

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 21, 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 P. L. WOODS, Wesley Chapel Methodist Church.

Councilman White moved that the Minutes of the Meeting of May 7, 1964, be approved. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mayor Palmer brought up the following ordinance for its third reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: LOT 4 AND SOUTH 9.876 FEET OF LOT 3, BLOCK 22, SWISHER ADDITION, FROM "C-1" COMMERCIAL DISTRICT TO "C-2" 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 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, Shanks, Mayor Palmer
Noes: Councilmen Long, White

The Mayor announced that the ordinance had been finally passed.

The Council postponed consideration of the Private Detective Ordinance until the following week.

The City Manager submitted the following:

"May 21, 1964

"To the City Council
City of Austin, Texas

"Re: Completion and Acceptance of Work
Improving Portions of Certain Streets
in the City of Austin Being Assessment
Paving Contract Number 63-A-19

"The work of improving portions of the following named streets in the City of Austin, being Assessment Paving Contract Number 63-A-19, dated January 9, 1964, between the City of Austin and Giesen and Latson Construction Co., has been performed and completed by Giesen and Latson Construction Co. in full compliance with the contract and the plans and specifications therein contained:

<u>Street</u>	<u>From</u>	<u>To</u>
Blackson Avenue	EPL Duval Street	WPL Interregional Hwy.
Bowling Green Drive	A point 120' south of SPL Ohlen Road	SPL Polaris Avenue
Cedar Street	NGL West 34th Street	SPL West 38th Street
Clarkson Avenue	Randolph Road	East 34th Street
Colfax Avenue	EPL Burnet Road	A point 201' east of EPL Hathaway Drive
Denson Drive	EGL Lamar Boulevard	A point 159' east of EPL Burns Street
Duval Street	NGL East St. Johns Avenue	NPL Blackson Avenue
Avenue F	NPL East 46th Street	SPL East 47th Street
Harmon Avenue	NPL East 49½ Street	SPL East 51st Street
Hathaway Drive	A point 116' south of SPL Shamrock Avenue	SPL Polaris Avenue
Helms Street	NCL East 31st Street	SPL East 34th Street
Martin Avenue	NPL East 53rd Street	NPL East 54th Street
Mullen Drive	A point 101' south of SPL Anderson Lane	SGL Anderson Lane
Oertli Lane	EPL Georgian Drive	A point 1078' east of EPL Georgian Drive
Randolph Road	NPL Manor Road	Clarkson Avenue
Shamrock Avenue	EPL Burnet Road	WPL Hathaway Drive
East 33rd Street	EPL Speedway	WPL Helms Street
East 34th Street	EPL Kern Ramble	Clarkson Avenue
East 46th Street	EPL Speedway	WPL Avenue H
West 46th Street	WPL Avenue D	WPL Speedway
East 47th Street	WPL Rowena Avenue	WPL Avenue G
East 48th Street	EPL Airport Boulevard	WPL Harmon Avenue
East 56th Street	EPL Avenue F	A point 92' east of EPL Duval Street

"I have inspected, approved, and accepted the work and improvements referred to,

and I now recommend that the same be accepted and received by the City Council as having been performed and completed in compliance with the contract, plans, and specifications referred to above.

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

Mayor Palmer introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING BLACKSON AVENUE AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY GIESEN & LATSON CONSTRUCTION COMPANY, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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: A. TRACT 1: LOTS 18 AND 19, MANOR HILLS, SECTION 11, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; AND B. TRACT 2: LOTS 1-17 MANOR HILLS, SECTION 11, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE 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 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.

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 City Council of the City of Austin hereby approves the erection of a boat dock on the property owned by Mr. M. B. Schuelke as described in the Travis County Deed Records and known as 1748 Channel Road on the shore of Lake Austin, and hereby authorizes the said M. B. Schuelke to construct, maintain, and operate this boat dock subject to same being constructed in compliance with all the Ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Official is hereby authorized to issue an occupancy permit for the erection of this boat dock after full compliance with all the provisions of this resolution. Said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and Ordinances of the City of Austin, Texas, in the enforcement of the proper police, fire and health regulations and the right of revocation is retained if, after hearing, it is found by the City Council that the said M. B. Schuelke has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendation attached)

"I, the undersigned, have reviewed the plans and have considered the application of Mr. M. B. Schuelke, owner of the property abutting on that part of Lake Austin lying approximately two (2) miles upstream from the westerly extension of the south line of Windsor Road, as recorded in the Travis County Deed Records, for permission to construct and maintain a boat dock projecting out into the lake approximately twenty-eight (28) feet beyond the normal high water level. The

construction details meeting all requirements, I recommend that if Mr. M. B. Schuelke is granted his request by the City Council, that it be subject to the following conditions:

"(1) That nothing but creosoted piles, cedar piles, or concrete piles, substantially braced and bolted to withstand wind and water pressure, be used in the construction and that no structure shall extend more than one-third the distance from shore to shore at the point where structure is located, or be nearer than ten (10) feet to any side property line of the owner or applicant.

"(2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares, and merchandise, except marine supplies and tackle, and no living quarters of any character, shall be erected on any pier, dock, wharf, float, island, piling, or other structure extending into or above Lake Austin.

"(3) That every structure shall be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

"(4) That all structures extending out into the lake be constantly kept in a state of good repair and that the premises be kept reasonably clean at all times.

