

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 22, 1967
10:00 A.M.

COUNCIL CHAMBER, CITY HALL

The Meeting was called to order with Mayor Akin presiding.

Roll Call:

Present: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Absent: None

The Invocation was delivered by Mr. Doren Eskew, City Attorney.

PRESENTATION FROM AQUA-FESTIVAL

Councilman Long moved the Council recess for a presentation from the Aqua Festival. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Mr. Kenneth Brown commissioned each member of the City Council Honorary Commodores of the Aqua Festival, and presented each with certificates and Aqua Fest Skipper pins. Mr. Joe Wells submitted to the Council the postage meter design that he wanted stamped on each piece of mail coming from Austin, giving information about Aqua Festival. He asked that the Council approve the design. The Aqua Festival Queen, Ms. Ann Pittman, was introduced. Mayor Akin expressed appreciation for the Aqua Festival's contribution to Austin and stated that the Aqua Festival could count on the support of the entire Council.

CITY OF AUSTIN, TEXAS

BID OPENING

Mayor Akin announced that the session would be resumed with bid openings for pipe and pipe fittings for the Decker Creek Power Station. Bids were opened and read as follows:

CONTRACT X-112-A
STEAM AND FEEDWATER PIPE

BIDDER	BABCOCK AND WILCOX CO.	CAPITOL PIPE & STEEL PROD. INC.
BID BOND	\$10,000	\$10,000
BIDDING UNIT NO. I 66 LF 16" SEAMLESS ALLOY STEEL PIPE	7,590	8,581.98
BIDDING UNIT NO. II 175 LF 20" SEAMLESS ALLOY STEEL PIPE	26,530	28,994.00
BIDDING UNIT NO. III 60 LF 14" SEAMLESS ALLOY STEEL PIPE	5,937	6,467.40
BIDDING UNIT NO. IV. 57 LF 22" SEAMLESS ALLOY STEEL PIPE	NO BID	-
BIDDING UNIT NO. IV (ALT.) 57 LF 22" WELDED ALLOY STEEL PIPE	NO BID	6,448.41
BIDDING UNIT NO. V 51 LF 24" SEAMLESS ALLOY STEEL PIPE	NO BID	-
BIDDING UNIT NO. V (ALT.) 51 LF 24" WELDED ALLOY STEEL PIPE	NO BID	6,799.32
BIDDING UNIT NO. VI 180 LF 27" SEAMLESS ALLOY STEEL PIPE	NO BID	-
BIDDING UNIT NO. VI (ALT.) 180 LF 27" WELDED ALLOY STEEL PIPE	NO BID	\$22,285.80
BIDDING UNIT NO. VII SEAMLESS CARBON STEEL PIPE ITEMS VII THRU XIII LOT	32,064.95	15,954.79

ESCALATION	FIRM	FIRM
FIRST ISSUE DRAWINGS CALENDAR DAYS		
FINAL APPROVAL DRAWINGS CALENDAR DAYS		
CERTIFIED PRINTS CALENDAR DAYS		

CONTRACT X-113-A
STEAM AND FEEDWATER PIPE FITTINGS

BIDDER	CAPITOL PIPE & STEEL PRODUCTS, INC.	CRANE SUPPLY COMPANY	FRANKLIN SUPPLY COMPANY	MILSTEAD COMPANY
BID BOND	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
BIDDING UNIT NO. I ITEMS I & II SECTION F MAIN STEAM	\$23,276.40	\$24,380.00	\$27,463.00	\$38,416.63
BIDDING UNIT NO. II ITEM III SECTION F HOT REHEAT STEAM	\$35,858.55	\$37,560.00	\$37,588.00	\$45,336.73
BIDDING UNIT NO. III ITEMS IV & V SECTION F BOILER F.W.	\$17,190.60	\$18,000.00	\$11,419.00	\$12,314.90
BIDDING UNIT NO. IV ITEM VI SECTION F COLD REHEAT STEAM	\$ 7,455.00	\$ 7,810.00	\$ 2,753.00	\$ 5,513.48
ESCALATION	FIRM	FIRM	FIRM	FIRM
FIRST DRAWING CALENDAR DAYS		12	14	30
FINAL APPROVAL DRAWINGS CALENDAR DAYS		20	42	90
CERTIFIED PRINTS CALENDAR DAYS		30	70	120

City Manager W.T. Williams presided over this section of the meeting. He stated that an unsigned bid had been sent in by the Grinnell Company, Inc. with no bid bond attached. In addition, Lebanon Steel Foundary had not completed the bid document nor had the company furnished the bid form. However, Lebanon had sent in a quotation. W.K.M. Valve, Division ACF Industries had not furnished a bid bond. The Council discussed whether or not that bid should be read. Councilman Long was in favor of reading the bid. City Attorney Doren Eskew advised that there was no legal stipulation that all bids be accompanied by a bid bond, and that the Council could waive that requirement.

