

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 9, 1967

9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

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The meeting was called to order with Mayor Palmer presiding.

Roll Call:

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

Absent: None

The Invocation was delivered by REVEREND GORDON BAYS of the Congress Avenue Baptist Church.

APPROVAL OF MINUTES POSTPONED

The Council agreed to postpone the approval of the Minutes of January 12, 1967, until February 16, 1967.

ELECTRIC, WATER AND SEWER REVENUE BONDS

Mayor Palmer noted that it was time to receive bids on the City of Austin Revenue Bonds, ascertained the accuracy of the hour and that there were no other bids having been received in the mailing room, the City Manager's Office, by the Finance Director or by the City Clerk's Office, or to be submitted by anyone present in the Council Chamber.

Mayor Palmer announced it was now 10:30 A.M., and the time for receiving bids was closed.

Bids received on the \$8,000,000 Electric, Water and Sewer Revenue Bonds were then opened and read by the Finance Director as follows:

## CITY OF AUSTIN, TEXAS

<u>Name of Bidder</u>	<u>Effective Interest Rate</u>
1. WHITE, WELD & CO., ROWLES WINSTON CO. AND BEAR STEARNS & CO.	3.3669 %
2. HALSEY, STUART & CO., INC. AND ASSOCIATES	3.36701%
3. PHELPS, FENN & CO., RAUSCHER PIERCE & CO., INC. AND ASSOCIATES	3.40589%
4. SMITH, BARNEY & CO. (MANAGER), INC. LEHMAN BROS. AND ASSOCIATES	3.4341 %
5. THE FIRST BOSTON CORPORATION AND ASSOCIATES	3.4389 %
6. GLORE FORGAN, WM. R. STAATS, INC. EQUITABLE SECURITIES CORP. (Joint Managers)	3.4677 %

The Council referred the bids to the Finance Director, Bond Counsel and Fiscal Advisor for verification. Later in the Council Meeting, Mr. Curtis Adrian, Fiscal Advisor, reported six bids were received for the Revenue Bonds. The low bidder was WHITE, WELD & CO., ROWLES WINSTON CO. AND BEAR STEARNS & CO., with an effective interest rate of 3.3669%. Mr. Adrian reviewed the current bond market, made a comparison of the Bond Buyer and Dow-Jones Average and noted that the City's interest rates were much lower.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, White, Weld & Co., Rowles Winston Co. and Bear Stearns & Co., acting by and through their duly authorized representative, C.W. Houser, this day submitted to the City Council the following proposal:

(SEE ATTACHED SHEET)

February 9, 1967

Honorable Mayor and City Council  
City of Austin  
Austin, Texas

Gentlemen:

Reference is made to your "Official Notice of Sale" and "Official Statement", dated January 20, 1967, of \$8,000,000 CITY OF AUSTIN, TEXAS ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1967, both of which constitute a part hereof.

For your legally issued bonds, as described in said Notice, we will pay you par and accrued interest from date of issue to date of delivery to us, plus a cash premium of \$ 740.00 for bonds maturing and bearing interest as follows:

October 1, 1968,	through October 1, 1971	--	<u>4.50%</u>
October 1, 1972,	through October 1, 1978	--	<u>3.70%</u>
October 1, 1979,	through October 1, 1980	--	<u>3.75%</u>
October 1, 1981,	through October 1, 1982	--	<u>3.30%</u>
October 1, 1983,	through October 1, 1985	--	<u>3.35%</u>
October 1, 1986,	through October 1, 1988	--	<u>3.40%</u>

3.366947

Interest cost, in accordance with the above bid, is:

Gross Interest Cost	\$ <u>3115044.80</u>
Less Premium	<u>740.00</u>
NET INTEREST COST	\$ <u>3114304.80</u>
EFFECTIVE INTEREST RATE	<u>3.3669%</u>

Attached hereto is Cashier's - Certified Check of the AMERICAN NATIONAL BANK, AUSTIN, TEXAS Bank, \_\_\_\_\_, in the amount of \$160,000.00, which represents our Good Faith Deposit, and which is submitted in accordance with the terms as set forth in the "Official Notice of Sale" and "Official Statement".

