

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 30, 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; Burch Biggerstaff, Major, Police Department

Invocation was delivered by FATHER ELMER V. RUPP, San Francisco Catholic Church.

The Mayor announced it was 10:00 A.M. and bids would be received on Construction Contracts for Holly Street Unit No. 3: Site Improvement, Contract 120; Power Piping, Contract 121; Power Wiring, Contract 122. Bids were received from the following seven companies:

AUSTIN BUILDING COMPANY
E. E. FARROW COMPANY
GABLE ELECTRIC SERVICE INC.
J. M. ODOM CONST. CO.
PORTER PLUMBING & HEATING COMPANY
POWER SERVICE CORP.
H. B. ZACHRY COMPANY

The Council referred the bids to the Consulting Engineers, Brown & Root, Inc. for evaluation. Later in the afternoon meeting the Council had before it the awarding of the Construction Contracts for Holly Street Unit No. 3 for further consideration. Following is a tabulation of bids:

HOLLY STREET UNIT NO. 3

CONSTRUCTION CONTRACTS 120, 121 & 122

BIDDER	BID BOND	CONTRACT 120		CONTRACT 121		CONT. 122 BID UNIT 3 POWER WIR- ING	BID UNIT 4				CAL. DAYS TO START			
		BID UNIT 1		BID UNIT 2			COMBINED BID UNITS							
		SITE & IMPROVEMENT		POWER PIPING										
		A	B	A	B		A	B	C	D				
		COMPLETE	LESS	COMPLETE	LESS									
		RAILROAD		BOILER										
ERECTION														
AUSTIN BUILDING COMPANY	\$200,000	\$1,690,000	No Bid	No Bid	No Bid	No Bid	No Bid	\$4,206,000	No Bid	No Bid	No Bid	No Bid	15	
E.E.FARROW COMPANY	\$200,000	-	-	-	-	-	-	\$3,999,980	\$3,999,980	\$3,474,980	\$3,474,980	\$3,474,980	30	
GABLE ELECTRIC SERVICE INC.	\$200,000	No Bid	No Bid	No Bid	No Bid	\$453,500	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	10	
J.M. ODOM CONST. CO.	\$200,000	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	\$3,718,000	\$3,718,000	\$3,170,000	\$3,170,000	\$3,170,000	20	
PORTER PLUMBING & HEATING COMPANY	\$200,000	No Bid	No Bid	\$1,643,111	\$1,192,309	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	10	
POWER SERVICE CORP.	\$200,000	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	\$4,091,000	\$4,098,000	\$3,280,000	\$3,287,000	\$3,287,000	15	
H.B.ZACHRY COMPANY	\$200,000	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid	\$3,971,332	\$3,996,332	\$3,571,332	\$3,596,332	\$3,596,332	30	

*Boiler Steel erection omitted

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The City Manager explained that bids on the boiler were taken previously, for a boiler completely erected, and a take-out price on the furnishing of a boiler for someone else to erect. Mr. Odom's bid as compared to A. M. LOCKETT COMPANY'S bid on the boiler, would save the City \$18,589.00. The City Manager submitted the Consulting Engineers' Recommendations in which he and the Director of Electric Utility had concurred, as follows:

"July 30, 1964

"Mr. W. T. Williams, Jr.
City Manager
City of Austin
P. O. Box 1160
Austin, Texas 78764

"Re: Steam-Generator Contract No. 102
City of Austin, Holly Street Power
Station, Unit No. 3
Our Job E-192

"Dear Mr. Williams:

"In reference to the award of the General Contract, Contracts No. 120, 121 and 122, the recommendation by Brown & Root, Inc., was to include labor and materials for boiler insulation, refractory and lagging and labor for boiler erection in the scope of the General Contractor's work under Contract No. 121.

"On this basis, it is recommended that the option held by the City of Austin with the boiler vendor (A.M. Lockett & Co., Ltd.) for omitting these items from the contract and a change order be issued to the A. M. Lockett & Co., Ltd., showing the following deductions:

Contract No. 102, Item VIII	\$ 133,650
Contract No. 102, Item X	433,339
Total Deduction	\$ 566,989

"Very truly yours
BROWN & ROOT, INC.
BY: s/ O. E. Lundelius
O. E. Lundelius
Chief Electrical Engineer

"APPROVED:
s/ D. C. Kinney
D. C. Kinney, Director
Electric Utility"

Councilman Long moved that the Council accept the recommendation of the Consulting Engineers and City Manager and authorize the change order on the A. M. LOCKETT Contract No. 102. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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The City Manager submitted the following:

"July 30, 1964

"Mr. W. T. Williams, Jr.
City Manager
City of Austin
P. O. Box 1160
Austin, Texas 78764

"Dear Mr. Williams:

"Bids for construction of Unit No. 3, Holly Street Power Station were opened at 10:00 A.M., July 30, 1964, at the regular Council Meeting. Included were the following contracts:

Contract No. 120 - Site Improvement & Structure
Contract No. 121 - Power Piping
Contract No. 122 - Power Wiring

"Attached is a bid tabulation showing unit prices for the individual contracts and for a combined contract to include Contracts No. 120, 121 and 122 as provided for in the specifications.

"Quotations were also received for deductions to Contract No. 120 for omission of the proposed railroad spur and Contract No. 121 with respect to a boiler erection deduction or to the combined Contracts No. 120, 121, and 122 with respect to above deductions. These were procured only to permit an evaluation of a railroad spur and to compare the construction bid for boiler erection with that of the steam-generator vendor (The A. M. Lockett & Co., Ltd.).