"Respectfully submitted,
s/ Dick T. Jordan
Building Official"

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)

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

THAT the City Council of the City of Austin hereby approves the erection of a boat dock on the property owned by Mr. Bert Bollinger as described in the Travis County Deed Records and known as 2215 Westlake Drive on the shore of Lake Austin, and hereby authorizes the said owner to construct, maintain and operate this boat dock subject to same being constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Official is hereby authorized to issue an occupancy permit for the erection of this boat dock after full compliance with all the provisions of this resolution. Said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, fire and health regulations and the right of revocation is retained if, after hearing, it is found by the City Council that the said Mr. Bert Bollinger has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"I, the undersigned, and the Navigation Board have reviewed the plans and have considered the application of Mr. Les Procter, attorney for Mr. Bert Bollinger, for the property abutting on that part of Lake Austin lying downstream from the westerly extension of the south line of Windsor Road, as recorded in the Travis County Deed Records, locally known as 2215 Westlake Drive, for permission to construct and maintain a boat dock projecting out into the lake approximately one hundred ninety four feet (194') beyond the normal high water level. The construction details meet all requirements; however, I concur with the attached recommendation of the Navigation Board that the application be denied. I also concur with the recommendation that a boat dock be erected and project one hundred twenty five feet (125') into Lake Austin and if Mr. Bollinger is granted his request or the recommendation of the Navigation Board by the City Council, I recommend that it be subject to the following conditions:

"(1) That nothing but creosoted piles, cedar piles or concrete piles, substantially braced and bolted to withstand wind and water pressure, be used in the construction and that no structure shall extend more than one-third the distance from shore to shore at the point where structure is located, or be nearer than ten feet (10') to any side property line of the owner or applicant.

"(2) That no business, such as a restaurant, dance hall, concession stand, or any other enterprise for the sale of goods, wares and merchandise, except marine supplies and tackle, and no living quarters of any character shall be erected on any pier, dock, wharf, float, island, piling, or other structure extending into or above Lake Austin.

"(3) That every structure shall be equipped with proper lights which show all around the horizon for night use and shall be equipped with flags or other warnings for daylight use.

"(4) That all structures extending into the lake be constantly kept in a state of good repair and that the premises be kept reasonably clean at all times.

"Respectfully submitted,
s/ Dick T. Jordan
Building Official"

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 an ordinance authorizing a refund contract with Northwest Development Company, Inc., for installation of sanitary sewer mains in Westover Hills, Section 1. The City Manager pointed out this contract differed from the normal refund contract in that it involved sewer only. This particular subdivision had a water refund contract with Travis Williamson County No. 1, and this request involves sewer only. The contract with the Water District has been purchased by the City. This contract for sewer would involve repayment of 80% of the cost of the sewer line installation payable out of 37½% of the water bills. Mayor Palmer introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 630328-G;
AUTHORIZING THE CITY MANAGER TO ENTER INTO A

CERTAIN CONTRACT WITH NORTHWEST DEVELOPMENT CO. INC.,
IN LIEU OF WALLACE L. MAYFIELD, 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 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 Shanks moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, 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 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 announced that zoning would be taken up at its advertised hour 11:00 A.M.; and in the afternoon meeting, the Council would go into Executive Session to consider appointments to various Boards. The Mayor said he hoped that appointments could be completed and by next Thursday the announcements could be made.

The City Manager submitted the following:

"May 20, 1964

"TO: Honorable Mayor and Members of the City Council

SUBJECT: Bids for two (2) Rear Loading Packer Type Refuse Trucks for the Sanitation Division.

"Bids were opened at 2:00 P.M. May 8, 1964, in the office of the Purchasing Agent for two (2) Rear Loading Packer Type Refuse Trucks with two (2) Refuse Trucks to be traded in on the new equipment. Invitations to bid were sent all known bidders and advertised in the American-Statesman on Sunday April 19 and 26. Bidders were given the opportunity to bid three ways, (1) Complete unit including trade ins, (2) body only including trade ins and (3) cab and chassis only. The City's estimated cost of these units including trade ins was \$15,700.00.

"The bids received are as follows:

<u>"BIDDER</u>	<u>NET DIFFERENCE</u>	<u>BRAND NAME</u>
Dulaney Service Company	#2 Base Bid - Complete Unit \$17,670.00	Ford-Leach
	#2A Alternate Bid-Body Only	
Davis Truck Parts, Inc.	8,020.00	Heil
Dulaney Service Company	8,480.00	Leach
City Tank Corp.	12,465.60	Load Master
	#2B Alternate Bid-Cab & Chassis only	
International Harvester Co.	6,908.00	International, Del.to Wisconsin (Dulaney)
International Harvester Co.	6,906.00	International, Del.to Virginia (City Tank)
International Harvester Co.	7,028.00	International, Del.to Dallas (Davis)
Capitol Chevrolet Inc.	8,951.70	Chevrolet, Del. to Wisconsin (Dulaney)
Capitol Chevrolet Inc.	9,014.20	Chevrolet, Del. to Virginia (City Tank)
Capitol Chevrolet Inc.	9,087.20	Chevrolet, Del. to Dallas (Davis)

Lowest Combination of Body & Cab & Chassis Bids

International Harvester Co.	7,028.00	International
Davis Truck Parts, Inc.	8,020.00	Heil
	<u>15,048.00</u>	
International Harvester Co.	6,908.00	International
Dulaney Service Co.	8,480.00	Leach
	<u>15,388.00</u>	
International Harvester Co.	6,906.00	International
City Tank Corp.	12,465.60	Load Master
	<u>19,371.60</u>	
Capitol Chevrolet Inc.	9,087.20	Chevrolet
Davis Truck Parts, Inc.	8,020.00	Heil
	<u>17,107.20</u>	
Capitol Chevrolet Inc.	8,951.70	Chevrolet
Dulaney Service Co.	8,480.00	Leach
	<u>17,431.70</u>	
Capitol Chevrolet Inc.	9,014.20	Chevrolet
City Tank Corp.	12,465.60	Load Master
	<u>21,479.80</u>	

"RECOMMENDATION: It is recommended the award be made to Davis Truck Parts, Inc. of Dallas for two (2) Heil Mark 11 Collectomatic Bodies in the amount of \$8,020.00 and to International Harvester Co. for two (2) 1964 International CO-1700 Series Cab and Chassis in the amount of \$7,028.00 as the lowest and best bid of various combinations.

