

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 20, 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, Shanks, White, Mayor Palmer
Absent: None

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

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

DR. BILL LIVINGSTON, University of Texas, introduced a group of Foreign Students, from Dominican Republic, Uruguay, Greece, Peru, Venezuela, Columbia, Okinawa, Mexico, Brazil, and Nepal. It was noted one student was from Belli Horizonte, the City with which Austin had been working out a Sister City relationship through a Committee now working on this arrangement. The Mayor and Council greeted and welcomed this group, and expressed appreciation for its visiting the Council. The student from Mexico expressed gratitude for being permitted to visit the Council. The others participated in a brief discussion on Council-Manager form of government.

The Council greeted and welcomed two Boy Scouts, two Cub Scouts and one Girl Scout, accompanied by MRS. CLYDE LIESMAN.

MAYOR PALMER stated the Joint Chairmen of the Citizens Bond Committee had been working hard and diligently for the past weeks, taking the story of the bond program to the people of Austin, and the Chairmen were here to make a report. MR. JOE K. WELLS reported the Committee was urging the people to vote in this bond issue, and about 15 members of the Committee had spoken to 35 organizations, which represents about 2,000 people and to about 29 employee groups, representing 3,500 persons. About 5,500 people had been contacted in this manner, and many others will have been contacted in other ways. MR. BILL YOUNGBLOOD reported the Committee had attempted to convey the message that this was not the City Council's bond program, nor the City Manager's, but in reality it was the people's bond program. The response from their presentation had been

extremely gratifying. Mr. Youngblood said 26 of the largest and major civic and service organizations, groups, and business associations had unanimously endorsed and approved the bond issue, and he read the list: Bankers and Savings and Loan Institutions, Chamber of Commerce Board of Directors, Austin Hospital Area Council, Community Council of Austin and Travis County, South Austin Lions Club, Cosmopolitan Club, Austin Hotel Association, Austin Ballet Society, South Austin Civic Club, Junior Chamber of Commerce, Delwood Optimist Club, Austin Home Builders Association, Austin Real Estate Board, Travis County Medical Society, Board of Directors, East Austin Lions Club, Down Town Civitan Club, Down Town Exchange Club, Communication Workers of America, Local 6132; South Austin Optimist Club, Carpenter's Local Union 1266, University Optimist Club, Down Town Lions Club Board of Directors, Friends of the Library, and others. Mr. Youngblood reported the people were enthusiastic about the issue and would vote overwhelmingly in support of this issue.

MRS. FAGAN DICKSON noted the inspiration in the way the citizens had handled this work. In the past money had been spent for advertising and the burden of responsibility had been placed upon the Council or the staff; but this time, the citizens had undertaken to do this. The staff had done a great deal of research, and came up with a package that was good common sense and financially sound. There were over 100 persons working on a voluntary committee. She expressed appreciation to the women that helped in the cause.

MRS. HOMER GARRISON stated they had taken the story to the people, and what is being offered to Austin is simply bringing up to date and keeping up to date a city they truly love. The future had been projected in a well laid out plan, and she believed the people would go to the polls and vote. She expressed pleasure in serving on this Committee, and stated it was a high honor for being asked to serve.

MR. BILL YOUNGBLOOD expressed sincere appreciation to all the news media; newspaper, radio and television, for their efforts in bringing the information of the bond program to the people. He could not name any other program in which so much help and encouragement had been given through the news media.

COUNCILMAN LARUE addressed the visiting foreign students commenting there were more girls in the group than usually came and he called attention to the participation of the ladies here in the bond promotion leadership.

COUNCILMAN LONG expressed pleasure of having a committee of citizens that take it upon themselves to sell a bond issue, and said they had done a terrific job, and it was a pleasure to work with these groups, and see them in action. She too thanked the Press, Radio, and Television for the part they had taken in letting people know about the \$14,000,000 bond issue.

COUNCILMAN WHITE expressed appreciation for the fine committee, which had been working hard in many ways--on television, radio, public appearances, and otherwise. He said he had heard no one say one word against the issue, and believed the issue would be overwhelmingly endorsed, crediting the committee for its good promotion.

