

That the City Manager be and he is hereby authorized and directed to sell to Halsey, Stuart & Co., Inc.; Smith, Barney & Co., Incorporated; and Associates, the \$10,000,000.00 City of Austin, Texas Electric Light and Power, Waterworks and Sewer System Revenue Bonds, Series 1967-A, as per the City's Notice of Sale and Prospectus dated October 27, 1967, at par and accrued interest from date of delivery, plus a cash premium of \$200.00, according to the terms of said bid hereinbefore set out.

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

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

MINUTES PERTAINING TO PASSAGE AND ADOPTION OF ORDINANCE
 AUTHORIZING ISSUANCE OF \$10,000,000 "CITY OF AUSTIN,
 TEXAS, ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER
 SYSTEM REVENUE BONDS, SERIES 1967-A", DATED NOVEMBER 1,
 1967

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

ON THIS, the 16th day of November, 1967, the City Council of the City of Austin, Texas, convened in regular session, being open to the public, at the regular meeting place thereof in the City Hall with the following members present:

HARRY AKIN		MAYOR
MRS. EMMA LONG		MAYOR PRO-TEM
TRAVIS LARUE)	
RALPH JANES)	COUNCILMEN
DICK NICHOLS)	

and with the following absent: Mrs. Emma Long,
 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 \$10,000,000 "CITY OF AUSTIN, TEXAS, ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1967-A", dated November 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 \$10,000,000 'CITY OF AUSTIN, TEXAS, ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 1967-A', for the purpose of extending and improving the City's combined Electric Light and Power, Waterworks and Sewer System (being the first parcel and 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 seq., Revised Civil Statutes of Texas, 1925, as amended; prescribing the form of the bonds and the form of 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 Nichols 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 LaRue and carried by the following vote:

AYES: Mayor Akin, ~~Mayor-Pro-Tem-Long~~, and Councilmen LaRue, Janes and Nichols
NOES: None

The ordinance was read the second time and Councilman Nichols 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 LaRue and carried by the following vote:

AYES: Mayor Akin, ~~Mayor-Pro-Tem-Long~~, and Councilmen LaRue, Janes and Nichols
NOES: None

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

AYES: Mayor Akin, ~~Mayor-Pro-Tem-Long~~, and Councilmen LaRue, Janes and Nichols
NOES: None

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

CITIZEN APPEARANCE

Mr. Tom Fairey, owner of the Tom Fairey Company, appeared before the Council to express his opinion on two matters; the first being the activities of Mr. Roy Velasquez during the April 1, 1966 City Council election and the second being the City's laws concerning inventory taxes.

Concerning Roy Velasquez, Mr. Fairey stated that on the morning of the election he received an anonymous phone call saying that Mr. Velasquez was at the school on First Street telling people how to vote. Mr. Fairey then called the Police headquarters and was told that no action could be taken unless requested by the voting judge. Mr. Fairey stated that he felt the Council should take some action to prevent such a situation from happening again.

The other matter that Mr. Fairey wished to bring to the Council's attention regarded the City's personal inventory tax system, which according to Mr. Fairey, a good number of reputable businessmen were subjected to.

Mr. Fairey stated that in any large merchandising business it was necessary to keep a fair stock of equipment on hand, yet many dealers were forced to hold their stock to a minimum in order to avoid paying the necessary tax. He further said that the City was operating under a very antiquated tax law and that it was time the system be changed.

City Manager Tinstman stated that he and Mayor Akin had already met with Mr. Klitgaard, the City's Tax Assessor, and that a new state statute was being considered. He further stated that after enough pertinent information was gathered, a report on the subject would be presented to the Council.

MONTOPOLIS AREA DEVELOPMENT PLAN

Mr. Ray Moncivais appeared before the Council to present in report form the three phase proposal for the development of the Montopolis area. Mr. Moncivais stated that the Montopolis Community Center, Inc. had already undergone steps for raising funds for the development, a project which would involve the building of 200 low cost homes on 45 acres of land. He explained that the proposal represented 3 1/2 years of work of Father Underwood, members from the Montopolis area and interested people all over Austin. City Manager Tinstman expressed his appreciation for such a well prepared documentary report and noted that it would be discussed with the various departments in the very near future as to what action could be taken.