"With respect to evaluating the omission of the railroad spur, the low bidder quoted identical price of \$3,718,000.00 with or without the railroad. Your attention is invited to the specifications, wherein certain railroad materials and accessories would be furnished by the City of Austin over and above that to be furnished by the General Contractor. The cost of that material to be supplied by the City of Austin is \$8,000.00, which was added to Bid Item 4-A for evaluation purposes. After due consideration for the advantages of the railroad spur, we cannot justify the additional expenditure by the City of Austin for the railroad spur.

"Referring to the boiler erection deduction, the low bid reflected a saving of \$18,589.00 to the City of Austin in awarding the contract for boiler erection to the low bidder in lieu of permitting the steam-generator vendor to erect the boiler.

"The low combination bid considering three separate contracts is as follows (as stipulated in the specifications, the City of Austin's administrative expense of \$100,000.00 will be evaluated with this combination):

Bid Unit 1-A (Includes Railroad)	\$1,690,000
Bid Unit 2-A (Includes Boiler Erection)	1,643,111
Bid Unit 3	453,500
Administrative Expense	100,000
Total Split Contract	<u>\$3,886,611</u>

"On the above basis the attached tabulation sheet, lowest and best bid and

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satisfactory starting date, it is recommended that Contracts No. 120, 121 and 122 be awarded to the J. M. Odom Construction Company for Bid Unit 4-B for the lump sum of \$3,718,000.

"Very truly yours,
BROWN & ROOT, INC.
By s/ O. E. Lundelius
O. E. Lundelius
Chief Electrical Engineer

"APPROVED:

s/ D. C. Kinney
D. C. Kinney, Director
Electric Utility"

Councilman Long moved that the Council accept the recommendation of the Consulting Engineers, and the City Manager and award the Construction Contract to J. M. Odom Construction Company under Item (4b). The motion, seconded by Councilman Shanks, carried by the following vote:

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

Councilman Long expressed pleasure in a local company's being the lowest bidder. MR. CHARLES MORTON, J. M. ODOM CONSTRUCTION COMPANY, announced plans for using several Austin firms; MR. W. K. JENNINGS and a combination of MR. E. E. FARROW and MR. J. PORTER. Local people would be heavily represented. MAYOR PALMER said the Council was happy to make this award. MR. LUNDELIUS, Chief Electrical Engineer, was well pleased with the bids received.

Councilman White moved that the Minutes of the Meeting of July 16, 1964, be approved. The motion, seconded by Councilman Shanks, carried by the following vote:

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

The Mayor announced it was 10:30 A.M. and the hearing was opened on the ordinance annexing RIVERBEND at UNIVERSITY HILLS, SECTIONS 3-A, 3-B and 3-C and unplatted land. No one appeared to be heard. Councilman Long moved that the hearing be closed. The motion, seconded by Councilman White, carried by the following vote:

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

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
31.99 ACRES OF LAND OUT OF THE J. A. G. BROOKE SURVEY,

IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Riverbend at University Hills, Sections 3-A, 3-B and 3-c and unplatted land)

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

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

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

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

Mayor Palmer introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 0.48 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NO. 57 IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.
(Unplatted land)

Councilman LaRue moved that the ordinance be published in accordance with Article 1, Section 6 of the Charter of the City of Austin and set for public hearing at 10:30 A.M., August 13, 1964. The motion, seconded by Councilman Long, carried by the following vote:

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

Councilman Long moved that MRS. ROBERT L. WATERS be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

MRS. WATERS stated it would be nice to live on a street that they did not have to spell out each time they gave their address. Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on maps or plats of Ianier Terrace, Section 4, a Subdivision, in the City of Austin, Travis County, Texas, a certain street extending from the east line of Shadowood Drive in a southeasterly direction to end of cul-de-sac, is designated as Wrangell Cove; and,

WHEREAS, the map or plat of Lanier Terrace, Section 4, is of record in Book 18 at page 65 of the Plat Records of Travis County, Texas; and,

WHEREAS, the present owners of the property abutting the following described portion of said street have requested that the name of Wrangell Cove be changed to Easter Cove; Now, Therefore,

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

That the name of the following described street, designated as Wrangell Cove, as the same appears on the map or plat of Lanier Terrace, Section 4, a Subdivision of record in Book 18 at page 65 of the Plat Records of Travis County, Texas, be and the same is hereby changed to Easter Cove, said street so changed being described as follows:

All of that certain street in the City of Austin, Travis County, Texas, known as Wrangell Cove, as shown on a map or plat of Lanier Terrace, Section 4, a Subdivision of record in Book 18 at page 65 of the Plat Records of Travis County, Texas; which Wrangell Cove extends from the east line of Shadowood Drive in a southeasterly direction to end of cul-de-sac.

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

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

Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OR TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY. (Cardinal Lane and sundry other streets)

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

Ayes: Councilmen LaRue, Long, 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 White, 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 White, 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, a certain easement for public utility purposes was granted the City of Austin in, upon and across a part of Lot 79, Wooten Park, Section Two, a subdivision of a portion of the George W. Davis Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Wooten Park, Section Two of record in Book 7 at page 168 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 portion of said easement; and,

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

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

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

A strip of land two feet six inches (2'6") in width, same being out of and a part of Lot 79, Wooten Park, Section Two, a subdivision of a portion of the George W. Davis Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Wooten Park Section Two, of record in Book 7 at page 168 of the Plat Records of Travis County, Texas; said strip of land being more particularly described as follows:

BEING the south two feet six inches (2'6") of the north five (5.00) feet of the east sixty-three (63.00) feet of said Lot 79, Wooten Park, Section Two.