Councilman Janes thought that a bid without a bid bond was unstable, and he moved the Council not read the bid. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

Mr. Williams announced that the time for accepting bids had passed. The bids were referred to the City Consultants, Brown and Root, Inc. for consideration. Later in the meeting, the Council received the recommendations from Brown and Root.

For contract X-112-A Steam and Feedwater Pipe, Brown and Root, Inc. Consulting Engineers, stated that on the basis of their review, the lowest and best bid was from Capitol Pipe and Steel Products for bidding units nos. I, II, III, IV Alt., V Alt., VI Alt., and VII for the total lump sum of \$95,531.70.

Councilman Nichols moved the Council authorize the City Manager to enter into a contract with the Capitol Pipe and Steel Products Company for bidding units nos. I, II, III, IV Alt., V Alt., VI Alt., and VII for a firm total lump sum of \$95,531.70. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

For Contract X-113-A Steam and Feedwater Pipe Fittings, Brown and Root stated that on the basis of their review the lowest and best bids were from Capitol Pipe and Steel Products Company for units nos. I and II for the sum of \$59,134.95, and from Franklin Supply Company for units nos. III and IV for a total sum of \$14,172.00.

Councilman Janes moved the Council award contracts to Capitol Pipe and Steel Products Company for \$59,134.95 for units nos. I and II, and to Franklin Supply Company for units nos. III and IV for \$14,172.00. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

SOUTH AUSTIN CIVIC CLUB PROJECT

Mr. Moton H. Crockett, President of the South Austin Civic Club, appeared to request that the City Council give serious consideration to accelerating the already proposed widening and improving of Manchaca Road from Ben White Boulevard, south to the City limits and place those improvements in the immediate street program budget. He said that he was speaking for the South Austin Lion's Club, the South Austin Rotary Club and several P.T.A.'s from that area. He had been approached by Mr. H.B. Mendieta, president of the Mary E. Cunningham P.T.A. with the problem because the parents of the neighborhood were worried about the safety of children in the area. At some places on Manchaca, there was no shoulder for the kids to walk on and there were no sidewalks at all. The opening of the new Garrison Park and its swimming pool had increased the number of pedestrians and bicycle traffic along Manchaca. In addition, Crockett High School was to open in the Fall, which would accelerate the use of those shoulders. The Cunningham P.T.A. had asked the Street and Bridge Department to make some improvements on the shoulders, which they had done several months earlier. However, the work had been minimal because of the impending reconstruction of the road.

Mr. Williams said that Mr. Rountree had mentioned moving the project up to the coming Fall. Mr. Crockett said that would be fine and would satisfy the people interested in the project. He asked that the City Council consider providing sidewalks along that stretch of Manchaca. Mr. Mendieta also spoke in favor of sidewalks.

Mrs. Odom, Cunningham P.T.A., and Mrs. Pearl Allen, part-time administrator of Cunningham School, asked that the Council make the street safer for bicycle riders, by putting in sidewalks. Mr. Crockett said that he would poll the property owners on Manchaca Road to see if they would be willing to pay for sidewalks.

The Council then discussed the possibility that bicycles would not be permitted on the sidewalks, thereby defeating at least part of the project. Mr. Crockett asked if the curbs could be sloped to provide ramps for bicycle riders traveling from one block to another. Mr. Eskew then explained the City regulations regarding bicycles in residential areas, and stated that they would not be forbidden on the sidewalks.

Councilman Nichols thought that if Austin were to progress, the citizens would have to be willing to spend money for sidewalks. He gave the Manchaca Road project his wholehearted support. Councilman Long suggested that Mr. Crockett go to the School Board, and ask about their willingness to pay their share of the paving costs.