We desire that the paying agent in Austin be: AMERICAN NATIONAL BANK, AUSTIN, TEXAS, Austin, Texas.

Respectfully submitted,

White Weld Co  
Rouley Winston Co  
Bear Stearns Co  
By C.W. House  
Authorized Representative

OK  
C.K.  
G.B.  
J.M.  
K.L.

ACCEPTANCE CLAUSE

The above and foregoing bid is hereby in all things accepted by the City of Austin, Texas, this the 9th day of February, 1967.

ATTEST:  
Elise Mosley  
City Clerk, City of Austin, Texas

P. E. Palmer  
Mayor, City of Austin, Texas

APPROVED:  
Don R. Kraw  
City Attorney, City of Austin, Texas

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Return of Good Faith Deposit is hereby acknowledged: \_\_\_\_\_

By \_\_\_\_\_

and,

WHEREAS, the said bid and proposal of White, Weld & Co., Rowles Winston Co. and Bear Stearns & Co., was the most advantageous bid submitted to the City Council for the purchase of the aforesaid bonds; Now, Therefore,

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

That said proposal of White, Weld & Co., Rowles Winston Co. and Bear Stearns & Co., to purchase \$8,000,000.00 CITY OF AUSTIN, TEXAS ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1967, as per the City's Notice of Sale and Prospectus dated January 20, 1967, at the price and upon the terms of said proposal be and the same is hereby accepted and White, Weld & Co., Rowles Winston Co. and Bear Stearns & Co., be awarded the sale of said bonds; and,

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

That the City Manager be and he is hereby authorized and directed to sell to White, Weld & Co., Rowles Winston Co. and Bear Stearns & Co. the \$8,000,000.00 CITY OF AUSTIN, TEXAS ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1967, as per the City's Notice of Sale and Prospectus dated January 20, 1967, at par and accrued interest from date of delivery, plus a cash premium of \$740.00 according to the terms of said bid hereinbefore set out.

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

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

MINUTES PERTAINING TO PASSAGE AND ADOPTION OF  
ORDINANCE AUTHORIZING ISSUANCE OF \$8,000,000  
"CITY OF AUSTIN, TEXAS, ELECTRIC LIGHT AND  
POWER, WATERWORKS AND SEWER SYSTEM REVENUE  
BONDS, SERIES 1967", DATED MARCH 1, 1967

THE STATE OF TEXAS        }
  
COUNTY OF TRAVIS        }
  
CITY OF AUSTIN            }

ON THIS the 9th day of February, 1967, 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:

## CITY OF AUSTIN, TEXAS

LESTER E. PALMER

MAYOR

TRAVIS LaRUE )

MRS. EMMA LONG )

LOUIS SHANKS )

BEN WHITE )

COUNCILMEN

and with the following absent: None, constituting a quorum; at which time the following among other business was transacted:

The Mayor presented for the City Council's consideration an ordinance authorizing the issuance of \$8,000,000 "CITY OF AUSTIN, TEXAS, ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1967", dated March 1, 1967, the caption of said ordinance being as follows:

AN ORDINANCE by the City Council of the City of Austin, Texas, authorizing the issuance of \$8,000,000 'CITY OF AUSTIN, TEXAS, ELECTRIC LIGHT AND POWER WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1967', for the purpose of extending and improving the City's combined Electric Light and Power, Waterworks and Sewer System (being the sixth parcel and final installment of a total voted authorization of \$50,000,000 bonds), as authorized by the general laws of the State of Texas, particularly Article 1111 et seqq., Revised Civil Statutes of Texas, 1925, as amended; prescribing the form of the bonds and the form of the interest coupons; pledging the revenues of the City's combined Electric Light and Power, Waterworks and Sewer System to the payment of the principal of and interest on said bonds, after deduction of reasonable operation and maintenance expenses; 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, 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 Shanks 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 Shanks and carried by the following vote:

AYES: Mayor Palmer and Councilmen LaRue, Long, Shanks, and White  
NOES: None

## CITY OF AUSTIN, TEXAS

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 Shanks 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.