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 VACATING AND PERPETUALLY CLOSING TO PUBLIC TRAVEL PORTIONS OF THOSE CERTAIN STREETS LOCALLY KNOWN AS WILLOW AND NECHES STREETS, IN THE CITY OF AUSTIN, TRAVIS COMNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR PUBLIC UTILITY AND DRAINAGE PURPOSES, IN, UPON AND ACROSS THE ENTIRE PORTION OF NECHES STREET; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE 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 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 LaRue moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen LaRue, Long, 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 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.

Mrs. Leon Donn inquired as to the number of units in the Austin Housing Authority Home for Aged. It was stated there would be 165. She said the appropriation called for 200, and asked if it were more economical to build two separate projects. It was stated this was a Federal project.

The City Manager submitted the following:

"July 24, 1964

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

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, July 24, 1964, at the Office of the Director of the Water and Sewer Department for the CONSTRUCTION OF THE SPICEWOOD SPRINGS BRANCH SANITARY SEWER MAIN to serve Northwest Hills, Mesa Oaks Area. The bids were publicly opened and read in the Second Floor Conference Room, Municipal Building, Austin, Texas.

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"The following is a tabulation of bids received:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
H and M Construction, Incorporated	\$54,985.35	50
Austin Engineering Company	56,178.30	70
Bland Construction Company	66,532.20	90
Ford-Wehmeyer, Incorporated	70,378.35	100
Walter W. Schmidt	77,885.75	140
 City of Austin (Estimate)	 53,525.00	 45

"It is recommended that the contract be awarded to the H and M Construction, Incorporated on their low bid of \$54,985.35, with 50 working days.

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 24, 1964, for the construction of the Spicewood Springs Branch Sanitary Sewer Main; and,

WHEREAS, the bid of H and M Construction, Incorporated, in the sum of \$54,985.35, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of H and M Construction, Incorporated, in the sum of \$54,985.35, 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 H and M Construction, Incorporated.

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:

"July 24, 1964

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

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, July 24, 1964, at the

Office of the Director of the Water and Sewer Department for the CONSTRUCTION OF AN 8-INCH CONCRETE SANITARY SEWER MAIN IN LEDESMA ROAD AND PROCK LANE SERVICE AREA. The construction of this sewer main will provide initial sewer service to this area. The bids were publicly opened and read in the Second Floor Conference Room of the Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Ford-Wehmeyer, Incorporated	\$54,356.45	60
Bland Construction Company	54,981.85	75
Walter W. Schmidt	55,624.00	75
Austin Engineering Company	58,350.20	110
H and M Construction, Incorporated	60,437.50	75
City of Austin (Estimate)	55,000.00	--

"It is recommended that the contract be awarded to Ford-Wehmeyer, Incorporated on their low bid of \$54,356.45 with 60 working days.

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 24, 1964, for the construction of an 8-inch sanitary sewer main in Ledesma Road and Prock Lane Service Area; and,

WHEREAS, the bid of Ford-Wehmeyer, Incorporated, in the amount of \$54,356.45, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Water and Sewer Department of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Ford-Wehmeyer, Incorporated, in the sum of \$54,356.45, be and the same is hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Ford-Wehmeyer, Incorporated.

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

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

Noes: None

MR. STERLING SASSER, Chairman of the Navigation Board, read the following:

"THE NAVIGATION BOARD OF THE CITY OF AUSTIN DOES HEREBY MAKE THE FOLLOWING RECOMMENDATIONS TO THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. That no overall speed limits be established on Lake Austin.
2. That the speed limit be raised in Bull Creek to 30 miles per hour, except in the area immediately in front of the Boy Scout Camp beach and canoeing area; that buoys be required to be posted in this area during the scout camping time only to reduce the speed limit to six miles per hour; that the speed limit be reduced to three miles per hour in the area of the public launching ramp and at Bull Creek Docks.
3. That speed limits be established at 30 miles per hour at the extremities of the City Park boating area; that buoys be required to be placed in the lake identifying the restricted area; that this area be enforced periodically by police radar units.
4. That the City Council be urged to make enforcement of the existing statutes regarding wreckless operation of boats, operation of boats without lights, and operation of boats which are improperly lighted, and that the Council be further urged to strictly enforce requirements for lighting of boat docks with yellow or amber lights.
5. That Section 34.15 of the Austin City Code of 1954, Subsection 3 requires that each dock be equipped with proper lights to show all around the horizon for night use; and that it is the opinion of the Navigation Board that no light can be proper for a dock unless the same be yellow or amber because any other light would be subject to being confused with boat traffic lights and would create a great danger to the boating public.
6. That the pamphlet entitled "SAFE BOATING ON LAKE AUSTIN" be revised and brought up-to-date.