ANNEXATION HEARING

Mayor Akin opened the public hearing scheduled for 10:30 A.M. on the following annexation. Councilman LaRue moved the Council close the hearing and direct the administration to institute annexation proceedings to annex the following:

Requested by developer or property owner:

2.45 acres of land out of the T. J. Chambers Grant -
Proposed NORTHWEST HILLS, SECTION 11, PHASE 1.

9.95 acres of land out of the James Mitchell Survey -
Proposed BALCONES HILLS, SECTION 3.

2.77 acres of land out of the J. C. Tannehill League -
WILLIAM M. COLLINS SUBDIVISION and a portion of EAST 19TH
STREET.

Requested by property owners in Burleson Road Heights but
not owners in Polvado Subdivision No. 2:

37.77 acres of land out of the Santiago Del Valle Grant -
Portions of BURLESON ROAD HEIGHTS, POLVADO SUBDIVISION NO. 2
and a portion of BURLESON ROAD.

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

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

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 9.95 ACRES OF LAND OUT OF
THE JAMES MITCHELL SURVEY; 2.45 ACRES OF LAND OUT OF THE T. J.
CHAMBERS SURVEY; AND TWO (2) TRACTS OF LAND CONTAINING 2.77 ACRES
OUT OF EAST 19TH STREET, ALSO KNOWN AS FM. ROAD 969, AND 1.31
ACRES OF LAND OUT OF THE WILLIAM M. COLLINS SUBDIVISION, OUT OF
THE J. C. TANNEHILL 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.

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 Nichols, carried by the following vote:

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

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

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

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 37.77 ACRES OF LAND BEING OUT OF AND A PART OF BURLESON ROAD HEIGHTS AND POLVADO SUBDIVISION NO. 2, OUT OF THE SANTIAGO DEL VALLE GRANT 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.

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

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

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

ZONING APPLICATION POSTPONED

The Council agreed to postpone taking action on zoning case C14-67-159 until the following week when a full Council would be present.

TWIN OAKS INDUSTRIAL SUBDIVISION REQUEST

City Manager Tinstman stated that Mr. Odas Jung had requested that his property not be annexed until the surrounding property had time to be substantially developed. City Manager Tinstman stated that he and the Utility and Financing Staff were in agreement with the request and that Mr. Vic Schmidt would investigate the matter and report back with a contract.

RELEASE OF EASEMENTS

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for sanitary sewer purposes by instrument dated October 23, 1946, of record in Volume 828 at Page 169 of the Deed Records of Travis County, Texas; said easement being out of and a part of Lot 1 of the Doke Subdivision, a subdivision out of the Daniel J. Gilbert Survey in the City of Austin, Travis County, Texas, of record in Book 33 at Page 10 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 sanitary sewer easement, to-wit:

A strip of land ten (10.00) feet in width, same being out of and a part of Lot 1 of the Doke Subdivision, a subdivision out of the Daniel J. Gilbert Survey in the City of Austin, Travis County, Texas, of record in Book 33 at Page 10 of the Plat Records of Travis County, Texas; the centerline of said strip of land ten (10.00) feet in width being more particularly described as follows:

BEGINNING at a point in the east line of said Lot 1, same being a point in the west right-of-way line of Scenic Drive, and from which point of beginning the most easterly southeast corner of said Lot 1, same being the northeast corner of that certain 0.128 acre tract of land conveyed unto Kate R. McGinnis by warranty deed dated May 31, 1939 of record in Volume 621 at Page 222 of the Deed Records of Travis County, Texas, bears S 4° 35' W 54.57 feet;

THENCE, N 9° 54' W 26.44 feet to a point;

THENCE, N 50° 54' W 42.35 feet to a point;

THENCE, N 35° 54' W 39.48 feet to a point;

THENCE, N 4° 03' E 26.17 feet to a point;

THENCE, N 16° 36' E 39.51 feet to a point;

THENCE, N 29° 52' E 33.99 feet to point of termination in the north line of said Lot 1, same being a point in the south line of said Lot 2, of said Duke Subdivision, and from which point of termination the northeast corner of said Lot 1, same being the southeast corner of said Lot 2, and also being a point in the west right-of-way line of Scenic Drive, bears S 60° 44' E 77.39 feet.