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

In connection with awarding contracts for trucks for the Sanitation Department, Councilman Long asked since most of these companies were out of the City, why does the City advertise in the Austin American rather than in some trade magazine. The City Manager stated copies of the bids were sent to every known manufacturer of this equipment. Councilman Long inquired if it were necessary that this be advertised, or could it be published in something that would be more effective. The City Manager stated under State Law it is necessary to advertise in a local paper where no special media is provided. Councilman Long stated the reason she raised the question of advertising was because there were only one or two people who bid. Councilman LaRue said there were three different methods of bidding--cab only, chassis only, and cab and chassis, and this method gives the local people a chance to bid their unit and purchase the other.

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 8, 1964, for two (2) rear loading packer type refuse trucks for the Sanitation Division of the City of Austin; and,

WHEREAS, the bid of Davis Truck Parts, Inc. of Dallas, in the sum of \$8,020.00 and trade-ins, for two truck bodies, and the bid of International Harvester Co., in the sum of \$7,028.00 for two cab and chassis, making a total bid of \$15,048.00 for complete units, was the lowest and best combination for said refuse trucks; and,

WHEREAS, the acceptance of such bids has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of Davis Truck Parts, Inc. of Dallas, in the sum of \$8,020.00 and trade-ins, for two truck bodies, and the bid of International Harvester Co., in the sum of \$7,028.00 for two cab and chassis, making a total bid of \$15,048.00 for two complete units, be and the same are 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 Davis Truck Parts, Inc. of Dallas and International Harvester Co.

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

The City Manager submitted the following:

"May 20, 1964

"TO: Honorable Mayor and Members of the City Council

SUBJECT: Bids for six (6) Side Loading Packer Type Refuse Trucks for the Sanitation Division.

"Bids were opened at 2:00 P.M. May 8, 1964 in the office of the Purchasing Agent for six (6) Side Loading Packer Type Refuse Trucks with six (6) Refuse Trucks to be traded in on the new equipment. Invitations to bid were sent all known bidders

and advertised in the American-Statesman on Sunday April 19 and 26. Bidders were given the opportunity to bid three ways, (1) complete unit including trade-ins, (2) body only including trade-ins, and (3) cab and chassis only. The City's estimated cost of these units including trade ins was \$39,600.00.

"The bids received are as follows:

<u>BIDDER</u>	<u>NET DIFFERENCE</u>	<u>BRAND NAME</u>
	#1 Base Bid - Complete Unit	
International Harvester Co.	\$37,500.00	International-Seal Press
International Harvester Co.	37,950.00	International-Hobbs
International Harvester Co.	39,516.00	International-Pak-Mor
Pak-Mor Mfg. Co.	43,124.16	International-Pak-Mor
Pak-Mor Mfg. Co.	43,599.90	Chevrolet-Pak-Mor
	#1A Alternate Bid-Body Only	
Hobbs Trailer Co.	17,162.70	Hobbs
Pak-Mor Mfg. Co.	17,466.00	Pak-Mor
Commercial Body Corp.	19,740.00	Hydro-E-Z-Pak
Commercial Body Corp.	19,926.00	Hydro-E-Z-Pak
Texas Refuse Service	20,433.00	Cobey
Storm Vulcan Corp.	22,104.00	Stormpak
	#1B Alternate Bid - Cab & Chassis Only	
International Harvester Co.	21,000.00	International, Del. to Ohio (Texas Refuse)
International Harvester	21,420.00	International, Del. to Dallas (Storm Vulcan)
International Harvester	21,522.00	International, Del. to Austin (Commercial)
International Harvester	21,558.00	International, Del. to San Antonio (Pak-Mor)
International Harvester Co.	21,450.00	International, Del. to Cleburne (Hobbs)
Capitol Chevrolet	27,600.00	Chevrolet, Del. to Ohio (Texas Refuse)
Capitol Chevrolet	27,908.40	Chevrolet, Del. to Dallas (Storm Vulcan)
Capitol Chevrolet	27,906.90	Chevrolet, Del. to Austin (Commercial)
Capitol Chevrolet	27,996.90	Chevrolet, Del. to San Antonio (Pak-Mor)
Capitol Chevrolet	27,918.90	Chevrolet, Del. to Cleburne (Hobbs)
	Lowest Combination of Body & Cab & Chassis Bids	
International Harvester Co.	21,450.00	International
Hobbs Trailer Co.	17,162.70	Hobbs
	38,612.70	
International Harvester Co.	21,558.00	International
Pak-Mor Mfg. Co.	17,466.00	Pak-Mor
	39,024.00	
International Harvester	21,522.00	International
Commercial Body Corp.	19,740.00	Hydro-E-Z-Pak
	41,262.00	

"Capitol Chevrolet	\$27,913.90	Chevrolet
Hobbs Trailer Co.	17,162.70	Hobbs
	<u>45,081.60</u>	
Capitol Chevrolet	27,996.90	Chevrolet
Pak-Mor Mfg. Co.	17,466.00	Pak-Mor
	<u>45,462.90</u>	
Capitol Chevrolet	27,906.90	Chevrolet
Commercial Body Corp.	19,740.00	Hydro-E-Z-Pak
	<u>47,646.90</u>	

"RECOMMENDATION: It is recommended the award be made to International Harvester Company for six (6) 1964 International CO-1700 Series Cab and Chassis complete with Seal-Press "Mark-20" Side Loading Refuse Collection Bodies in the amount of \$37,500.00 as the lowest and best bid of the various combinations.