## 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 sanitary sewer purposes in, upon and across Lots 3, 4 and 5, Beville Subdivision, a subdivision of a portion of Outlot 72, Division D, 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 Beville Subdivision being of record in Book 2 at Page 128 of the Plat Records of Travis County, Texas; which said easement was provided by an instrument dated September 13, 1965, of record in Volume 3015 at Page 724 of the Deed 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 sanitary sewer easement, to-wit:

Being all that certain strip of land five (5.00) feet in width which traverses Lots 3, 4 and 5, Beville Subdivision, a subdivision of a portion of Outlot 72, Division D, 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 Beville Subdivision being of record in Book 2 at Page 128 of the Plat Records of Travis County, Texas; which sanitary sewer easement was provided by instrument dated September 13, 1965, of record in Volume 3015 at Page 724 of the Deed Records of Travis County, Texas.

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

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

Noes: None

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 that certain portion of a street in the City of Austin, Travis County, Texas, known as Highland Medical Circle and as shown on a map or plat of Highland Medical Center, a subdivision of record in Book 14 at Page 10 of the Plat Records of Travis County, Texas, which said public utilities easement was provided by Ordinance No. 630425-A dated April 25, 1963; 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 public utilities easement, to-wit:

771 square feet of land, same being out of and a part of that certain portion of a street in the City of Austin, Travis County, Texas, known as Highland Medical Circle and as shown on a map or plat of Highland Medical Center, a subdivision of record in Book 14 at Page 10 of the Plat Records of Travis County, Texas, which certain portion of Highland Medical Circle was vacated by the City Council of the City of Austin, Travis County, Texas, by Ordinance No. 630425-A, dated April 25, 1963; which 771 square feet of land are to be released from the public utilities easement provided by said Ordinance No. 630425-A and being more particularly described by metes and bounds as follows:

BEGINNING at the southwest corner of Lot 9, said Highland Medical Center, which point of beginning is the southeast corner of the herein described tract of land;

THENCE, with the westerly prolongation of the south line of said Lot 9, N 60° 46' W 13.00 feet to the southwest corner of the herein described tract of land;

THENCE, N 29° 01' E 55.97 feet to a point in a line fifteen (15.00) feet south of and parallel to the proposed south line of Hancock Drive, same being a line five (5.00) feet south of and parallel to the present south line of said Hancock Drive, and which point is the northwest corner of the herein described tract of land;

THENCE, with the said line fifteen (15.00) feet south of and parallel to the proposed south line of Hancock Drive, S 59° 19' E 14.62 feet to a point in the west line of said Lot 9, which point is the northeast corner of the herein described tract of land;

THENCE, with the said west line of Lot 9, S 30° 41' W 55.65 feet to the point of beginning.

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

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

#### CONTRACTS AWARDED

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on February 3, 1967, for the construction of 2994 feet of 24-inch reinforced concrete sanitary sewer pipe through the Westwood Country Club, across Mt. Bonell Road near the City of Austin Water Filter Plant Number 2, and upstream to Huck Slough; and,

WHEREAS, the bid of Austin Engineering Company in the sum of \$105,493.40, 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 Austin Engineering Company in the sum of \$105,493.40 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 Austin Engineering Company.

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

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

Noes: None

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 25, 1967, for the furnishing of cast iron pipe and fittings to be used to install an additional air line at Govalle Waste Water Treatment Plan; and,

WHEREAS, the bid of United States Pipe & Foundry Company in the sum of \$6,415.28, was the lowest and best bid 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 United States Pipe & Foundry Company in the sum of \$6,415.28 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 United States Pipe & Foundry Company.

