of tangency of said curve;

THENCE, N 59° 57' W 549.42 feet to a point in the aforesaid line ten (10.00) feet east of and parallel to the present east line of Berkman Drive;

THENCE, with said line ten (10.00) feet east of and parallel to the present east line of Berkman Drive, N 30° 03' E 60.00 feet to the point of beginning.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the following described tract of land owned by the City of Austin, a municipal corporation situated in Travis County, Texas, be and the same is

hereby set aside and dedicated for use as a public street and thoroughfare in the City of Austin, said tract being described as follows:

A strip of land ten (10.00) feet in width, a portion of said strip of land ten (10.00) feet in width being out of and a part of that certain 16.49 acre tract of land, out of the James P. Wallace Survey Number 57 and the Joseph Burleson Survey Number 10, in the City of Austin, Travis County, Texas, which certain 16.49 acre tract of land was conveyed to the City of Austin by warranty deed dated May 29, 1939, of record in Volume 621 at Page 31 of the Deed Records of Travis County, Texas, and described as Tract Number 1 in said deed, and a portion of said strip of land ten (10.00) feet in width being out of and a part of that certain 103.247 acre tract of land out of the A. W. Canfield Labor Survey Number 11 and the Joseph Burleson Survey Number 10 in the City of Austin, Travis County, Texas, which certain 103.247 acre tract of land was conveyed to the City of Austin by warranty deed dated June 13, 1957 of record in Volume 1823 at Page 97 of the Deed Records of Travis County, Texas; the centerline of said strip of land ten (10.00) feet in width being more particularly described as follows:

BEGINNING at the point of intersection of the present north line of East 51st Street with a line five (5.00) feet east of and parallel to the present east line of Berkman Drive;

THENCE, with the said line five (5.00) feet east of and parallel to the present east line of Berkman Drive, in a northerly direction to point of termination in the westerly prolongation of the south line of Delwood 4 East, Section 2, a subdivision of record in Book 8 at Page 8 of the Plat Records of Travis County, Texas.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The Council had before it the request of MR. ELMO COOK, County Agricultural Agent, and ROSE A. ERISMAN, County Home Demonstration Agency, requesting the designation of two parking places on the Guadalupe Street side of the Travis County Courthouse for use in parking the cars used in official business. This request had the approval of the County Judge and County Commissioners. Councilman LaRue suggested it would be better if the street at the rear of the Court House could be used. This street would be a less used street. He suggested granting the request with the suggestion that they might consider the back street. Councilman Long moved that the request be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

She said it was the feeling of the Council that these places be delegated on the west side rather than take more from the front.

The City Manager stated each member of the Council received a copy of the "Emergency Operation Plan". Following is a copy of the Plan Promulgation:

"AUSTIN AND TRAVIS COUNTY
EMERGENCY OPERATIONS PLAN

PROMULGATION

"Civil Defense is not an organization -- it is an emergency function of government requiring planning and organization to perfect the capability of accomplishment. The responsibility for implementing Civil Defense functions falls upon the Executive Heads of Federal, State and Local Governments either inherently or by delegation.

"The objective of American Civil Defense is the provision, maintenance and continual development of an American National Survival Capability, designed to protect the lives of the American people and to preserve the American Way of Life -- under all possible emergency conditions intrinsic to our times and under such additional emergency conditions as may develop in the future.

"The preservation of life and property is a fundamental responsibility of government at Federal, State and Local levels. Thorough evaluation of possible conditions of natural disaster, major accidental disaster and enemy attack -- all inherent to the nuclear age in which we now live -- has established the conclusion that this fundamental responsibility of government can be implemented only through practical advance planning and practical advance preparation, at all governmental levels.

"The concept of Austin-Travis County Civil Defense is that an adequate local civil defense consists of the Local Government, the Community, the Family and the Individual Citizen -- all educated, trained, organized and equipped to survive under all emergency conditions which may be generated by natural disaster, major accidental disaster and enemy attack.

"In accordance with guidance and support provided by Federal and State levels of government, the local government is responsible for the maintenance of a qualified local civil defense coordinative agency within its organizational framework and for the maintenance and development of the Local Survival Capability -- through implementation of a local civil defense program designed to provide the essential factors of education, planning, warning, shelter and recovery.