SPECIAL MEETING CALLED

Mayor Akin reported that he was concerned about complaints brought by 25 Montopolis area residents against the good faith of the City Council at a meeting of the Planning Commission the previous evening. He had read an article in the City newspaper stating that the residents were unhappy about the progress of paving and street widening in their area. He felt that a Special Meeting was in

order, for the purpose of hearing the issues and the feelings of those Austin citizens.

Councilman Long stated that she had never been in on any plans to put off paving for Montopolis Drive until 1970, or for establishing a Model City in that area. The Council set the Special Meeting for Monday, June 26th at 7:30 P.M. Mr. Moncivias and Father Underwood, as well as all members of the Planning Commission, were to be called.

MANOR ROAD IMPROVEMENT DISCUSSED

Councilman Janes asked Mr. Williams about the schedule for improving Old Manor Road. Councilman Nichols was disturbed because although the money had been appropriated for the current year, the project had been moved up to 1970. Mr. Williams replied that, when citizens requested that certain projects be moved ahead of schedule, others had to be moved behind. He said that was what had happened on Manor Road.

ANNEXATION ORDINANCE

Mayor Akin opened the hearing on the following annexations:

11.94 acres of land out of the Theodore Bissel League
Proposed Cherry Creek II

9.49 acres of land out of the T.J. Chambers Grant -
Proposed Belo Horizonte

0.034 of one acre of land out of the T.J. Chambers Grant -
Portion of Lot 1-A of resubdivision of Lots 1 and 2, Block U
Northwest Hills, Section 7

Councilman Long moved the Council close the hearing. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Mayor Akin 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 11.94 ACRES OF LAND, SAME

BEING OUT OF AND A PART OF THE THEODORE BISSEL LEAGUE IN TRAVIS COUNTY, TEXAS; 9.49 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE T. J. CHAMBERS GRANT IN TRAVIS COUNTY, TEXAS; AND 0.03 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF A RESUBDIVISION OF LOT 1-A OF THE RESUBDIVISION OF LOTS 1 AND 2, BLOCK U, NORTHWEST HILLS SECTION 7, A SUBDIVISION OF A PORTION OF THE T. J. CHAMBERS GRANT IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ACCORDING TO A MAP OR PLAT OF SAID NORTHWEST HILLS, SECTION 7, OF RECORD IN BOOK 26 AT PAGE 32 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS; A MAP OR PLAT OF SAID RESUBDIVISION OF LOT 1-A OF THE RESUBDIVISION OF LOTS 1 AND 2, BLOCK U, NORTHWEST HILLS, SECTION 7, BEING OF RECORD IN BOOK 34 AT PAGE 1 OF THE PLAT RECORDS OF 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.

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 Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
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 Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

NURSES DISCUSSED

Mrs. Dorothy Casey, Chairman of the Public Health Staff Nurses Association, distributed brochures giving facts about public nursing. She said that there seemed to be some confusion about the differences between hospital nurses and public health nurses. Mrs. Lula Mae Harris, staff nurse, read a statement of the differences in functions, qualifications, and responsibilities of the two types of nurses.

Mrs. Casey presented the Council with a petition, supporting the Public Health Nurse Staff Association in its request for an increase to \$6500.00 per year for minimum starting salary for public health nurses.

CITY OF AUSTIN, TEXAS

Mr. Williams stated that his staff had prepared material for the Council on the public health nurses' qualification system. The Council had sent the nursing jobs to the Job Evaluation Committee for study. He gave the Council a breakdown of what the proposed salary increases would cost the City if it were implemented.

Mayor Akin assured Mrs. Casey that the Council would give consideration to the salary increases for the nurses in the preparation of the 1967-68 budget.

CITIZEN COMPLAINT

Mayor Akin announced that Mr. Frank Horsfals had asked permission to reappear before the Council since the Council had adjourned the previous Thursday at 1:40 A.M. without hearing Mr. Horsfals. Mr. Horsfals protested the overcrowding of people and houses in Austin. He asked the Council to consider legislation to combat overcrowding in public housing for low-income groups.

COMMUNITY ACTION PROGRAM APPLICATION

Mr. Vic Ehlers, appearing on behalf of the Human Opportunities Corporation, asked the Council to consider allowing the Parks and Recreation Department and the Austin-Travis County Library to enter into an agreement with the HOC to provide summer employment for 113 young people. He stated that those jobs were planned to supplement already existing City positions. The City would not be paying any salaries but would be providing office space and other "in-kind" services. The Federal Government had made \$63,000.00 available for the program, in an effort to get more youths interested in recreation and library work.