COUNCILMAN SHANKS pointed out this was a typical expression of a government belonging to the people. Here are the people who are taking the issue to the people so that the people will be putting government to work.

MAYOR PALMER, on behalf of the Council and Administration, expressed appreciation to the Citizens Committee for the wonderful job it had done. The cause of the bond issue was the growth of the City, and this growth requires additional facilities. Every issue had been carefully studied by a study group--the Austin Community Council made a very comprehensive study of the hospital and health needs for the next 10-20 years; and what is proposed, is the City's meeting its part within the framework of this survey. The streets, paving, and thoroughfares that are needed, were based on the Traffic and Transportation Study conducted jointly by the Highway Department and the City of Austin; the fire protection is based on good standards of fire protection for the people; and the Parks and Recreation Board had made a careful study of the recreational requirements of the City for the next five years. All of the proposals are based on very specific programs to meet the continued growth of the City. It is the combined efforts of the citizens of Austin, together with the City Council, and City Administration to bring about the civic improvements and projects that all enjoy. He said he was deeply grateful for this Committee, headed by MR. JOE WELLS, MR. BILL YOUNGBLOOD, MRS. FAGAN DICKSON, and MRS. HOMER GARRISON. COUNCILMAN LaRUE noted this \$14,000,000 would come about without any increase in the tax rate.

Councilman White moved that the Minutes of the Regular Meeting of August 13, 1964, be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING VOTING PRECINCTS OF THE CITY OF AUSTIN AND FIXING THE BOUNDARIES THEREOF; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND DECLARING AN EMERGENCY", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN ON JULY 23, 1953, AND RECORDED IN ORDINANCE BOOK "S" AT PAGES 432-449, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY AMENDING SECTIONS 29, 32 AND 38 OF SAID ORDINANCE; BY RE-ENACTING ALL OF THE REMAINDER OF SAID ORDINANCE AS OF THIS DATE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; 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 Shanks, carried by the following vote:

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on maps or plats of Northwest Hills, Mesa Oaks, Phase One, a subdivision in the City of Austin, Travis County, Texas, a certain street, extending from the west line of Mesa Drive in a westerly, northerly and easterly direction to the said west line of Mesa Drive, is designated as Burney Loop; and,

WHEREAS, the map or plat of Northwest Hills, Mesa Oaks, Phase One, is of record in Book 20 at Page 9 of the Plat Records of Travis County, Texas; and,

WHEREAS, the present owner of the property abutting above described street has requested that the name of Burney Loop be changed to Honeycomb Rock Circle; Now, Therefore,

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

That the name of the following described street, designated as Burney Loop, as the same appears on the map or plat of Northwest Hills, Mesa Oaks, Phase One, of record in Book 20 at Page 9 of the Plat Records of Travis County, Texas, be and the same is hereby changed to Honeycomb Rock Circle, said street so changed being described as follows:

Being all that certain street in the City of Austin, Travis County, Texas, known as Burney Loop, as shown on a map or plat of Northwest Hills, Mesa Oaks, Phase One, a subdivision of record in Book 20 at Page 9 of the Plat Records of Travis County, Texas; which Burney Loop extends from the west line of Mesa Drive in a westerly, northerly and easterly direction to the said west line of Mesa Drive.

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement, two (2.00) feet in width, was retained by the City, for public utility and drainage purposes, in an easement provided for on a map or plat of Delwood 4, Section B, a Subdivision of a portion of the James P. Wallace Survey Number 57, in the City of Austin Travis, County, Texas, of record in Book 6

at page 167 of the Plat Records of Travis County, Texas; and,

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

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

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

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

A strip of land two (2.00) feet in width, same being out of and a part of Lot 8, Block X, Delwood 4, Section B, 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 Delwood 4, Section B, of record in Book 6 at page 167 of the Plat Records of Travis County, Texas; said strip of land two (2.00) feet in width being more particularly described as follows:

BEING all the North two (2.00) feet of the South ten (10.00) feet of said Lot 8, Block X, Delwood 4, Section B.