MR. SASSER stated the Committee was concerned about public safety and public health, and recommended the pamphlet previously printed be brought up to date to tie in with the general laws. He commended MR. DICK JORDAN, Building Official and MR. DUDLEY FOWLER, Assistant City Attorney, for the help they and their departments had given the Committee. The Committee was looking forward to meeting with MR. HERBERT HARGIS with reference to public health. After discussion, Councilman LaRue moved that this recommendation of the Navigation Board be presented to the City Manager and he work on it diligently and present it back to the City Council with his recommendation. The motion, seconded by Councilman Long, carried by the following vote:

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

The Mayor announced it was 11:00 A.M. and hearing on amendment to the Zoning Text covering carports would be opened. The Planning Director reported over the past 10 years the Board of Adjustment has had a number of appeals involving side yards and the enclosures of carports. After World War Two there were quite a number of carports built with the houses and there is a trend now where the owners want to enlarge their homes, and they decide to enclose the

carport and find themselves in violation of the zoning ordinance. The Board of Adjustment is faced with a difficult situation in determining whether or not hardship conditions exist. He explained the side yard requirements. The proposed ordinance which was recommended by the Board of Adjustment to the Planning Commission was to require the building of carports with the same side yard requirements as required for garages. This would permit people to enclose the carport later. Open space between houses is becoming more important. The Planning Director stated this ordinance would affect building in the future, and there would still be this back-log of appeals to the Board of Adjustment on existing carports.

Councilman Long moved that MR. JACK ANDREWARTHA be heard. The motion was seconded by Councilman LaRue. Roll call showed a unanimous vote.

MR. ANDREWARTHA, member of the Board of Adjustment, and a builder, said only a small percentage of carports was being built now--about 10%. This change in the ordinance was initiated by the Board. Buyers now are demanding garages. The Board feels the new zoning ordinance has been slow in coming about, and this amendment would save lots of problems.

Councilman Long moved that MR. PAUL JONES, Attorney, be heard. The motion was seconded by Councilman LaRue. Roll call showed a unanimous vote.

MR. JONES, representing Mr. Walter Carrington and Mr. Wayne Burns, stated they had a different situation from Mr. Andrewartha and other builders who construct principally the higher priced homes. Mr. Carrington and Mr. Burns are involved at this time in building on 50' or 55' lots. The side area theory is well taken, but air conditioning has influenced construction greatly, even in the lower income houses, which are air conditioned. Mr. Jones said it seemed the principal reason for this amendment was to lessen the Board of Adjustment cases. Buyers have contracted for their building; but if this proposed amendment is effective immediately, their contract would not be valid. Five percent of Mr. Carrington's structures would be involved; and with the volume of homes he builds, this amounts to a considerable number. He requested the Council to give great consideration to this change prior to making it effective now; and if the Council feels this is a proper change, that it should consider some period of time between now and when the ordinance would go into effect. Six months is little time to change plans and subdivision, possibly having resubdivisions to take care of this. It is just not known what enough time would be to take care of this. Councilman Long inquired since there were only two persons at this hearing, if other builders were aware of this. It was stated there had been fairly reasonable knowledge of this among most of the builders. Councilman Shanks stated the ordinance had been in effect for a long time; and if there were only 14 appeals a year, he thought another 14 would not be burdensome and these people could get their houses in shape before the new zoning ordinance becomes effective, and the transition could be made in an orderly fashion. The City Attorney stated the purpose of this proposed amendment was not to relieve the Board of Adjustment of its duties, but to prevent property owners from finding themselves in a difficult situation and having the necessity of going to the Board. The Director of Planning suggested that he meet with Mr. Jones and the Board and see if they could come up with a possible solution of the timing problem. Councilman Long suggested since he planned to talk with Mr. Jones and others, that the Council set a public hearing for this matter and announce it so that others interested

could appeal, and go over it again at the time the Planning Director presents the time factor. She said a public hearing would be set and announced in the news so that everybody would know. Mr. Jones stated the key is the transition; there was no question about the intent but the transition. The Planning Director was to discuss this with the attorneys next week.

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 23.65 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THEODORE BISSEL LEAGUE 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.
(Fairmont Park, Section 1)

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 inquired about the briefing on the Civil Rights Bill. The City Attorney stated he had not received the final title that he was supposed to receive from the Justice Department. This is the title that would most likely mesh with anything that would be done by the City. He said there were two different departments involved--the Commerce Department and the Justice Department.

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 NO. 15, JEFFERSON STREET ADDITION, AT 1512-1600 WEST 38TH STREET, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE 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 Shanks moved that the ordinance be finally passed. 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 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: (A) TRACT 1: A 17.132 ACRE TRACT OF LAND OUT OF THE GEORGE W. DAVIS SURVEY, LOCALLY KNOWN AS 8700-8842 RESEARCH BOULEVARD, 1901-1913 PEYTON GIN ROAD AND 1700-1724 OHLEN ROAD, TRACT 2: A 5.519 ACRE TRACT OF LAND OUT OF THE GEORGE W. DAVIS SURVEY, LOCALLY KNOWN AS 1915-1931 PEYTON GIN ROAD, AND TRACT 3: A 0.191 ACRE TRACT OF LAND OUT OF THE GEORGE W. DAVIS SURVEY, LOCALLY KNOWN AS THE REAR OF 1758-1762 OHLEN ROAD, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND FIFTH HEIGHT AND AREA DISTRICT; (B) A 2.832 ACRE TRACT OF LAND OUT OF THE GEORGE W. DAVIS SURVEY, LOCALLY KNOWN AS 1726-1762 OHLEN ROAD, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE DISTRICT AND FIFTH 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 White 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 White 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 White 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 Shanks moved that MRS. LEON DONN be heard. The motion was seconded by Councilman Long. Roll call showed a unanimous vote.