Councilman Long moved the Council authorize the City Manager to enter into a contract with the Human Opportunities Program for a summer recreation and work program. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

REQUEST FOR HEARING ON REFUND CONTRACT

Mr. Jasper Glover appeared before the Council to request information on a refund on a water main in Eastfield Addition that he had asked the City to install in 1952. He had paid \$385.00 for that water main and he expected to have that money refunded when the customers were connected to the line. He stated that he had no record of that transaction because a fire had destroyed all of his files. He hoped the City would have a record of any contract he had signed.

Mr. Vic Schmidt, Director of Water and Wastewater, stated that his department would have kept records of a refund contract if one had been arranged with Mr. Glover. He conjectured that the money was payment from Mr. Glover for a part of the entire line. If that were so, then Mr. Glover had no money coming to him from the City because the City had never made refund contracts unless the builder had paid for the entire line. Even if the City could find records of the transaction there would be no custom in his department that would require the City to pay Mr. Glover for a part of the line.

The Council was in favor of searching old records to see if any note about Mr. Glover's case were in existence. Councilman Long pointed out that if the City wanted to expedite construction of a water line, the Water and Wastewater Department had occasionally made departures from regular policy. She thought that that could have happened in Mr. Glover's case.

Councilman LaRue moved the Council authorize the City Manager to continue the search for a record of the transaction and report back to the City Council. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen LaRue, Long, Nichols, Mayor Akin
Noes: Councilman Janes

RELEASE OF EASEMENTS

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon and across a part of Block 16B, Pemberton Heights, Section Seven, a subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat of said Pemberton Heights, Section Seven, of record in Book 3 at Page 261 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 SAVE AND EXCEPT, however, that a telephone and electric overhang easement is to be

retained over the entirety of the two (2) strips of land hereinafter described;
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 utilities easement, SAVE AND EXCEPT for easement for telephone and electrical overhang purposes to be retained over the entirety of the following described property:

Two (2) strips of land, each being 2.40 feet in width and each being out of and a part of Block 16B, Pemberton Heights, Section Seven, a subdivision of a portion of the George W. Spear League in the City of Austin, Travis County, Texas, according to a map or plat of said Pemberton Heights, Section Seven, of record in Book 3 at Page 261 of the Plat Records of Travis County, Texas; the strip of land hereinafter described as Number One being out of and a part of Lot 26, Block 16B, and the strip of land hereinafter described as Number Two being out of and a part of Lot 27, said Block 16B; each of the said two (2) strips of land being more particularly described as follows:

NUMBER ONE, BEGINNING at the intersection of the west line of said Lot 26, same being the east line of Lot 27, and a line 3.80 feet south of and parallel to the north line of said Lot 26;

THENCE, with the said line 3.80 feet south of and parallel to the north line of Lot 26, S 60° 00' E 40.00 feet to point of termination.

NUMBER TWO, BEGINNING at the intersection of the east line of said Lot 27, same being the west line of Lot 26, and a line 3.80 feet south of and parallel to the north line of said Lot 27;

THENCE, with the said line 3.80 feet south of and parallel to the north line of Lot 27, N 60° 00' W 20.00 feet to point of termination.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

CITY OF AUSTIN, TEXAS

WHEREAS, a certain easement was granted to the City of Austin for anchor purposes in, upon and across a part of Block K, Northwest Hills, Section 6, a subdivision of portions of the T.J. Chambers Grant and the George W. Davis Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Northwest Hills, Section 6, of record in Book 15 at Page 63 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have requested the City Council of the City of Austin to release 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 anchor easement, to-wit:

Two (2) strips of land, each being five (5.00) feet in width and each being out of and a part of Block K, Northwest Hills, Section 6 a subdivision of portions of the T.J. Chambers Grant and the George W. Davis Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Northwest Hills, Section 6, of record in Book 15 at Page 63 of the Plat Records of Travis County, Texas; the strip of land hereinafter described as Number One being out of and a part of Lot 23, said Block K, and the strip of land hereinafter described as Number Two being out of and a part of Lot 24, said Block K; each of the said two (2) strips of land five (5.00) feet in width being more particularly described as follows:

NUMBER ONE, BEGINNING at the intersection of a line five (5.00) feet east of and parallel to the west line of said Lot 23 and a line two and one-half (2.50) feet north of and parallel to the south line of said Lot 23;

THENCE, with the said line two and one-half (2.50) feet north of and parallel to the south line of Lot 23, S 75° 25' E 40.56 feet to point of termination.