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

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 8, 1964, for six (6) side loading packer type refuse trucks for the Sanitation Division of the City; and,

WHEREAS, the base bid of International Harvester Company, in the sum of \$37,500.00 and trade-ins, was the lowest and best bid of the various combinations, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

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

That the base bid of International Harvester Company, in the sum of \$37,500.00 and trade-ins, 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 International Harvester Company.

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

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

Noes: None

In this connection, the Mayor stated this was a part of a plan of retiring certain older equipment. The Director of Public Works reported eight 1951 trucks, two 1952 trucks and two 1956 trucks were being traded in. He stated the trucks will be 1957 models or later.

Mayor Palmer announced that it was 10:30 A.M. and the hearing on the ordinance annexing PRESWYCK HILLS, SECTION 3; a portion of ROGGE LANE; and unplatted areas, was open. The City Attorney stated this was properly advertised, and was requested by the property owners in most instances. No one appeared to be heard. Mayor Palmer brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXA-
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF

22.583 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE S. Q. WHATLEY AND THE THOMAS ELDRIDGE SURVEYS 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. (Preswyck Hills, Section 3; a portion of Rogge Lane; and unplatted areas)

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, Shanks, White, Mayor Palmer
Noes: Councilman Long

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

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

Councilman Shanks moved that MRS. GEORGE FRANCISCO be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

MRS. GEORGE FRANCISCO commended the Council on its working out a traffic improvement on Duval Street by restricting parking during certain hours of the day. This has been in effect six weeks and it is working out just fine, and the traffic is moving smoothly. Councilman Long stated this was a suggestion she had made that this be done.

Councilman Long asked if the City Manager had a report on the House Moving double-fee charge if the house were cut in two pieces. The Building Official read from the Ordinance under "Moving Permits Required, Exceptions: 'No person, firm or corporation shall hereafter move any building or portion thereof from one site to another . . . until such person, firm or corporation shall have first secured a permit to do so from the Building Official.'" He said if the house is large and is cut in two parts, and is moved at two separate times, that would be "a portion thereof" and two permits would be necessary. The City Manager said most of these are separate moves at separate times. In case it is not moved, the various departments are called to verify these moves. The Building Official stated a man was sent out to make an inspection on each move, and it was his opinion that the \$15.00 charge was for relieving the house movers of the responsibility of notifying all of these people. He pointed out also structures were cut, and parts were moved to different locations, at different times, and required additional inspections. MR. B. T. MOORE, House Mover, stated the building is measured, and the house and the garage can all go under one permit, if it is going to the same place. When it is located there would be one inspection. The Mayor asked if he had any objection to the fee if portions of the structure were moved to different places. Mr. Moore stated he did not have any objection, as that would be two different fees. The Mayor asked if the ordinance could be worded where everyone would understand if there were two separate locations, that there would be two fees; but if the structures were all going to the same location that they be packaged together. The City Attorney asked if this would apply even

if the parts were moved weeks apart? The Mayor asked also that the locations be defined, so it would be clear if there were adjacent lots. Councilman Shanks stated if it were a different lot, it would be considered a separate location. Discussed was possibility of rerouting when the moves were made days apart. Councilman LaRue suggested a time limit's being placed on the moves, as six months later a second portion of the building might be sold, and it would be claimed there was already a permit for moving. He suggested ten days or two weeks. Moving of garages was discussed. The City Manager asked if there was a house that did not have to be cut; and if there was a garage more than 10'x14' did the Council want a separate charge made for the garage; if it is less than 10'x14' the charge would not apply. MR. C. E. GUSTAFSON stated there were three or four other questions they did not interpret the way in which the ordinance was finally written. In discussing the ordinance the matter of height was not included. Mr. Gustafson stated 90% of the buildings would come over the 18' height. Ninety percent of the buildings will now have to be cut. Nobody was hurt in the past, but now since it was brought out, they will have opposition from the telephone company. Mr. Gustafson discussed the various inspections, before and after the move, stating they were always glad to pay for any damage they caused. He objected to the red tape when they were unable to move on the specified time due to weather. For 15 years when this was the case, all they did was to notify the Fire and Police Departments; now many departments have to be notified. He could not see why one inspector could not do it all. Mr. Moore brought out the handicap of weekend moving; that if there is a fog and there is no way of moving, no permit can be obtained until Monday and the first moving time would be Tuesday night. He asked if clearance could be obtained for Sunday. Mr. Gustafson suggested having another meeting with everybody concerned and working something out. Councilman Long moved that the City Manager be instructed to have the City Attorney to bring in a correction to the House Mover's Ordinance as indicated by the Council. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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

R. H. GLISMANN & HARDY HOLLIERS	Tract 1 1610-1612 West 5th Street	From "B" Residence 2nd Height & Area
	Tract 2 1604-1606 West 5th Street	To "C" Commercial 2nd Height & Area
	Additional Area 1608 West 5th Street	RECOMMENDED by the Planning Commission

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

WALTER E. LONG

1011-1023 Lamar Boulevard
907-915 West 11th StreetFrom "C" Commercial
To "C-1" Commercial
RECOMMENDED by the
Planning Commission