"Local leaders of industry, commerce and other non-governmental enterprises are responsible for planning and executing measures designed to augment the local survival capability and to assure the continued functioning or rapid recovery of the essential elements of the local economy.

"Professional, labor, service, religious, civic and social organizations are responsible for maximum augmentation of the local survival capability within their respective capacities.

"In accordance with guidance, education, training and facility support provided through the local civil defense program, families and individual citizens

are responsible for their own emergency preparedness and for maximum implementation of the local survival capability within their respective capacities.

"Pursuant to a series of joint agreements commencing in 1950 and extending to the present date, the City of Austin and the County of Travis have entered into a joint civil defense endeavor, designed to maintain and develop an adequate local survival capability and to assure a constant state of emergency readiness.

"The City Manager, City of Austin, is hereby designated Director of Civil Defense for Austin and Travis County, Texas.

"Agencies of the City and County Governments shall plan, prepare and implement the execution of the Austin-Travis County Emergency Operations Plan as assigned by the Director of Civil Defense.

"The Emergency Organization Chart as indicated in APPENDIX 1 of this plan has been developed through augmentation of the normal governmental organization of the City of Austin. It will be activated, maintained and deactivated, as required, by the Director of Civil Defense. It will be implemented by corresponding elements of City and County governments upon the basis of coordination control.

"This Emergency Operations Plan supersedes the Operational Survival Plan for Austin-Travis County dated October 1958.



MAYOR

City of Austin

COUNTY JUDGE

County of Travis

"Date _____

Date _____ "

The City Manager stated this was a joint City-County Operation, and the Commissioners Court approved the plan of action in emergency situations. He reviewed briefly the plan. After discussion, Councilman LaRue moved that the Council adopt the plan as submitted by the City Manager. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Absent: Councilman Shanks

The City Manager stated a Memorandum from the Director of Recreation had

been received, concerning the name of the area on which the Austin Garden Center is developing. The Austin Area Garden Center, Inc., is considering a change in their constitution and bylaws, which will mean a change of their name. They suggest the name of Austin Botanical Gardens. The recommendation of the Director of Recreation was that the area be called ZILKER BOTANICAL GARDENS. Although it will be quite sometime before the City will be developing botanical gardens, and such a name might not be appropriate at the present time, in due time there will be such gardens and the Recreation Director recommends that the area be called "ZILKER BOTANICAL GARDENS". Mayor Palmer asked Councilman Long to work on this.

The City Manager stated it was necessary to select engineers for Water Treatment Plant No. 3 which is to be located west of the Tom Miller Dam and south of Red Bud Trail on city owned property. The Superintendent of the Water and Sewage Treatment, had explored this thoroughly and he would like to recommend the use of a joint operation between Black & Veatch Engineers, Kansas City and the former firm of Marvin Turners Engineers, now called - BRYANT-CURRINGTON ENGINEERS. They have submitted two proposals--one for a cost plus with a ceiling, and the other with a lump sum. It was decided a better approach would be to use the lump sum proposal which was less than the ceiling would be on the cost plus proposal. This would be a three and a half million dollar plant. After discussion, Councilman Long moved that the City Manager enter into a contract with these Engineers for this Water Treatment Plant No. 3, and that he be authorized to use the lump sum of \$1,450,000. The motion, seconded by Councilman White, carried by the following vote:

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

The City Manager reported that the Director of Water and Sewer, MR. VIC SCHMIDT, and the Superintendent of Water and Sewage Plant, MR. AL ULLRICH, had discussed some preliminary work that needs to be done in connection with the design of a sewer line to serve the Dry Creek Area. On the design itself, they want to wait, but they need some preliminary work as a separate feasibility study as to the route of the line and which of several methods will be the most desirable to pursue. One possibility would be to carry the line along the outer edge of Mount Bonnell Bluff; another would be to tunnel through Mount Bonnell, or to accept the higher operating cost of a lift station. Which plan from the point of view of the initial investment and operating cost later is what needs to be studied. Also, when the building of Water Treatment Plant No. 3 is under way, there is the matter of tying it into the water system of the City in South Austin. The feeder line will be a 60" pipe which will cost over \$100.00 a foot or about \$500,000 a mile. The Mayor asked if that study would be one and the same. The City Manager stated Mr. Schmidt and Mr. Ullrich have recommended