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

The Council had before it release of an easement out of a portion of Outlot 59, Division E of the Government Outlots, property belonging to Mr. Will Wilson. Councilman Long made inquiry about this easement. It was brought out the building went out in the old drainageway, and the owner has dedicated a drainage easement and Hike and Bike Path outside of the location of the building itself, so by releasing the easement and Mr. Wilson's dedicating the new one, the area for the Hike and Bike Trail has been enlarged. Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement covering 6770 square feet of land, was retained by the City, for public utility and drainage purposes, provided by an instrument of record in Volume 1643 at page 374 of the Deed Records of Travis County, Texas, same being out of and a part of Outlot 59, Division E, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas; and,

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

WHEREAS, the City Council has determined that the hereinafter described easement should be released, SAVE and EXCEPT that an easement for sanitary sewer purposes be retained in the City in, upon and across a strip of land ten (10.00) feet in width and described in an instrument of record in Volume 948 at page 100 of the Deed Records of Travis County, Texas; 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 and drainage easement, SAVE and EXCEPT that an easement for sanitary sewer purposes is to be retained in the City in, upon and across a strip of land ten (10.00) feet in width and described in an instrument of record in Volume 948 at page 100 of the Deed Records of Travis County, Texas, to wit:

6770 square feet of land, same being out of and a part of Outlot 59, Division E, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas.

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement five (5.00) feet in width for public utility purposes was granted the City of Austin in, upon and across three (3) strips of land; the strips of land hereinafter described as Number 1 and 2 being out of a part of Lot 11, Block 3, Brykerwoods "F"; the strip of land hereinafter described as Number 3 being out of and a part of Lot 10, said Block 3, Brykerwoods "F", 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 record in Book 4 at Pages 102-103, inclusive, 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 easement; and,

WHEREAS, the City Council has determined that the hereinafter described easement should be released, SAVE and EXCEPT that an easement be retained in the City for electric overhang purposes over and across the entire strip of land described as Number 2, and the west five (5.00) feet of the strip of land described as Number 3; 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, SAVE and EXCEPT that an easement is to be retained in the City for electric overhang purposes over and across the entire strip of land described as Number 2, and the west five (5.00) feet of the strip of land described as Number 3, to-wit:

Three (3) strips of land, each of the said three (3) strips of land being five (5.00) feet in width; the strips of land hereinafter described as Number 1 and Number 2 being out of and a part of Lot 11, Block 3, Brykerwoods "F"; the strip of land hereinafter described as Number 3 being out of and a part of Lot 10, said Block 3, Brykerwoods "F", 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 record in Book 4 at page 102 and 103, inclusive, of the Plat Records of Travis County, Texas; each of the said three (3) strips of land being more particularly described as follows:

NUMBER 1: BEING all the south five (5.00) feet of the east 119.30 feet of said Lot 11, Block 3, Brykerwoods "F";

NUMBER 2: BEING all the south 54.5 feet of the west five (5.00) feet of said Lot 11, Block 3, Brykerwoods "F";

NUMBER 3: BEING all the north five (5.00) feet of said Lot 10, Block 3, Brykerwoods "F".

THERE IS TO BE RETAINED, HOWEVER, an electrical overhang easement over and across the entire strip of land to be released and described above as NUMBER 2, and the west five (5.00) feet of the strip of land to be released and described above as NUMBER 3.

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

The City Manager submitted the following:

"August 18, 1964

"To: W. T. Williams, Jr., City Manager Subject: Construction of a Junior
Swimming Pool and Restrooms
Contract No. 64-C-12

Following is a tabulation of bids received at 10:00 A.M., Tuesday, August 18, 1964 for the construction of a Junior Swimming Pool and Restrooms at St. John's School Playground known as Contract Number 64-C-12.

Joe Badgett Const. Co., Inc.	\$21,618.32
Maufrais Brothers, Inc.	\$26,153.70
Cullen Const. Co.	\$27,013.00
Ed H. Page	\$29,951.45
City's Estimate	\$22,605.53

"I recommend that Joe Badgett Const. Co., Inc. with their low bid of \$21,618.32 be awarded the contract for this project.