NUMBER TWO, BEGINNING at the intersection of a line five (5.00) feet east of and parallel to the west line of said Lot 24 and a line two and one-half (2.50) feet south of and parallel to the north line of said Lot 24;

THENCE, with the said line two and one-half (2.50) feet south of and parallel to the north line of Lot 24, S 75° 25' E 40.47 feet to point of termination.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

MEETING WITH JUDGES OF CORPORATION COURT

Mayor Akin announced that it was 1:30 P.M. and time for the Council to hold a meeting with the Judges of the Corporation Court to discuss the desirability of readjustments in fine and penalty schedules, and any other policy matters that could be coordinated with the Corporation Court. There was some question of whether or not the Corporation Court Judges had had the jurisdiction to make changes in the schedules without the consent of the Council. Judge Granger pointed out that Austin had set its fines much lower than comparable Texas cities. He said that the fines were set to deter violations, as well as to punish offenders.

Councilman Janes expressed himself as not being displeased with the changes the Corporation Court Judges had taken in adjusting the fines. Mayor Akin and Judges Granger and Williams agreed that any future changes made in the fine and penalty schedules would be taken up with the City Council. Councilman Nichols stated that he also wanted to stress that the Council should be included in making those decisions.

Judge Williams presented the Council with a chart setting out the rates of Austin and 10 other Texas cities. He then discussed the night court procedures. The Council also discussed setting policy establishing the appropriate instances in which the two judges would need to communicate with each other. Councilman Nichols also brought up the matter of the outdated traffic tickets that were in use at that time. Councilman Long pointed out that there were no other tickets to use until the new tickets were printed. She said that she was unhappy with the judges for changing the schedules before talking with the Council but she was not in favor of instituting the new fine schedules until the new tickets were available.

AMBULANCE SERVICE DISCUSSED

Councilman Long brought up the City's responsibility for charity, or staff, patients in Austin. She said that Austin Ambulance Company had answered a call to bring someone to Brackenridge Hospital, and had discovered that the person was a staff patient. The company would not transport the patient to Brackenridge because it did not have the City contract for ambulance service. The contract was held by Austin Transportation Company. The patient had to lie waiting for 10 minutes until an ATC ambulance picked him up. Austin Ambulance Company drivers said that they would be glad to pick up staff patients if they would be paid by the City for their services and if they would not be putting themselves in jeopardy by violating the ATC contract.

Mr. Doren Eskew, City Attorney, stated that the City was under no obligation to pay any ambulance service that did not have a contract with the City. He said that the City would not have paid for that particular patient's transportation by Austin Ambulance. Councilman Nichols thought that the City should pay an ambulance service if it answered a call that Austin Transportation Company could not answer. Mr. Eskew said that the City could not operate on moral responsibility and would not pay that bill. He suggested that he meet with Mayor Akin to discuss the possibility of setting up a contract to cover such situations in the future.

Later in the meeting, Mr. Eskew reported that he had studied the ambulance contract. He explained that the contract allowed the City to pay the ambulance operator who transported a person who qualified as a staff patient the same amount that would have been paid to Austin Transportation Company under the contract, if Austin Transportation Company was not able to respond to the call or if the call was made by any representative of the City, Police or Fire Departments, or Brackenridge Hospital. He had a check to pay the Austin Ambulance Company for answering the call that Councilman Long had reported.

Mr. Eskew suggested that the City could modify the ambulance contract, with the consent of Austin Transportation Company, to deduct any fees paid to other companies from the flat rate the City paid ATC each month.

TOWN LAKE AND DECKER LAKE LANDS DISCUSSED

The Council met with members of the Parks and Recreation Board, the Parks and Recreation Department, and the Planning Department to discuss the Town Lake Development Plan and public lands surrounding Town Lake and Decker Lake. It was pointed out that those lands had been purchased with utility bonds for various purposes by the Utility Department. However, the land was available for recreation purposes, as well.