Councilman Shanks moved that the change to "C-1" Commercial be granted. The motion, seconded by Councilman White, carried by the following vote:

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

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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NASH PHILLIPS

7012-7044 U.S. Highway
By Bryant-Curington, 290
Inc.From "GR" General Retail
6th Height & Area
To "C" Commercial 6th
Height & Area
RECOMMENDED by the
Planning Commission

Councilman Long stated this was recently changed to "GR" General Retail, and there is no "C" Commercial in the area. It would seem the contractor's storage yard would be out of line with the present development. The Planning Director explained this was a split vote in the Planning Commission, and the basic justification was this constituted a temporary use, in that there was a strip of land along the highway that would develop slowly in commercial use in the "GR" General Retail type; and as an interim provision they would rezone it and permit the contractor's yard to go in. Councilman Long stated it was the wrong place for such an operation. With the State in there and development of the school, this was no place for an industrial type of business. After discussion, Councilman Shanks moved that the Council grant the change of zoning to "C" Commercial 6th Height and Area as recommended. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial 6th Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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ALEXANDER S. HISBROOK 2517-2519 East 7th Street

From "D" Industrial 2nd
Height & Area
To "C-1" Commercial 2nd
Height & Area
RECOMMENDED by the
Planning Commission

Councilman White moved that the change to "C-1" Commercial 2nd Height and

Area be granted. 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 change had been granted to "C-1" Commercial 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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RUBEN A. GREINERT	7021-7039 U.S. Highway 290	From "A" Residence
By Truman R. Ray	Additional Area	To "GR" General Retail
	7041-7109 U. S. Highway 290	RECOMMENDED by the
		Planning Commission

Councilman White moved that the change to "GR" General Retail be granted. The motion, seconded by Councilman White, carried by the following vote:

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

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

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JAKE J. FRY	1426-1502 Ben White	From "GR" General Retail
	Boulevard	To "C-1" Commercial
		RECOMMENDED by the
		Planning Commission

Councilman Long inquired about the "GR" General Retail zoning on Fortview Road. The Planning Director stated the first instance occurred years ago. On the corner of Fortview and Ben White Boulevard, there were some existing uses at the time of annexation. Subsequently, there were requests of zoning changes. The three lots to the north were zoned in 1957. The "C-1" Commercial application came in the latter part of this year. Councilman Shanks moved that the change to "C-1" Commercial be granted. The motion, seconded by Councilman White, carried by the following vote:

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

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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E. N. MacPHERSON
By Richard Baker

1045-1117 Clayton Lane
1052-1110 Reinli

From "A" Residence 1st
Height and Area
To "C" Commercial 2nd
Height and Area
AMENDED to "B" Residence
2nd Height and Area
NOT Recommended by the
Planning Commission
RECOMMENDED "B" Resi-
dence 1st Height &
Area

Mr. Baker, representing the applicant, accepted the recommendation of the Planning Commission for change of zoning to "B" Residence 1st Height and Area. The Planning Director discussed the extension of Sheridan Lane through the area, but no firm agreement had been reached as of this time. Councilman White moved that the change to "B" Residence 1st Height and Area be granted as recommended. 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 change had been granted to "B" Residence 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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MRS. MAE MINETTE
BRYANT, By Jack
Cook

2813 Rio Grande Street
Additional Area
2801-2807, 2811 and
2813-2819 Rio Grande
Street

From "A" Residence
To "O" Office 1st
Height and Area
NOT Recommended by the
Planning Commission
RECOMMENDED "O" Office
2nd Height & Area

Mr. Cook accepted the recommendation of the Planning Commission. Councilman Long moved that the change to "O" Office 2nd Height and Area be granted. 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 change had been granted to "O" Office 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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MRS. SOPHIE STOCKTON
By Vida Lee Anderson

Tract 1
2101-2103 Redwood Avenue

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

Tract 2
Rear of 2101-2103 Redwood
Avenue

From "A" Residence
To "C-2" Commercial
RECOMMENDED by the
Planning Commission

Mrs. Anderson represented the applicant stating it was desired to lease this property to the Austin Moose Lodge. MR. L. L. SCHLUETER, Governor of the Lodge, said they wanted "C-2" Commercial for members of the Lodge and their guests. The front part will be for parking. Beer will be sold in the building and not on the outside. MR. FRANK RUNDELL said he was not concerned about the beer nor the lodge building, but Redwood Street up to Manor Road should be zoned all the way with the same zoning, and this would be a spot zoning. In fairness to all of the property owners, the zoning should be from 19th to Manor Road as it is no longer a residential area. He pointed out the street needed widening. Mr. Rundell feared if something happened to this proposal, anything could be located there-- a used car lot for instance. The Planning Director stated "O" Office might be the best zoning for the whole area, in connection with the golf course and its related uses. After discussion, Councilman Long moved that the Council follow the recommendation of the Planning Commission and grant the requested change to "O" Office for Tract 1 and to "C-2" Commercial for Tract 2. 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 change had been granted to "O" Office for Tract 1 and to "C-2" Commercial for Tract 2 and the City Attorney was instructed to draw the necessary ordinance to cover.