"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 August 18, 1964, for the construction of a Junior Swimming Pool and Restrooms at St. John's School Playground, known as Contract Number 64-C-12; and,

WHEREAS, the bid of Joe Badgett Construction Company, in the sum of \$21,618.32, 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 Joe Badgett Construction Company, in the sum of \$21,618.32, 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 Joe Badgett Construction Company.

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

The City Manager submitted the following:

"August 19, 1964

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

PROJECT: EXTERIOR MAINTENANCE for SCHOOL of NURSES at BRACKENRIDGE HOSPITAL
BID OPENING: 2 P.M., Tuesday, August 18, 1964

TABULATION OF BIDS:

	<u>Amount Bid</u>	<u>Completion (Calendar Days)</u>	<u>Bid Bond</u>
AUSTIN CLEANING SERVICE	\$ 7,240.00	Sept. 29th	5%
AUSTIN SAND BLASTING & WATER- PROOFING	\$ 8,915.41	Sept. 29th	5%
J.B. HARPER PAINTING COMPANY	\$11,670.00	60	5%
S.V. HOBBS PAINTING & DECORAT- ING	\$10,489.00	60	5%
* M.C. PAINTING COMPANY	\$ 7,100.00	Sept. 29th	5%
THOMAS BROTHERS CONST. CO.	\$24,080.00	60	5%
WESTERN WATERPROOFING COMPANY	\$ 9,730.00	60	5%

"The work included in this project includes cleaning of masonry, fungicide treatment of limestone trim, waterproofing work and painting of windows and miscellaneous iron.

"As noted in our memo to Mr. Wilson dated July 31st our cost estimate was \$7,100.00.

"The low bidder, M. C. Painting Company has done satisfactory work in the past on both the Municipal Building and on Brackenridge Hospital.

RECOMMENDATION: Mr. Tobias joins us in recommending that this contract be awarded to M.C. PAINTING COMPANY for the lump sum price of \$7,100.00.

FROM: A.M. Eldridge, Supervising Engineer
Construction Engineering Division
s/ A. M. Eldridge

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 18, 1964 for the exterior maintenance for School of Nurses at Brackenridge Hospital; and,

WHEREAS, the bid of M. C. Painting Company in the sum of \$7,100.00 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Supervising Engineer, Construction Engineering Division 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 M. C. Painting Company in the sum of \$7,100.00 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 M. C. Painting Company.

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

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Mr. A. C. Warner for a building permit together with a site plan dated August 19, 1964, meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 2813 Rio Grande 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 office building 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 seventeen (17) parking spaces; Now, Therefore,

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

That seventeen (17) spaces is an adequate number of parking spaces for the establishment shown on the site plan of Mr. A. C. Warner dated August 19, 1964 for use of the premises for the purpose of erecting an office building.

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

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

Noes: None

Mayor Palmer introduced the following ordinance:

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

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

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

Noes: None

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

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

Noes: None

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

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

Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (1) (A) TRACT 1: A TRACT OF LAND, SAME BEING A PART OF LOTS 1F, 2F, AND 3F, LOCALLY KNOWN AS 210-222 SOUTH CONGRESS AVENUE,

108-112 BARTON SPRINGS ROAD, REAR OF 114-314 BARTON SPRINGS ROAD, REAR OF 400-430 WEST RIVERSIDE DRIVE, AND REAR OF 153-213 SOUTH FIRST STREET, FROM "D" INDUSTRIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND FOURTH HEIGHT AND AREA DISTRICT; AND (B) TRACT 2: A TRACT OF LAND, SAME BEING A PART OF LOTS 1F, 2F AND 3F, LOCALLY KNOWN AS REAR OF 200-208 SOUTH CONGRESS, FROM "D" INDUSTRIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C-2" COMMERCIAL DISTRICT AND FOURTH HEIGHT AND AREA DISTRICT; AND

(2) (A) TRACT 1: A 10.3 ACRE TRACT OF LAND, LOCALLY KNOWN AS THE REAR OF 4703-4709 SUNSET TRAIL, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; AND (B) TRACT 2: A 51.5 ACRE TRACT OF LAND, LOCALLY KNOWN AS 4601-4651 SUNSET TRAIL AND 4401-4641 FREDERICKSBURG ROAD AND 2501-2545 WEST BEN WHITE BOULEVARD, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA 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 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
Present but not voting: 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
Present but not voting: 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
Present but not voting: Councilman White