MRS. DONN wanted to make three points in connection with the gas rate increase request, asking that the City Manager consider in his review of the figures of Southern Union Gas Company, whether or not it took into account the proceeds collected with their connection charges; if there is to be any adjustment in the rate for the gas company, it would be proper to open up bidding for a competitive situation for the domestic gas; and that the Council consider the

poor adjustment the Company had made which reduced their profit to 5% rather than 5.8%. She expressed herself as favoring a State Commission for rate fixing. MAYOR PALMER explained the authorized gate rate from the Railroad Commission was 35 cents, and the Gas Company had a 17 cent rate, but now they have a 19.5 cent rate, although under the Railroad Commission's rate they could go to 35 cents. He said the Council would get all the information, and there would be a public hearing.

Councilman LaRue moved that MR. BOW WILLIAMS be heard. The motion was seconded by Councilman Long. Roll call showed a unanimous vote.

MR. WILLIAMS inquired about the City's Electric rate, since it was paying less for its gas at the Power Plant under the new contract. The City Manager explained through the fuel clause, as the price of gas goes up the rate increases automatically; and as it goes down it decreases automatically. MR. BOW WILLIAMS expressed opposition to any gas rate increase, as the Company recently had an advance in rate when it added the connection charge.

Councilman White moved that the Council recess until 2:30 P.M. The motion, seconded by Councilman LaRue, carried by the following vote:

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

RECESSED MEETING

3:15 P.M.

At 3:15 P.M., the Council resumed its business.

The City Manager stated copies of a notice were sent out to the Council Members that a Committee had been appointed by the State Department of Public Welfare to hold an election on the Policemen for determination of whether or not they would go under Social Security. The election will be held during the period of October 30th to 12:00 Noon November 3, 1964.

The City Manager reported a sketch of the Traffic and Transportation Building to be located on the property on Toomey Road and Jessie Street, was on the table in the Mayor's Office for review. The City Manager stated this building was for a meter repair shop for the parking meters, sign shop, storage warehouse for signal lights, and administrative offices. The Assistant City Manager pointed out the locations for the various uses. This was just a rough design. The Council discussed the plans and building briefly.

Councilman Shanks moved that the Aqua Festival be permitted to conduct a carnival on the Butler Tract between the ball park and Barton Springs Road, and between Dawson Road and Bouldin Avenue, August 10-16, 1964, provided they furnish the necessary \$100/300,000 liability insurance and other safeguards. 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 a petition asking that the City fog the 1800-1900 blocks of Pasadena Drive. Councilman Long moved that the Council authorize the Health Officer to have this fogging done. The motion, seconded by Councilman White, carried by the following vote:

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

Noes: None

The City Manager stated he had the plans which Mr. Barrow had for filling in on Dry Creek and the Council had looked at this. The Mayor stated he had filed an application and plans for this improvement. Councilman Shanks moved that the City Manager be instructed to review the plans and make certain they are within everyone's rights and jurisdiction of the City, and approve it if it so is. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Shanks, White, Mayor Palmer

Noes: None

Present but not voting: Councilman LaRue

Councilman LaRue not voting as he had not gone out to see this on the ground.

The Assistant City Manager stated 30 speeches had been scheduled about the Bond Proposal and this number would double by the end of next week. He has made assignments for a Council Member to accompany each speaker. He asked the members if they could not meet these assignments, list of which he had just distributed, that they call in and a check with another Council Member would be made.

The City Manager submitted a recommendation to purchase the Ellwood property on Balcones Drive, stating there was some urgency about this. The City Attorney explained this was an estate and they were ready to sell to a party who had offered them \$6,000 tomorrow morning if the City did not purchase it. (.98 of an acre, James P. Wallace Survey - Mary Jane Ellwood, Jo Anna Cunningham and Geniva Catherine Change) Councilman White moved that the City Manager be authorized to purchase this strip of land. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Noes: None

Councilman Shanks said he wanted to bring up the appointment of a relief judge to take JUDGE McFARLING'S place during his vacation, and this was an event to be noted as far as the City of Austin was concerned due to the fact it is the first time it had ever had a woman judge in the City of Austin. Councilman Shanks stated this lady was a very competent person, and one which would fill the responsibilities of Judge McFarling in a fine manner. Councilman Shanks moved that the Council appoint MRS. JERRY WILLIAMS as the Corporation Judge during the absence of Judge McFarling. The motion, seconded by Councilman Long, carried by the following vote:

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

Noes: None

Councilman White moved that MR. S. M. APPERSON be appointed to the Board of Equalization to fill the vacancy created by the resignation of Mr. A. N. McCallum. The motion, seconded by Councilman Long, carried by the following vote:

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

Noes: None

The City Attorney made a report on the East 2nd Street properties, stating Mr. Goerner had failed thus far to negotiate until the City had negotiated with Mr. Oswald Wolf. Mr. Wolf declines to negotiate until after an agreement has been reached with his tenant, Mr. Trousdale, and serious illness and surgery in the family had prevented his being contacted. There is another transaction which is not closed out, and they were still attempting to negotiate with the owners; but if they do not reach an agreement, condemnation proceedings will be filed tomorrow. This would be on the property of Dr. Harlem Burns. Agreement had been reached with MR. CHESTER BROOKS but the transaction had not been closed as they were waiting for field notes for exchange of land.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires the widening and improvement of an East-West thoroughfare known as East 2nd Street, to connect Interregional Highway and East 1st Street to provide for the free and safe flow of traffic between such streets within the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the connection of existing segments of East 2nd Street in the City of Austin; and,