The Parks and Recreation Board asked that even though the land was not specifically dedicated as park land, the Board would have to have the authority to plan the areas within park property. The Board would like to have that land recognized as being under the guidance of the Parks and Recreation Department. The Board also asked the Council to give the Planning Department the authority to plan roads, streets, and bridges around Town Lake and in other parks.

Mr. Hoyle Osborne, Director of Planning, discussed the request of the Parks and Recreation Department with relation to the Master Plan of Austin. The Parks and Recreation Department had recommended that, if details of the Town Lake Development Plan differed from details of the Master Plan, the Master Plan be changed. Mr. Osborne agreed with the policy.

Mr. Sam Dunnam of the Planning Commission pointed out that the recommendation was to have the Parks and Recreation Department doing all of the planning for the park areas around Town Lake and for the Planning Department to plan all streets and park roads.

Councilman Long then moved the Council ask the Parks and Recreation Department to get a revised plan of the King, Taniguchi, Zisman Town Lake Development Study for the City of Austin, Texas together with other recommendations, and send it to the Planning Commission for review, and return it to the Council. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Mayor Akin thought that the Council should hire legal counsel to give advice on the land acquisition, policy and land usage around Town Lake. Councilman Janes disagreed, saying that the City Legal Department could handle all such matters. Mr. Eskew stated that it was within the prerogative of the Council to hire such legal assistance. Councilman LaRue did not see any need for additional legal counsel. Mayor Akin added that the legal advice would also be sought on granting franchises on concessions in the Festival Beach area, and other matters that could be handled by lawyers who would work in all stages of planning.

After some discussion, the Council decided to confirm the action taken by a previous Council on August 13, 1967, on the Town Lake public lands. Councilman LaRue moved the Parks and Recreation Department be in charge of all public lands within the vicinity of Town Lake and Decker Lake. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Councilman Nichols then moved the Council hire legal counsel to advise the Council in the matter of Town Lake and Decker Lake development and its policies. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Nichols, Mayor Akin
Noes: Councilmen Janes, LaRue

Councilman Janes did not think that the Council needed to spend the money required to hire additional legal assistance. Councilman LaRue felt that the City Legal Department was well qualified to handle all matters pertaining to Town Lake and Decker Lake development because they had been working on it all along. Councilman Janes also wanted to know what questions other Council members would want to ask those attorneys. Mayor Akin wished to ask those attorneys to study the history of Town Lake development and present a report of what that firm might do to help the Council.

STREET VACATION

Mayor Akin introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE A PORTION OF SALINA STREET AND PENNSYLVANIA AVENUE ALLEY, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING EASEMENTS FOR SANITARY SEWER AND TELEPHONE PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
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 Janes, LaRue, Long, Nichols, Mayor Akin
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 Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor Akin introduced the following ordinance:

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

(1) TRACT 1: A 0.293 ACRE TRACT OF LAND, LOCALLY KNOWN AS 2317-2335 NORTH LOOP AND 2316-2324 HANCOCK DRIVE, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; AND

CITY OF AUSTIN, TEXAS

TRACT 2: A 0.745 ACRE TRACT OF LAND, LOCALLY KNOWN AS 2316-2332 NORTH LOOP AND 5101-5107 WOODVIEW, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT;

(2) LOT 3, BLOCK 2 OF THE RESUBDIVISION OF OWENS NO. 1, SECTION 1, LOCALLY KNOWN AS 2923 EAST 12TH STREET, FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;

(3) LOTS 5 AND 6, BLOCK 13 OF HYDE PARK NO. 2, LOCALLY KNOWN AS 307 WEST 39TH STREET AND 308 WEST 38 1/2 STREET, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;

(4) LOTS 3 AND 4, OF THE MOKRY AND CAMERON SUBDIVISION NO. 2, LOCALLY KNOWN AS 900-904 BANISTER LANE, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT;

(5) LOTS 20 AND 21, BLOCK 14 OF HYDE PARK NO. 2, LOCALLY KNOWN AS 403-405 WEST 39TH STREET AND 402-404 WEST 38 1/2 STREET, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;

(6) LOT 1 OF THE BEDNAR AND FREUND SUBDIVISION, LOCALLY KNOWN AS 3203-3207 SHOAL CREEK BOULEVARD, FROM FIRST HEIGHT AND AREA DISTRICT TO SECOND HEIGHT AND AREA DISTRICT;