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

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

Noes: None

#### ORDINANCE IMPROVING STREETS

Mayor Palmer introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF WEST 6TH STREET ALLEY #2 AND EAST 10TH STREET ALLEY, IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY BILL TABOR, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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

Ayes: Councilmen Long, LaRue, 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 Shanks, carried by the following vote:

Ayes: Councilmen Long, LaRue, 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 Shanks, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

OFF STREET PARKING REQUIREMENTS  
RESOLUTION

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of George Nalle for a building permit together with a site plan dated February 7, 1967, meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 600 West 10th Street, more particularly described in said application; and,

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

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

That thirty-nine (39) spaces is an adequate number of parking spaces for the establishment shown on the site plan of George Nalle dated February 7, 1967 for use of the premises for the purpose of erection of apartment-hotel.

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

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

## CITY OF AUSTIN, TEXAS

## TRANSFER OF CONTRACT

The Council had before it for consideration the transfer of the O.E.O. Contract from the Community Council to the Human Opportunities Corporation of Travis County. The City Manager stated that it would be necessary to approve of the Human Opportunities Agency as being the coordinating agency. After some discussion, Councilman Long moved the Council authorize the City Manager to transfer the O.E.O. Contract from the Community Council to the Human Opportunities Agency. The motion, seconded by Councilman LaRue, carried by the following vote:

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

## PEST CONTROL ORDINANCE

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

AN ORDINANCE AMENDING THE PROVISIONS OF CHAPTER 45 OF THE AUSTIN CITY CODE OF 1954 PERTAINING TO PERMIT REQUIREMENTS, GROUNDS FOR REFUSAL, REVOCATION OR SUSPENSION OF PERMIT, CREATION OF PEST CONTROL ADVISORY COMMITTEE, AND REFUSAL, REVOCATION OR SUSPENSION OF LICENSE; AND DECLARING AN EMERGENCY.

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

The Mayor announced that the ordinance had been finally passed.

## STREET PAVING ORDINANCE

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 OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, 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 White, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

#### HIGHWAY ILLUMINATION RESOLUTION

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the provisions of the Texas Highway Commission Minute Order No. 58825, dated January 31, 1967, concerning the illumination of Interstate Highway 35 from U.S. Highway 290 northeast to Braker Lane, a distance of approximately 4.6 miles, be, and the same are hereby accepted; and,

BE IT FURTHER RESOLVED BY THE CITY COUNCIL:

That W.T. Williams, Jr., City Manager, be and he is hereby, authorized and directed to execute a formalized agreement on behalf of the City of Austin covering the construction, operation, and maintenance of said illumination system, pursuant to the provisions of said Highway Commission Minute Order No. 58825.

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

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

Noes: None

#### CONSIDERATION OF PURCHASE OF PROPERTY

The Council agreed to go look at the property on Ben White Boulevard which was being considered in a sales transaction with Mr. Ted Wendlandt before taking any action.

#### MASTER PLAN HEARING SET

Councilman LaRue moved the Council set a hearing on change of Master Plan for area south of Ben White Boulevard in the vicinity of Montopolis Drive for February 16, 1967 at 11:00 A.M. The motion, seconded by Councilman Long, carried by the following vote:

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

Noes: None

#### ZONING TEXT HEARING SET

Councilman LaRue moved the Council set a public hearing on March 1, 1967 at 10:30 A.M. to consider an amendment to "O" Office District Text of the Zoning Ordinance. The motion, seconded by Councilman Long, carried by the following vote:

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

Noes: None

## CITY OF AUSTIN, TEXAS

## COUNCIL MEETING SET

Councilman LaRue moved the Council set the date for the Council Meeting of the week of February 27, 1967 on March 1, 1967. The motion, seconded by Councilman Long, carried by the following vote:

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

## ZONING ORDINANCE

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

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:  
THAT PORTION OF LOT 10 LYING NORTH OF WEST 38TH STREET AND LOTS 13, 14, 15, AND 16 OF THE JEFFERSON STREET ADDITION, LOCALLY KNOWN AS 1520-1530 WEST 38TH STREET, 1600-1620 WEST 38TH STREET AND 3801-3811 JEFFERSON STREET, ALSO A 14,000 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 3819-3821 JEFFERSON STREET, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT AND "O" OFFICE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND THIRD HEIGHT AND AREA 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 second time and Councilman LaRue 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 Long, LaRue, Shanks, White, Mayor Palmer  
Noes: None

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

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

The Mayor announced that the ordinance had been finally passed.