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

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

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

0.313 of one acre of land, same being out of and a part of Block 3 and the East fifty (50.00) feet of Block 4 of Outlot 21 in the subdivision of Outlots 5, 6, 21 and 22, Division "O" 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, a map or plat of said subdivision of Outlots 5, 6, 21 and 22, Division "O", being

of record in Minute Book "K" at page 565 of the District Court Records of Travis County, Texas, which Block 3 and the East fifty (50.00) feet of Block 4 of Outlot 21, Division "O", were conveyed to Oswald G. Wolf by the following two (2) deeds:

(1) Partition Deed dated February 13, 1926, of record in Volume 383 at page 533 of the Deed Records of Travis County, Texas;

(2) Warranty Deed dated March 16, 1955, of record in Volume 1550 at page 229 of the Deed Records of Travis County, Texas; said 0.313 of one acre of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake at the northwest corner of the herein described tract of land, same being the northwest corner of the said Oswald G. Wolf et ux tract of land; same being also the northeast corner of that certain tract of land which was conveyed to Margaret Wolf Hart by Warranty Deed dated March 16, 1955, of record in Volume 1550 at Page 281 of the Deed Records of Travis County, Texas;

THENCE, with the north line of the said Oswald G. Wolf et ux tract of land, same being the south line of that certain tract of land conveyed to Margaret Wolf Hart by Partition Deed dated January 2, 1932, of record in Volume 473 at Page 473 of the Deed Records of Travis County, Texas, S 67° 15' E 359.15 feet to an iron stake at the northeast corner of the herein described tract of land, same being the northeast corner of the said Oswald G. Wolf et ux tract of land, same being the southeast corner of the said Margaret Wolf Hart tract of land, same being also a point in the present west line of Chalmers Avenue;

THENCE, with the east line of the said Oswald G. Wolf tract of land, same being the present west line of Chalmers Avenue S 23° 02' W 38.14 feet to an iron stake at the southeast corner of the herein described tract of land, same being a point in the proposed south line of East 2nd Street, said proposed south line of East 2nd Street being a line thirty (30.00) feet south of and parallel to the centerline of East 2nd Street as established by the Department of Public Works of the City of Austin, Travis County, Texas;

THENCE, with said proposed south line of East 2nd Street N 67° 11' W 359.23 feet to an iron stake at the southwest corner of the herein described tract of land, same being a point in the west line of the said Oswald G. Wolf tract of land and the east line of that certain tract of land conveyed to Margaret Wolf Hart by the aforementioned Warranty Deed of Record in Volume 1550 at Page 281 of the Deed Records of Travis County, Texas;

THENCE, with the west line of the said Oswald G. Wolf tract of land, same being the east line of the said Margaret Wolf Hart tract of land, N 23° 09' E 37.76 feet to the point of beginning.

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, the City Council of the City of Austin has found that public necessity requires the widening and improvement of an East-West thoroughfare known as East 2nd Street, to connect Interregional Highway and East 1st Street to provide for the free and safe flow of traffic between such streets within the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the connection of existing segments of East 2nd Street in the City of Austin; and,

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

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

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

0.259 of one acre of land, same being out of and a part of Lot 4 of the subdivision of Outlot 22, Division "O" 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; a map or plat of said subdivision of Outlot 22, Division "O", being of record in Minute Book "K" at page 565 of the District Court Records of Travis County, Texas, which Lot 4 was conveyed to Hattie Goerner by Warranty Deed dated March 9, 1932, of record in Volume 520 at page 389 of the Deed Records of Travis County, Texas, said 0.259 of one acre of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake at the northwest corner of the herein described tract of land, same being the northwest corner of the said Hattie Goerner tract of land, same being also a point in the present east line of Chalmers Avenue;

THENCE, with the north line of the said Hattie Goerner tract of land S 67° 14' E 294.18 feet to an iron stake at the northeast corner of the herein described tract of land, same being the northeast corner of the said Hattie Goerner tract of land, same being also the northwest corner of the Timothy Burns Subdivision of Block No. 3 of Outlot 22, Division "O", a map or plat of said Timothy Burns Subdivision being of record in Book 1 at Page 57 of the Plat Records of Travis County, Texas;

THENCE, with the east line of the said Hattie Goerner tract of land, same being the west line of the said Timothy Burns Subdivision S 23° 02' W 38.51 feet to an iron stake at the southeast corner of the herein described tract of land, same being a point in the proposed south line of East 2nd Street, said proposed south line of East 2nd Street being a line thirty (30.00) feet

south of and parallel to the centerline of East 2nd Street as established by the Department of Public Works of the City of Austin, Travis County, Texas;

THENCE, with said proposed south line of East 2nd Street, N 67° 11' W 294.18 feet to an iron stake at the southwest corner of the herein described tract of land, same being a point in the west line of the said Hattie Goerner tract of land and the east line of Chalmers Avenue;

THENCE, with the west line of the said Hattie Goerner tract of land, same being the east line of Chalmers Avenue, N 23° 02' E 38.22 feet to the point of beginning.