that the firm of BLACK AND VEATCH make that preliminary study, and that they be paid 15% of what their usual engineering fee would be. Councilman Long stated she would be for drilling through the mountain on the Mount Bonnell work. The City Manager briefly described sewage collection system for the area on the north side of Mount Bonnell and west of Mount Barker, etc., which would have to be served by a system which would converge ultimately near the mouth of Dry Creek. Councilman Long moved that the City Manager be instructed to enter into an agreement as outlined by him, with BLACK & VEATCH, at 15% of the usual fee for this preliminary work. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The City Manager said the City Attorney had an additional report regarding a grazing lease on the Walnut Creek area property. The City Attorney said Mr. Alton Weiss would need a minimum of a two year lease if he build fences. The Superintendent of Water and Sewage Treatment, Mr. Ullrich, said he could assure that the 100 acre woodland area which Mr. Weiss wanted to lease would not be needed by the City for two years. Mr. Weiss offered to lease the property for two years at \$3.50 per acre for 1964, and \$4.00 per acre for 1965. He would have to build his own fence and remove it at his own cost. The City Attorney explained the recapture clause should the City require Mr. Weiss to give up possession of the lease. After discussion, Councilman LaRue moved that the City lease to MR. ALTON WEISS this property at \$3.50 per acre for 1964, and \$4.00 per acre for 1965, retroactive to January 1, 1964. The motion, seconded by Councilman Long, carried by the following vote:

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

The Mayor suggested that this was only for grazing purposes and not for the sale of any top soil. The City Attorney explained it was going to be necessary to buy eight acres from Mr. Sanstrom in this area. It is property on the creek.

The City Manager explained that the contract with JACK A MILLER had been extended to a greater extent that was included in the original contract. The unit price for this size pipe was lower than any other bid received for that type of pipe installed. The Director of Public Works stated this was in an area where there was \$25,000 set up in the budget for a storm sewer system. This area is between Manor Road, 19th Street, and east of Chicon. The Director of Public Works stated the 48" pipe was put in all the way across 22nd Street down Poquito down to the alley, south of 21st Street and East of Poquito. There is still some more to be done when the plans are complete. The City Manager stated this work was to have been done anyway, but the problem is that it was added to this contract, and it was not passed to the Council for approval. The Director of Public

Works stated the additional pipe will increase, or make the change order about \$7,055. The pipe was installed ahead of schedule. Councilman LaRue moved that the City Manager be authorized to execute a change order (in the Assessment Paving Contract No. 63-A-12 with JACK A. MILLER). The motion, seconded by Councilman Long, carried by the following vote:

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

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utility purposes was granted the City of Austin in, upon and across the south two (2.00) feet of the north five (5.00) feet of Lot 16, Block E, Patterson Heights, a subdivision of a portion of the James P. Wallace Survey Number 57 in the City of Austin, Travis County, Texas, according to a map or plat of said Patterson Heights of record in Book 4 at Page 221 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have requested the City Council of the City of Austin to release said above described easement for public utility purposes; and,

WHEREAS, the City Council has determined that said above described easement is not now needed and will not be required in the future; Now, Therefore,

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

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

All of the south two (2.00) feet of the north five (5.00) feet of Lot 16, Block E, Patterson Heights, a subdivision of a portion of the James P. Wallace Survey Number 57, in the City of Austin, Travis County, Texas, according to a map or plat of said Patterson Heights of record in Book 4 at Page 221 of the Plat Records of Travis County, Texas.

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

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

The City Manager submitted the request of MR. BRIDGES to hang a sign on a pole or standard located in the sidewalk area in the 2600 block of Guadalupe. Ordinarily it is required that the signs be supported by standards located on private property. The request was referred to the Building Inspector to check.

The Council discussed briefly the request of MR. HARDY HOLLERS regarding a proposed contract that the City would not annex a certain industrial park. The Mayor suggested that the Council should set up a meeting with the Industrial

Development Council.