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

- (1) A 4.44 ACRE TRACT OF LAND OUT OF THE THOMAS ELDRIDGE SURVEY, LOCALLY KNOWN AS 6318-6428 NORTH-EAST DRIVE, 6400-6412 MANOR ROAD AND 6228-6316 SPRINGDALE ROAD, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;
 - (2) A 225 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 7300 NORTH INTERREGIONAL HIGHWAY, FROM "C-1" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT;
 - (3) A 1.57 ACRE TRACT OF LAND BEING A PORTION OF BLOCKS 72 and 73 OF FAIRVIEW PARK, LOCALLY KNOWN AS REAR OF 120-146 ACADEMY DRIVE AND THE REAR OF 1101-1119 THE CIRCLE, FROM "B" RESIDENCE DISTRICT TO "C-1" COMMERCIAL DISTRICT;
 - (4) LOTS 75, 76 AND 77 OF ISHERWOOD HEIGHTS ADDITION AND LOT 1 OF THE TRAVIS ADDITION, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT;
 - (5) THE WEST 35 FEET OF THE SOUTH 87.7 FEET OF LOT 1, OUTLOT 138, ORIGINAL CITY OF AUSTIN, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT;
 - (6) LOTS 1 AND 2, BLOCK 11 OF THE FRUTH ADDITION, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;
 - (7) LOTS 10, 11, 12 AND 13, BLOCK A OF THE RIDGETOP ADDITION, FROM "BB" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT;
 - (8) AN 8.1 ACRE TRACT OF LAND OUT OF THE S.Q. WHATLEY SURVEY, LOCALLY KNOWN AS 5600-5632 SPRINGDALE ROAD AND 3401-3533 ROGGE LANE, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT;
 - (9) A 0.77 ACRE TRACT OF LAND OUT OF THE FORTVIEW ADDITION, LOCALLY KNOWN AS 425-513 BEN WHITE BOULEVARD AND 416-508 CLARKE STREET, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT AND "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;
 - (10) LOTS 7 AND 8, BLOCK 17 GLEN RIDGE ADDITION, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE 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 LaRue, carried by the following vote:

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:
TWO TRACTS OF LAND SITUATED IN BLOCK NO. 2, FREDERICKSBURG ROAD ACRES, LOCALLY KNOWN AS REAR OF 2111-2113 SOUTH LAMAR BOULEVARD AND 1401-1421 OL-TORT STREET, 2100-2104 THORNTON ROAD AND REAR OF 2104-2110 THORNTON ROAD, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;
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 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, White, Mayor Palmer
Noes: None

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, White, Mayor Palmer
Noes: None

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: Councilman LaRue, Long, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Long presented a report on a dangerous street intersection at 45th and Red River, stating something was going to have to be done, and suggesting the City Manager to have a traffic count for four-way stop signs or signal lights. There is an accident nearly every week. Councilman Long moved to instruct the City Manager to have a traffic count made and bring in his recommendation. The motion, seconded by Councilman White, carried by the following vote:

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

Councilman LaRue read a request from five bait dealers of Austin, that the Council amend the ordinance prohibiting wading in Town Lake and the Colorado River to Montopolis Bridge to permit the bait dealers to enter said area to trap and/or dip bait by means of boat or by wading, and suggesting the use of permits for bait dealers, since 80% of all bait caught in Travis County was taken from this area. The Mayor asked that this be filed with the City Clerk and discussed when the amendment to the ordinance is considered.

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on August 20, 1964, W. T. Williams, Jr., City Manager, did file with the City Clerk the proposed budget for the operation of the City of Austin for the fiscal year 1964-1965; and,

WHEREAS, on August 20, 1964, said budget was submitted to the City Council by the City Manager; Now, Therefore,

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

That the public hearing on said budget will be held in the City Council Chamber at the City Hall on September 17, 1964, at 10:00 A.M. and

BE IT FURTHER RESOLVED:

That the City Clerk shall, at least ten (10) intervening days before said hearing date, publish, or cause to be published, public notice advertising said public hearing.