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S.L. and WILLA
DAVIS, by Robert
C. Sneed

2605-2617 East 12th Street
1197 3/4-1199 3/4 Cedar
Street

From "GR" General Retail
To "C-1" Commercial
NOT Recommended by the
Planning Commission

MR. SAM PERRY represented MR. ROBERT SNEED, Attorney for the applicant. Mr. Perry said field notes restricting the zoning only to the building had been filed. There was a tie vote in the Planning Commission. The Planning Director stated three members of the Commission felt this was not a well developed commercial area. The Mayor inquired about the Urban Renewal boundaries, and it was pointed out this property was outside, but was included in the G.N.R.P. The Planning Director stated Cedar Street was only 30' wide; and if it remained, widening would be necessary. The Council wanted to look at the area. Later in the afternoon meeting the Council considered this application again. Councilman Long moved that the Planning Commission's recommendation be sustained. The motion died for lack of a second. Councilman Shanks then moved that the requested change to "C-1" Commercial be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The Mayor announced that the 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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MRS. GENE HOWARD, ET AL, by Walter Wendlandt	3008-3014 South 1st Street 600-610 Oak Crest Avenue	From "A" Residence To "LR" Local Retail NOT Recommended by the Planning Commission
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MR. WALTER WENDLANDT represented the applicants stating this request was for a change of zoning to permit a Nursery similar to their operation on Koenig Lane. Off-street parking will be provided, and an addition to the tax rolls would be made. "C-1" Commercial zoning is directly across the street, and was granted on the theory it was in a well defined commercial area; and it would seem that across the street from the well defined commercial area "LR" Local Retail would be proper. No opposition appeared. Mr. Gene Howard appeared stating this development would be similar to the one on the north side, except smaller; it would be constructed with brick and would be attractive. The Council wanted to make an on-site inspection of the area. Later in the afternoon meeting, Councilman Shanks moved that the Council grant the zoning change to "LR" Local Retail. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen LaRue, Shanks, White, Mayor Palmer
Noes: None
Present but not voting: Councilman Long (disqualifying herself since she is a property owner in the vicinity)

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

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ROBERT C. AMMANN, JR. By Robert Sneed	912-1012 Peyton Gin Road	From Interim "A" Residence 1st Height and Area To "LR" Local Retail 1st Height and Area NOT Recommended by the Planning Commission
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Mr. Sam Perry represented Mr. Robert Sneed, Attorney for the applicants. Councilman Shanks moved that the "LR" Local Retail 1st Height and Area zoning be granted. The motion, seconded by Councilman White, carried by the following vote:

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

The Mayor announced that the change had been granted to "LR" Local Retail 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

GOPHER CONSTRUCTION
COMPANY, By Bryant-
Curington, Inc.

Rear of 1911-2015 River-
side Drive

From "A" Residence
To "B" Residence
NOT Recommended by the
Planning Commission

MR. THOMAS WATTS, Bryant-Curington Inc., Engineer, representing the applicants stated it was desired to put duplexes in as a graduation between the retail use and single family residential area. There is a high ridge perpendicular to Riverside Drive, and these lots are on that ridge. Apartments create traffic, and the owners would be happy to make the street 60' or wider to take care of the density. The street would be between the retail and apartments and perhaps duplexes across the street before the remaining single family residential lots are reached. The Director of Planning stated the subdivision should be redesigned, as people should not be placed in a position of purchasing single family homes on the south side with this property left undeveloped until after the houses are sold. The Mayor preferred the zoning prior to the time the people purchased their homes rather than zoning it after the homes were established. The Planning Director, in discussing rearrangement of the subdivision, stated some way should be worked out to separate the apartments from the single family residences. After discussion, Councilman LaRue moved that the change to "B" Residence be granted as requested. The motion, seconded by Councilman White, carried by the following vote:

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

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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MAYDELLE DAVIS
GROTE

5303 Westminster Drive
Additional Area
5301 Westminster Drive
5306-5310 Manor Road

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

Opposition was expressed by MR. RODNEY J. SHEPPARD, stating 20 people from this area opposed the change, as they wanted to keep the entire area a residential area. The Planning Director stated the area was deed restricted, and the applicant could operate her beauty shop in her home and employ one outside person, but she could not expand. After the Council made a personal inspection of the area, and later in the afternoon meeting, Councilman Long moved that the change be denied. 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 change had been DENIED.

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J. B. BRANTON
By J. D. Tannehill

2600 Rosewood Avenue

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

Councilman White moved that the change be granted. The motion died for lack of a second. Councilman Shanks moved that the Council sustain the recommendation of the Planning Commission and deny the change of zoning. The motion, seconded by Councilman Long, carried by the following vote:

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

The Mayor announced that the change had been DENIED.

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JOE GILBRETH

117 Lightsey Road

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

The Council deferred action until the applicant who was not present could be contacted to see if the recommended zoning would be agreeable.

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ROBERT H. BOWMAN

2201-2203 Hancock Drive
5006-5012 Lynnwood Street

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

The Council deferred action until the applicant who was not present could be contacted to see if the recommended zoning would be agreeable.

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The Council recessed until 2:30 P.M.

RECESSED MEETING

2:30 P.M.

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

Councilman Long stated after the drowning of the two children in the Lake, she had received some letters and telephone calls about what the City was going to do to prevent this type of thing from happening again. She said she discussed this with the City Manager's Office, and there was a meeting with the Recreation