## PAVING ORDINANCE

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That at such time as commercial or residential development is undertaken on the property at the northeast corner of the intersection of Jefferson Street and West 38th Street on Lots 13, 15, 16 and 10 of the Jefferson Street Addition, also known as 1520-1530 West 38th Street, 1600-1620 West 38th Street and 3801-3821 Jefferson, that the City Manager prepare a plan for the specifications for and undertake the paving and improvement of Jefferson Street to the regular City specifications from West 38th Street north to the existing paving on Jefferson Street, with the City bearing its usual responsibilities and with the private property owners either voluntarily bearing their customary responsibilities or doing so pursuant to paving assessment proceedings.

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

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

MINIMUM BUILDING STANDARDS CODE  
PUBLIC HEARING AND ORDINANCE

Mayor Palmer opened the public hearing scheduled for this time on the Minimum Commercial Building Standards Code.

Mayor Palmer introduced the following ordinance:

AN ORDINANCE REGULATING UNSAFE AND HAZARDOUS COMMERCIAL BUILDINGS IN THE CITY; DEFINING TERMS; PROVIDING PROCEDURES FOR THE NOTICE TO OWNER OF UNSAFE AND HAZARDOUS COMMERCIAL BUILDINGS; PROVIDING FOR CONDEMNATION PROCEEDINGS TO BE INSTITUTED FOR THE ABATEMENT OF NUISANCES RESULTING FROM UNSAFE AND HAZARDOUS BUILDINGS; PROVIDING A PENALTY FOR THE VIOLATION HEREOF; MAKING THIS ORDINANCE CUMULATIVE OF OTHER ORDINANCES REGULATING COMMERCIAL BUILDINGS; PROVIDING A SAVINGS CLAUSE; AND NAMING AN EFFECTIVE DATE.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

#### EXTENSION OF LAND PURCHASE OPTION

Mayor Palmer announced that Colonel Bob Langford, representing Covenant Presbyterian Church, had requested an extension of an option to purchase two acres of land adjacent to the Church site on Northland Drive and Missouri Pacific Boulevard. Mr. Langford stated that the Church was not in a financial position at the time to purchase the land and begin construction for additional church facilities.

After some discussion, Councilman Shanks moved the Council grant the extension for \$10.00. The motion, seconded by Councilman LaRue, carried by the following vote:

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

#### HEARING ON AMENDMENT TO AUSTIN DEVELOPMENT PLAN IN THE TOWN LAKE AREA

Mayor Palmer opened the public hearing scheduled for 2:30 p.m. to consider an amendment to the Austin Development Plan by changing the planned location of a proposed street, drive or parkway on the north side of Town Lake and east of Interstate 35. The present general plan of the street, drive or parkway shows it to run on the north side of the lagoon between Chicon Street and Canadian Street. The proposed amendment to the Plan would locate the street, drive or parkway on the south of the lagoon near the north shore of Town Lake.

#### Motion - Master Plan Change

After a lengthy discussion, Councilman Long moved the Council close the public hearing and amend the Master Plan to show a road south of Fiesta Gardens along Town Lake's north shore connecting Festival Beach and Holly Beach with a bridge as well as a road network north of the Gardens. The motion, seconded by Councilman White, carried by the following vote:

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

Motion

Councilman LaRue moved the Council allocate \$28,000 of Parks and Recreation Department funds and apply it to a Federal Open Space grant to buy four lots between Canadian and Chicon Streets south of Bergman Street and start the engineering on the bridge. The motion, seconded by Councilman Shanks, carried by the following vote:

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

ADJOURNMENT

The Council then adjourned.

APPROVED: \_\_\_\_\_  
Mayor

ATTEST: Grace Monroe  
Asst City Clerk