(7) THE WEST 31 FEET OF LOT 6 AND THE EAST 9 FEET, MORE OR LESS, OF LOT 7, BLOCK 104 OF THE ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 703 WEST 9TH STREET, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT;

ALL OF SAID PROPERTY BEING LOCATED 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 Nichols 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 Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman Nichols 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 Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Akin 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 13,000 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 4520-4522 DUVAL STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT;
SAID PROPERTY BEING LOCATED 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 Nichols 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 Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the second time and Councilman Nichols 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 Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCE PASSAGE POSTPONED

FRANK MEECE

2505 Westlake Drive

From Interim "A"
Residence
1st Height and Area
To "B" Residence
2nd Height and Area

The Council postponed action on the above zoning request until the applicant had made arrangements for water and sewer lines, until the density requirement for the proposed structures was determined by the owner of the property, and until the Council had decided what arrangements to make in respect to the \$6,000.00 worth of inundation rights to the submerged part of the land that the City bought in 1890.

CONTRACTS AWARDED

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 14, 1967, for the construction of a Sewage Lift Station located between Lake Austin and Taylor Slough on Scenic Drive; and

WHEREAS, the bid of Clyde Smith Contractor, Incorporated in the sum of \$147,327.63, was the lowest and best bid therefore 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 Clyde Smith Contractor, Incorporated in the sum of \$147,327.63, be and the same is hereby accepted, and that W.T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Clyde Smith Contractor, Incorporated.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin for repair of one (1) General Electric 25,000 KVA, 69 KV to 11.8 KV, Three Phase Power Transformer; and

WHEREAS, the bid of General Electric Company in the sum of \$15,000.00, was the only bid received therefor, 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 bid of General Electric Company, in the sum of \$15,000.00, be and the same is hereby accepted, and that W.T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with General Electric Company.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

OFF STREET PARKING

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Graham Wilson for a building permit together with a site plan dated June 13, 1967 meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 714 Red River, more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, based upon the use of the premises for the purpose of open air Beer Garden the maximum number of parking spaces which will probably be used by employees and customers of such establishment, taking into account the loading facilities on the site, the public parking areas and street space available for parking in the vicinity, public safety, and free circulation of traffic both on and off the site, is eighteen (18) parking spaces; Now, Therefore,

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

That eighteen (18) spaces is an adequate number of parking spaces for the establishment shown on the site plan of Graham Wilson dated June 13, 1967, for use of the premises for the purpose of open air Beer Garden.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

SUBSTANDARD HOUSING

Councilman Long moved the Council approve the recommendations from the Building Standards Commission and authorize the Legal Department to take proper legal disposition of the following substandard structures which have not been repaired or demolished within the required time:

- | | |
|--------------------------|------------------------------|
| a. 2411 Santa Rosa | Mr. C.J. Villegas |
| b. 810 Prospect | Mr. Steve Nichols |
| c. 2115 East 9th Street | Mr. Steve Nichols |
| d. 1910 East 10th Street | Mrs. Calvin Wright |
| e. 2304 East 8th Street | Mr. Phillip Juarez |
| f. 807 East 11th Street | Dr. Greenwood S. Wooten, Sr. |
| g. 2501 East 9th Street | Mr. Frank Valdez |

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

AQUA FESTIVAL EVENTS SCHEDULE

Mr. Williams explained that a large number of the Aqua Festival events would be conducted on City property and that the Council would have the option of approving the use of City property as scheduled by the Aqua Fest Committee or making changes as they saw fit. Councilman Long thought that the Aqua Festival should pay rent for the use of City property as other citizens would be required to do. She was also concerned that people wishing to use City facilities but not wishing to view Aqua Fest events or pay entrance fees to those events would be prevented from doing so. She asked that fences be set up so that public facilities would be available for swimming, fishing, etc. to those who wanted to use them for those purposes alone.

Councilman Nichols moved the Council approve the Aqua Festival schedule of events, subject to ingress and egress provisions, and fencing agreeable to Council members. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

PARADE PERMIT GRANTED

Councilman Long moved the Council approve a parade permit for the Aqua Festival Land Parade, subject to the parade's meeting all City regulations. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

SALE OF PROPERTY DISCUSSED

Mr. Eskew said that the proprietor of Mooreburger at 27th and Guadalupe Streets wished to buy a piece of City property adjoining the Mooreburger property. He was not interested in direct purchase but wanted to assign his rights to Mr. Miller Hicks and Co., and enter into an agreement to lease back the property from Miller Hicks. The proprietor had not stated what he would be willing to pay but he did state that he was interested in the land.