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, the City Council of the City of Austin has found that public necessity requires the widening and improvement of an East-West thoroughfare known as East 2nd Street, to connect Interregional Highway and East 1st Street to provide for the free and safe flow of traffic between such streets within the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the connection of existing segments of East 2nd Street in the City of Austin; and,

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

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

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

0.405 of one acre of land, same being out of and a part of Blocks 1, 2 and that certain portion of Block 4, Outlot 21, in the subdivision of Outlots 5, 6, 21 and 22, Division "O", 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, a map or plat of said subdivision of Outlots 5, 6, 21, and 22, Division "O", being of record in Minute Book "K" at page 565 of the District Court Records of Travis County, Texas, which Block 1 and 2, Outlot 21, Division "O", were conveyed to Margaret Wolf Hart by Partition Deed dated January 2, 1932, of record in Volume 473 at page 473 of the Deed

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Records of Travis County, Texas, and which certain portion of Block 4, Outlot 21, Division "O" was conveyed to Margaret Wolf Hart by Warranty Deed dated March 16, 1955, of record in Volume 1550 at page 281 of the Deed Records of Travis County, Texas; said 0.405 of one acre of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake at the most northerly southwest corner of the herein described tract of land, same being the southwest corner of said Block 1, Outlot 21, Division "O", same being also a point in the present east line of Comal Street;

THENCE, with the west line of said Block 1, Outlot 21, Division "O", same being the present east line of Comal Street, N 23° 09' E 22.52 feet to an iron stake at the northwest corner of the herein described tract of land, same being a point in the proposed north line of East 2nd Street, said proposed north line of East 2nd Street being a line thirty (30.00) feet north of and parallel to the centerline of East 2nd Street as established by the Department of Public Works of the City of Austin, Travis County, Texas;

THENCE, with said proposed north line of East 2nd Street S 67° 11' E 624.13 feet to an iron stake at the northeast corner of the herein described tract of land, same being a point in the east line of said Block 2, Outlot 21, Division "O", and the west line of Chalmers Avenue;

THENCE, with the east line of said Block 2, Outlot 21, Division "O", same being the present west line of Chalmers Avenue, S 23° 02' W 21.86 feet to an iron stake at the most northerly southeast corner of the herein described tract of land, same being the southeast corner of said Block 2, Outlot 21, Division "O";

THENCE, with the south line of said Block 2 and the south line of said Block 1, Outlot 21, Division "O", N 67° 15' W 359.15 feet to an iron stake at the northeast corner of the aforementioned tract of land out of Block 4 in Outlot 21, Division "O", which was conveyed to the said Margaret Wolf Hart by Warranty Deed dated March 16, 1955, of record in Volume 1550 at Page 281 of the Deed Records of Travis County, Texas, said iron stake being also at the northwest corner of that certain tract of land out of said Block 4 of Outlot 21, Division "O", which was conveyed to Oswald G. Wolf by Warranty Deed dated March 16, 1955, of record in Volume 1550 at Page 229 of the Deed Records of Travis County, Texas;

THENCE, with the east line of the said Margaret Wolf Hart tract of land, same being the west line of the said Oswald G. Wolf tract of land, S 23° 09' W 37.76 feet to an iron stake at the most southerly southeast corner of the herein described tract of land, same being a point in the proposed south line of East 2nd Street, said proposed south line of East 2nd Street being a line thirty (30.00) feet south of and parallel to the centerline of East 2nd Street as established by the Department of Public Works of the City of Austin, Travis County, Texas;

THENCE, with said proposed south line of East 2nd Street N 67° 11' W 100.00 feet to the most southerly southwest corner of the herein described tract of land, same being a point in the west line of the aforementioned tract of land conveyed to Margaret Wolf Hart by Warranty Deed dated March 16, 1955, of record in Volume 1550 at Page 281 of the Deed Records of Travis County, Texas;

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THENCE, with said west line of the said Margaret Wolf Hart tract of land N 23° 09' E 37.65 feet to the northwest corner of the said Margaret Wolf Hart tract of land, same being a point in the south line of said Block 1 of Outlot 21, Division "0";

THENCE, with said south line of Block 1, of Outlot 21, Division "0" N 67° 15' W 165.02 feet to the point of beginning.

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, the City Council of the City of Austin has found that public necessity requires the widening and improvement of an East-West thoroughfare known as East 2nd Street, to connect Interregional Highway and East 1st Street to provide for the free and safe flow of traffic between such streets within the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the connection of existing segments of East 2nd Street in the City of Austin; and,

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

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

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

0.142 of one acre of land, same being out of and a part of the remaining portion of Block 4, Outlot 21, of the subdivision of Outlots 5, 6, 21 and 22, Division "0", 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; a map or plat of said subdivision of Outlots 5, 6, 21 and 22, Division "0", being of record in Minute Book "K", at Page 565 of the District Court records of Travis County, Texas, which Block 4 of Outlot 21, Division "0" was demised to Oswald G. Wolf and Margaret Wolf Hart by Last Will and Testament of Martha Wolf dated January 26, 1955, Cause No. 16,932, of record in Book 178 at page 241 of the Probate Minutes of Travis County, Texas, said 0.142 of one acre of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake at the northwest corner of the herein described tract of land, same being the northwest corner of the said Oswald G. Wolf et al

tract of land, same being also a point in the present east line of Comal Street;

THENCE, with the north line of the said Oswald G. Wolf et al tract of land S 67° 15' E 165.02 feet to the northeast corner of the herein described tract of land, same being the northeast corner of the said Oswald G. Wolf et al tract of land, same being also the northwest corner of that certain tract of land which was conveyed to Margaret Wolf Hart by Warranty Deed dated March 16, 1955, of record in Volume 1550 at Page 281 of the Deed Records of Travis County, Texas;