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

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

Councilman Shanks thanked the City Manager for the information the Council received relative to the Budget, stating it was a very simplified, but yet very comprehensive data from which to work, and that he had done a nice job.

The City Manager reported that the City Clerk's records failed to reflect approval of the tentative tax rate discussed last week, and the Council probably assumed they had approved the tentative tax rate. Councilman Long moved that the Minutes of August 13th be corrected to show that the tentative tax rate of \$1.15

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

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

Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 640730-F,
APPOINTING ELECTION JUDGES; AND DECLARING AN
EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

The City Manager stated the Council had just reaffirmed the fixing of the tax rate of \$1.15 which was the same as had been throughout the years. He read a letter from the Austin Independent School District stating they too maintained the same tentative tax rate which they had last year of \$1.21--\$.82 maintenance, and \$.39 for debt service.

The City Manager received a letter from a citizen of the Cedar Park Area requesting the extension of water lines out to Cedar Park to provide service to a number of property owners out there. This area is in the Travis-Williamson County Water Control District No. 1, which the City acquired. An investigation of this will be made. He said it looked as though it would require about a two mile extension of line, and probably there would not be enough customers to support the line, however, he would check into this.

Councilman Long moved that MRS. R. SANDERS be heard for 10 minutes. The motion seconded by Councilman LaRue. Roll call showed a unanimous vote.

MRS. SANDERS spoke on vandalism, referring particularly to the incident occurring in Round Rock, but generally to widespread vandalism. She said the investigator of the Round Rock vandalism had asked the question "WHY" and she wanted to answer, stating from bad influences from so many of certain books, manuscripts, movies, radio and television and mass communication are contributing factors. She particularly referred to a movie now being shown, pointing out the horrors, the immorality, and greed. This vandalism happened while this movie was being shown, and she could see how this movie might be influential to young people and have some bearing on this vandalism. She asked if there were any way to prevent pictures like this one from being shown, suggesting that since there are laws controlling impure and unwholesome foods, why could there not be laws against impure and unwholesome movies, to keep from poisoning people's thoughts. The Mayor thanked Mrs. Sanders for coming before the Council this morning.

The Council discussed the amendment to the ordinance prohibiting wading and swimming in Town Lake. Discussed were liability in case of a minor or persons incapacitated mentally; permits, and whether or not the permit would be restricted to seining; and liability of land owner. Councilman Long endeavored to get the amendment passed. Councilman White likewise favored the amendment. Mayor Palmer made a statement that since the bottom in Town Lake is irregular and would continue to be changed and altered with the dredging operations; and at this time, there are no police patrol boats on Town Lake, and enforcement of this ordinance would be difficult; and until such time as other changes could be made, he would not vote for this ordinance. Councilman Long was under the impression that the area was not in Town Lake but below Longhorn Dam. The Mayor stated the seining could be east of Montopolis Bridge, and he suggested, realizing the danger just below the dam, that the area be set from Montopolis Bridge on down. Councilman Long stated people could seine there now. Councilman Long stated the area she was speaking about excluded Town Lake and the area was below the Longhorn Dam. Councilman Shanks said the Council would have to consider the boundaries where the City's liability was. Councilman Shanks said the Council had discussed that it would make some deviations for the use of the lake, but before they were made, there should be a study on everything to be covered, and try to get it in a comprehensive study all at one time. Councilman Long was ready to vote on the amendment, making it permissible to seine below Longhorn Dam. Councilman LaRue stated he had no conception of the area below the dam and he certainly wanted to study that, because that area is more treacherous than the lake itself. Councilman Long stated she wanted to make a motion to let those people seine in the river below the dam and exclude Town Lake. Councilman LaRue said he surely did want to study this. Councilman Long stated this could be held over then until next week.

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

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

The Council adjourned at 1:35 P.M. subject to the call of the Mayor.

APPROVED

L. E. Palmer
Mayor

ATTEST:

Elsie Hooley
City Clerk