The Council was invited to view the memorial of former MAYOR TOM MILLER at the studio of the sculptor, MR. FRANCOIS RUBITSHUNG, and it decided to accept as of this date.

Mayor Palmer had a letter from the President of the U. S. Civil Defense Council Warning Committee for 1964, regarding COLONEL KENGLA'S Membership on this Committee. Colonel Kengla would represent the entire Region 5 of the U.S.C.D.C. if given permission to participate on this most important Committee. The Mayor referred this letter to the City Manager with the authorization to provide for Colonel Kengla's membership to this Committee if he would like to belong.

Mayor Palmer read a letter from MR. FRANKLIN DENIUS, representing Southern Union Gas, regarding an interim report in connection with their arbitration procedures with United Gas Company.

Mayor Palmer read a communication from FATHER BRIGANTI, Chairman, Citizens Committee for Community Improvement, regarding distribution of the Minimum Standards Ordinance recently passed by the Council, and making a report on the Workable Program for the Kealing Project, and the General Neighborhood Renewal Program for the Glen Oaks Area.

The Mayor read a letter from MR. H. L. ROBERDEAU regarding a situation on East 3rd Street, wherein the Southern Pacific Railroad started some tract repair work about two months ago, and the blocking of the streets along with this work, has interfered with their ingress and egress. The City Manager stated there was a problem existing there as the Railroad Company has begun to relay some tract and dug a deep ditch down 3rd Street between Trinity and San Jacinto. He stated they are working with the Railroad Company to see if they will get it repaired.

MAYOR PALMER stated MR. GREGORY PECK would be in Austin on January 31st, 1964, and the Headliners Club had asked that he be made the "Mayor-for-the-Day". Mayor Palmer stated this would be done.

The City Manager stated a Memorandum had been received from the Traffic Engineer reporting the Highway Department wanted to set speed zones for the Interchange on Montopolis, and the City Attorney was anxious to know what the Council wanted to call those various drives. Councilman Long suggested that they be named after people who had been with the City for a number of years like Mr. Huffman or Mr. Levander, etc. The Director of Public Works stated he would get the map for the Interchange and some street names could be worked out for those frontage roads, and he would have this ready by next Thursday.

The Council recessed at 1:25 P.M.

RECESSED MEETING

3:30 P.M.

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

The Council discussed the feasibility of appointing a human relations committee, and how it should operate.

Councilman LaRue moved that the City Manager be authorized to sell the City-owned parcel of land at the intersection of Interregional Highway and Mariposa Drive to the abutting owner for \$1.00 per square foot. (153.53' x 8.6' - Flat Parcel 305030102) The motion, seconded by Councilman Long, carried by the following vote:

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

Councilman White discussed the 20' strip on East 7th Street which the Council had authorized to be sold to MR. ODAS JUNG. The strip contained about 2800 square feet. After discussion, Councilman LaRue moved to amend the action which the Council previously took in authorizing the City Manager to sell the property to MR. ODAS JUNG, to offer to sell it to him now at \$1.00 a square foot. The motion, seconded by Councilman White, carried by the following vote:

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

Mayor Palmer announced that Mr. St. John had invited the Council to attend a meeting with the Aqua Festival Committee Monday, January 13th, to discuss the 125 Anniversary of the City. This meeting is to be held at the Chamber of Commerce Building.

Councilman Long moved that the Council grant the request of the MARCH OF DIMES to place a booth in front of the Austin Hotel next Saturday, January 11th, subject to the City Manager's checking it out. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor submitted a copy of a letter addressed to Police Chief Bob Miles, from RECTOR M. P. RIKER, St. Matthews Church, on Ridge Oak Drive, asking for increased patrol around the Church at night.

The City Manager reported he had called last week about the status of the Workable Program, and the Fort Worth Office said they had forwarded it to Washington with their recommendation for approval. He said he received a call on Monday concerning a date to be inserted on the new cover sheets, to show the date the Council reviewed the plan. He had told them to use the date the Ordinance was passed.

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

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

The Council adjourned at 4:30 P.M. subject to the call of the Mayor.

APPROVED

Levi E. Palmer
Mayor

ATTEST:

Elin Hanley
City Clerk