The Council members asked Mr. Eskew to meet with the proprietor and with Mr. Hicks to find out what they would be prepared to pay for the land.

FRIEND OF COUNCIL RECOGNIZED

Councilman Nichols moved the Council wish Mr. Jack Adkin of the Austin American-Statesman well on his departure from Austin for greener fields. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

STOP SIGN REQUEST

Councilman Long read a letter from Mr. Glen Gainer asking that a four way stop sign arrangement be set up at the corners of Taylor and Scenic Drive. The Traffic Department had already considered that action but they had rejected it because the four-way stop was not justified by the usual criteria for establishing such stops. Mr. Gainer explained in his letter that that intersection was particularly dangerous because of the elevation of the roadbed. The Council decided to go and look at that corner and put the item on the agenda for the next Thursday meeting.

THURSDAY NIGHT MEETING DISCUSSED

Councilman LaRue suggested that the Council reserve the fourth Thursday of each month at 7:30 p.m. for the Council to hear zoning applications, and that the Council meet at the usual time every Thursday to hear regular business. The June 18th regular meeting, beginning at 7:30 p.m., had lasted until 1:40 a.m. and Councilman LaRue was suggesting that some of the business be taken care of earlier in the day to prevent that from happening again. Councilman Long was in favor of continuing the regular meeting at night for three or four more times to see if conditions would improve. Councilman Janes was in favor of adopting Councilman LaRue's suggestion for the next meeting to see if it would work better. Mayor Akin was also in favor of the proposal.

After some discussion, Councilman Janes suggested that the Council try one more time to hold a regular meeting at 7:30 p.m. before scrapping that idea. The Council members agreed to his proposal.

ACTION DEFERRED ON AIR SERVICE

The Council deferred any action on a letter from Mr. George C. Pendleton of Culbertson, Pendleton, and Pendleton concerning their study of new and improved air service to Austin.

PURCHASE OF PROPERTY

Mr. Eskew stated that the City was ready to make an offer on the property at the southwest corner of 8th and San Antonio Streets to the heirs of the original owner, Mr. Henry Brooks and his two brothers. The land was needed for parking for City employees.

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the offer of the owners and claimants of the hereinafter described tract of land to convey unencumbered fee simple title thereto to the City of Austin in consideration of the cash payment of \$44,160.00 therefor be accepted, and that the City Manager or his designate be and he is hereby authorized to consummate purchase of the following described tract of land, to-wit:

Lot No. One (1) in Block No. One Hundred One (101) of the Original City of Austin, Travis County, Texas, according to the map or plat of said Original City on file in the General Land Office of the State of Texas.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

EMPLOYEE CLASSIFICATION SCALE STUDY

Councilman Janes did not think that the City needed to hire consultants to rework the entire City employee classification system. The other Council members were in favor of continuing with consultant interviews, with a view towards hiring one group for the study. They were not, however, committed to bringing in an outside firm.

June 22, 1967

SALE OF PROPERTY

Councilman Nichols asked Mr. Eskew about an offer from Joe Crow, Tom Grey, and C. B. Callaghan to purchase a 90 foot strip of City land along Ben White Boulevard and between Ben White Boulevard and the Bergstrom Field Spurr Railroad. Those principals owned the industrial site adjacent to that strip and wished to purchase the land for use as a private driveway. The City owned fee simple title to the land but the Railroad had an easement on the land. Mr. Eskew suggested that the best solution would be for the City to sell its fee simple ownership of the property to the buyers, with the agreement that the railroad would retain its easement. That plan was agreeable to the prospective buyers. They felt that the proper method for evaluating the ownership of the land would be to take the average square foot cost which they were paying for their industrial site. That would be the average of the \$110.00 front foot value on Ben White and the acreage cost off of St. Elmo.

Councilman Long thought that the land was too valuable to sell for \$715.00, the average cost.

After some discussion, Councilman Nichols moved the Council authorize the sale of an 11,125 square foot strip for \$800.00. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

ADJOURNMENT

The Council then adjourned.

APPROVED: _____


Mayor

ATTEST: _____

Asst. City Clerk