Director, Chief of Police, the Fire Chief, Public Works Director, and Assistant City Manager, who discussed what would be the best thing to do including a discussion on whether or not swimming should be prohibited. The best thing to do was to put up signs up and down in areas reading, "Danger, Deep Holes, Not Safe for Wading and Swimming". The Recreation Director was to obtain information on water safety from the Red Cross, Fish and Game Commission and State Health Department together with specific information about Town Lake for all local news media throughout the swimming season. Also the Parks and Recreation Director will design a large billboard which would be placed on high ground on the East Sand Beach Reserve setting out the rules for water safety, etc. Councilman Long stated she hoped this would prevent people from going in and taking chances in the lake and would prevent more disasters, and she made a motion that this report from the City Manager's Office be accepted and put into effect as soon as possible. The matter was discussed in quite detail. The Assistant City Manager stated it had been anticipated spacing the danger signs 300 yards apart in the critical areas. As to location of signs, the City Manager stated this was a river, and it was dangerous everywhere, for anyone who could not swim. The Assistant City Manager stated swimming was prohibited from Barton Creek to Shoal Creek now, and there were restrictions on swimming from Tom Miller Dam downstream 1000'. He stated three members of the Council had mentioned to him complaints they had received from citizens about the need for signs or some safety measures to be taken. Councilman Shanks inquired about the liability of the City in cases of drownings where there were no signs at the specific location of such drowning. Councilman Long recommended that the signs be put up warning people there are dangers up and down the river. The City Attorney discussed the liability from the City's standpoint. Councilman LaRue suggested that the City Manager study this and bring in a recommendation as to putting signs up or prohibiting swimming. Discussion was held on prohibiting swimming in the lake, except for special events where Council permission is given and assurance could be made that adequate safety measures were taken. Councilman Shanks stated fishing was not allowed from the bridges, and he did not believe anyone would be deprived of anything by prohibiting swimming in the river, as there are ample neighborhood swimming pools. He suggested that perhaps a swimming pool might be developed on the sand beach; but for the public's interest now, swimming and wading in the river should be prohibited. Councilman Long restated her motion that signs be placed up and down the river, "DANGER - Deep Holes - Not Safe for Wading or Swimming". Councilman White seconded the motion, suggesting that they be placed from the Interregional Bridge up to Deep Eddy where they have dug the lake. The Mayor stated there may be deep holes where there had been no digging. After discussion, Councilman Long moved that the City Manager be requested to request the City Attorney to have an ordinance brought in stating there will be no swimming in Town Lake, except in supervised activities, and that signs be put up so stating. The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Long stated she did not much want to do away with swimming until something else had been tried. The City Attorney stated some day there may be a swimming area on the lake somewhere. Mayor Palmer said it was the thinking of the Town Lake Committee that there be no swimming there.

The City Manager announced that plans and specifications were ready for taking bids on the sludge handling facilities for Water Plant No. 2, and these

plans were on the table in the Mayor's Office. This is a plan for drying the sludge so that it can be hauled away. Councilman Long inquired what had been done with the sludge in the past. The City Manager stated it had been going into the lake; and it forms a pyramid, and it has to be cleared out and hauled away. Councilman Long inquired if it could not all be hauled away in the trucks, and asked for figures that would show how long it would take for the hauling to add up to this amount of money for this equipment. The City Manager stated MR. AL ULLRICH, Superintendent of Sewage Treatment Plant, had done research for years trying to find some commercial value that this sludge might have and develop a sale for it. Councilman Long inquired as to the location of where this was hauled and if it could be used for fill. The City Manager stated it was put in a tank on a tract of property, and it was not satisfactory as fill. He said there was no place close by where it could be dumped. He listed various ideas that had been explored to develop a commercial market, but at this time the market had not been located. Burning the sludge and reactivating it was more expensive than purchasing the fresh lime. Councilman Long asked that Mr. Ullrich bring in some figures on how much this would save over the years, and how much it would cost. The City Manager said plans were prepared at the direction of the former Council. No action was taken by the Council at this time.

The City Manager reviewed a discussion with the Council regarding a contract with the State Highway Department for acquisition of right of way for widening Bastrop Highway from the Bergstrom Interchange easterly to Onion Creek. The Highway Department has a contract with the Council for right of way beyond the city limits, and it has sent the City a contract for acquisition of the right of way within the city limits. He recalled the discussion with Mr. Bluestein of the Highway Department regarding the possibility of providing the pedestrian grade separation at the entrance of Bergstrom Field going over the roadway. The State agreed to pay one-half the cost provided some other agency paid the remaining part. It was understood if the City received funds from the sale of the portion of Bergstrom Field land, that would be needed for widening, that the City could use those funds for the local share for building the grade separation. He said the Council had authorized him to enter into this contract with the State, but he had held up on it waiting to see if the City would receive the funds from the sale of the Bergstrom Field property. He did not believe there was any question as the City purchased the land. He said Bergstrom Field was checking this out, and they still did not have an answer regarding the City's being entitled to receive the money. The Highway Department is ready to proceed with the right-of-way within the city limits, and the City Manager said he would go on and execute the contract; and as they proceed, this other question will be resolved. Councilman LaRue moved that the City Manager be authorized to enter into a contract with the Highway Department for the right-of-way as discussed. The motion, seconded by Councilman Shanks, carried by the following vote:

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

The City Manager reviewed a bait-fish contract on which Mr. Ullrich had been working. Mr. Ullrich received bids from people proposing to purchase fish, the bids being from \$10.00 to \$30.00 a thousand. One of the conditions of the contract is any fish trapped larger than 8" would be placed in a different pool. Councilman Long moved that the City Manager be authorized to enter into a contract with the highest bidder on the fish. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The City Manager explained a lease the City had for a street sweeper and front end loader at the Airport, stating the City agreed to maintain the equipment and furnish the gas while using it. The four year contract covers five pieces of equipment, and there might be a possibility of a fire truck when one is available. The equipment belongs to the Federal Government which lets the City use it at the Airport. Councilman Shanks moved that the City Manager be authorized to enter into this contract with the United States of America for the use of certain equipment. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The City Manager said last week the Council had before it a request for change of the Master Plan in the area between Interstate Highway 35 and Nuckol's Crossing Road and south of Ben White Boulevard from Industrial to Residential. He stated the Council was concerned whether or not the property could adequately be served by sanitary sewer. He reported the north part of the tract could be served by the sanitary sewer from the Country Club line extended up to serve the I.R.S. The south half of the tract cannot be served directly without considerable expense. It is possible that the tract could be served by a little line down the draw into the creek area where it converges with Onion Creek. He described this method, stating this would be a very expensive method of serving the area because of the long lines involved. He described another possibility involving a lift station into Williamson Creek, which also would be a far more than normal expense. Councilman Long stated that situation would be true either by residential or industrial development. The City Manager stated the residential development would be more intensive. In large tracts in certain industrial development, the volume of waste generated in a factory would be such that it would be a simple matter to put in a sump pump and lift. The Director of Water Utilities said unless the sewer mains went all the way to Williamson Creek, the construction would be only a temporary situation. Councilman LaRue pointed out Mr. Barrow had indicated if this area were changed to residential, the additional area also should be changed. Councilman LaRue suggested in light of the circumstances existing, perhaps this should not be pursued at this time. Mayor Palmer said if anything should be done, it should be on a larger area than the 67 acres which would have only about 220 houses. After discussion, Councilman Long moved that this be referred to the Planning Commission for an area study for a much larger area. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The City Manager said he wanted to remind the Council that some conclusion should be reached regarding the employment of an Architect for the Hospital, as to how the Architect would be selected, and when. He listed suggested items for consideration: (1) Should the architect be selected before or after the bond election; (2) Should the Architect do a site plan, or should he take over what the Planning Department has started; or (3) Does the Council want the Architect to design the buildings only. The Mayor stated the Council would discuss this.

The City Manager read a letter regarding the resignation of MR. FOREST PEARSON from the Building Code Study Committee, Mr. Pearson filled the classification of Real Estate and Insurance. The Building Official had suggested another person qualified under this classification. The Council deferred action until the following week.

Regarding the Building Board of Appeals, the City Manager stated it was suggested by the Building Official that some of the people who were serving now on the Building Code Committee would be the best to be appointed the first year on this Appeals Board.

The City Manager pointed out the Building Standards Committee provided for seven members, and there are only six members now. He said this was another appointment the Council needed to consider.

The City Manager stated two architects were needed--one for a small maintenance and meter repair shop for the Traffic and Transportation on Jesse Street; and one for a small building including a small assembly hall for the Fire Marshal. This building is to be located north of the sand beach reserve where toilet facilities could be installed that could be used by the public. There would be continuous surveillance and control by a city employee to hold down vandalism. Councilman Long stated she would like to have the Town Lake Committee's recommendation. The City Manager stated it had recommended this structure on the south end of the lot just east of the Fish Hatchery, north of the Sand Beach Reserve. He pointed out there were no bond funds for either of these buildings; and after they are designed, they would have to be worked into the budget in some way, or be included in the bond issue. He preferred trying to work it out in the budget. Councilman Long stated this building on the Sand Beach Reserve should be constructed this year. The City Manager submitted a list of architects who had not done any work for the City.

By drawings, the following architects were selected:

For the Traffic and Transportation Building - MR. FRED W. DAY

For the Building north of the Sand Beach Reserve - O'CONNELL &
PROBST

The City Manager brought up for discussion the "open space" program. The City Attorney stated the most beneficial thing that could be done would be for the Council to determine whether or not to take advantage of the opportunity and if it does, when a request for purchase of a piece of property that would qualify is brought in, the policy would already have been established. The City would be committing itself to use these properties as open spaces unless other open spaces were substituted. The Planning Director outlined the program in that Federal participation would not exceed 20% of the total cost; the Administrator would enter into a contract that the land to be used for permanent open space would be in compliance with a comprehensive plan, and that the maximum open space program would be reserved with a minimum cost, and no open space would be converted to other uses except where there is a replacement of equal facilities; that the open space shall be for park and recreation, conservation, and for historic and scenic purposes; the area shall include ten acres at least; and the open space shall not be restricted to any one on the basis of race, creed, color, etc. The

City Manager mentioned a 250-350 acre tract in the far northern area. The Director of Planning stated the commitment was a comprehensive plan, which the City has. The other condition is, should open space be converted, it would be necessary to get a release from the Administrator of the H. H. & F. A., and equal property would be substituted. The City Manager stated property for a District Park around Peyton Gin Road had been considered, but land prices were so high that the Parks and Recreation Board suggested rather than putting a district park in that area, that several times as much land be purchased, and a general park be developed. There was an option on this other location.

Councilman LaRue moved that the City Manager be instructed to prepare and submit an application to Housing and Home Finance Agency for Federal assistance in open space acquisition. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Not in Council Room when roll was called: Councilman Shanks

Councilman Long moved that the Council reappoint the members whose terms are expiring on the Parks and Recreation Board, for a two year period extending to April 1, 1966, as follows:

DR. D. K. BRACE

MRS. C. E. BROWNING

MRS. FAGAN DICKSON

MRS. FRANK ROBINSON

MR. GIL KUYKENDALL

MR. SAM A. PARKER, JR.

MR. JOE CARRINGTON, SR.

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

Ayes: Councilmen LaRue, Long, White, Mayor Palmer

Noes: None

Not in Council Room when roll was called: Councilman Shanks

MAYOR PALMER stated the Council would like to complete the Building Code Appeals Board; appoint the additional member to the Building Standards Commission; and appoint the Human Relations Commission in Executive Session next Thursday afternoon. Announcements would be made at that time.

There being no further business Councilman LaRue 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 6:30 P.M. subject to the call of the Mayor.

ATTEST:

Oliver Morley
City Clerk

APPROVED

Robert E. Palmer
Mayor