THENCE, with the east line of the said Oswald G. Wolf et al tract of land, same being the west line of the said Margaret Wolf Hart tract of land, S 23° 09' W 37.65 feet to the southeast corner of the herein described tract of land, same being a point in the proposed south line of East 2nd Street, said proposed south line of East 2nd Street being a line thirty (30.00) feet south of and parallel to the centerline of East 2nd Street as established by the Department of Public Works of the City of Austin, Travis County, Texas;

THENCE, with said proposed south line of East 2nd Street N 67° 11' W 165.02 feet to an iron stake at the southwest corner of the herein described tract of land, same being a point in the west line of the said Oswald G. Wolf et al tract of land and the east line of Comal Street;

THENCE, with the west line of the said Oswald G. Wolf et al tract of land, same being the present east line of Comal Street, N 23° 09' E 37.48 feet to the point of beginning.

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

The Assistant City Manager announced an endorsement of the Bond Proposal had been received from the Hospital Administrators Association.

The Council went into Executive Session for appointments of Election Officials, and Urban Renewal Commissioners.

Announced were the appointments of Presiding Judges and Alternate Presiding Judges for the respective precincts, the number of clerks to be used in each precinct, and the suggested clerks to serve in the Bond Election on August 22, 1964.

MINUTES PERTAINING TO PASSAGE AND ADOPTION OF ORDINANCE
CALLING ELECTION FOR SUBMISSION OF PROPOSITIONS REGARDING
THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS

THE STATE OF TEXAS

CITY OF AUSTIN

COUNTY OF TRAVIS

July 30, 1964

ON THIS the 30th day of July, 1964, the City Council of the City of Austin, Texas, convened in regular session at the regular meeting place thereof in the City Hall with the following members present, to-wit:

LESTER PALMER

MAYOR

TRAVIS LA RUE)

MRS. EMMA LONG)

LOUIS SHANKS)

BEN WHITE)

COUNCILMEN

and with the following absent: _____,
constituting a quorum; at which time the following among other business was transacted, to-wit:

The Mayor submitted and introduced an ordinance calling an election for the authorization of bonds of the City of Austin for the City Council's consideration, the caption of said ordinance being as follows:

"AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, CALLING AN ELECTION FOR THE AUTHORIZATION OF GENERAL OBLIGATION BONDS OF THE CITY OF AUSTIN IN THE FOLLOWING AMOUNTS AND FOR THE FOLLOWING PURPOSES: (1) \$3,500,000 FOR CONSTRUCTING, EQUIPPING, IMPROVING AND REPAIRING HOSPITAL BUILDINGS OF THE CITY OF AUSTIN AND ACQUIRING NECESSARY LANDS THEREFOR; (2) \$750,000 FOR CONSTRUCTING, EQUIPPING AND IMPROVING FIRE STATIONS IN AND FOR THE CITY OF AUSTIN AND ACQUIRING NECESSARY LANDS THEREFOR; (3) \$1,500,000 FOR CONSTRUCTING AND IMPROVING PUBLIC PARKS AND PUBLIC PLAYGROUNDS OF THE CITY OF AUSTIN AND FOR CONSTRUCTING, IMPROVING AND REPAIRING BUILDINGS AND OTHER RECREATION FACILITIES OF SAID PARKS AND PLAYGROUNDS AND FOR ACQUIRING NECESSARY LANDS AND EQUIPMENT THEREFOR; AND (4) \$3,250,000 FOR CONSTRUCTING AND IMPROVING STREETS INCLUDING BRIDGES AND DRAINAGE INCIDENTAL THERETO IN AND FOR SAID CITY OF AUSTIN AND FOR ACQUIRING NECESSARY LANDS THEREFOR; ENACTING PROVISIONS INCIDENT AND RELATING TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND DECLARING AN EMERGENCY."

The ordinance was read and Councilman White moved that the rule be suspended which requires that no ordinance shall become effective until the expiration of ten days following the date of its final passage, and that such ordinance be finally passed and adopted at this meeting, and that for the reasons recited therein said ordinance be passed as an emergency measure for the immediate preservation of the public peace, health and safety of the citizens of Austin as permitted by the City Charter. The motion was seconded by Councilman Long and carried by the following vote:

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

Noes: None

The ordinance was read the second time and Councilman White moved that the rules be further suspended and that the ordinance be passed as an emergency measure to its third reading. The motion was seconded by Councilman Long and carried by the following vote:

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

Noes: None

July 30, 1964

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed as an emergency measure. The motion was seconded by Councilman Long and carried by the following vote:

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

The Mayor then announced that the ordinance had been finally passed and adopted.

MINUTES APPROVED this the 30th day of July, 1964.

Mayor, City of Austin, Texas

ATTEST:

City Clerk, City of Austin, Texas

Mayor Palmer said he would like to reappoint MR. JOHN H. CHILES, JR. and MR. S. JACK BALAGIA as members of the Urban Renewal Board of Commissioners for a two year term extending to July 23, 1966. Councilman Shanks moved that the appointments be approved. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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

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

The Council adjourned at 7:00 P.M. subject to the call of the Mayor.

APPROVED

Luiz E. Palmer

Mayor

ATTEST:

City Clerk