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

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

PARKING PERMITS RENEWED

Councilman LaRue moved the Council authorize the City Manager to renew the contract concerning parking permits on Guadalupe Square. The motion, seconded by Councilman Nichols, carried by the following vote:

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

SPEED LIMIT RESOLUTION

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum, reasonable and safe speed for the operation of vehicles at the following locations are less than thirty (30) miles per hour on school days during the hours of 7:00 A.M. to 4:30 P.M. when pedestrians are present; and,

WHEREAS, after said investigation the City Council has found that the maximum, reasonable and safe speed for the operation of vehicles is twenty (20) miles per hour on such days and during such hours at the following locations:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Northhills Drive	300 feet west of the west line of the Murchison School tract easterly	A point 300 feet east of the east line of the Murchison School tract
Richcreek Road	Burnet Road	Greenhaven Drive

Now, Therefore,

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

That the City Clerk be authorized and instructed to record this finding in Section 33.39 of the Traffic Register.

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

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

STREET PAVING ORDINANCE

Mayor Akin 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 Nichols moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

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

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 Janes, carried by the following vote:

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

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

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

The Mayor announced that the ordinance had been finally passed.

CONTRACT AWARDED

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 10, 1967, for the construction of approximately nine (9) blocks of alley pavement and accessories consisting of 6 units known as Assessment Paving Contract 67-A-18; and,

WHEREAS, the bid of Bill Tabor Construction Company, in the sum of \$23,736.27, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Bill Tabor Construction Company, in the sum of \$23,736.27, be and the same is hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Bill Tabor Construction Company.

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

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

SUBSTANDARD STRUCTURES

Councilman Nichols 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:

1. Colorado Company, c/o Alford Burrows, 7000 Guadalupe
2. Mr. Alfred M. de la Rosa, 907 Taylor (rear)

adding that an additional 60 days extension be given for item 1. The motion, seconded by Councilman Janes, carried by the following vote:

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

CONTRACT POSTPONED

Councilman Nichols moved the Council accept the recommendation of the City Manager to remove the following item from the agenda until additional legal research could be done on the matter:

Resolution authorizing execution of Special Warranty Deed to M. T. Smith conveying N 109' of W 30' of Lot 6, OL 55, Div. B (Tax title property - taxes being paid.)

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

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

SALE OF HOUSES

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 8, 1967, for the sale of six (6) houses that Urban Renewal has turned over to the City for disposal, five (5) to be demolished and one (1) to be moved; and,

WHEREAS, the bids of Joe Tenorio in the sum of \$100.00 for the house located at 1704 Pennsylvania, in the sum of \$47.00 for the house located at 1511 East 12th Street, in the sum of \$51.00 for the house located at 1515(F) East 12th Street, and in the sum of \$55.00 for the house located at 1611(F) East 12th Street; the bid of A. M. DeBerry in the sum of \$1306.86 for the house located at 1706 Pennsylvania; and the bid of A. Heyer in the sum of \$11.50 for the house located at 1700 Pennsylvania, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Building Official 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 above enumerated bids of Joe Tenorio, A. M. DeBerry and A. Heyer, be and the same are hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City, with Joe Tenorio, A. M. DeBerry and A. Heyer.

(The house at 1511 East 12th Street was sold for \$22.00 because of fire damage.)

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

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

CONTRACTS AWARDED

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 8, 1967, for the construction of Electric Service Building No. 2 at South Austin Service Center; and,

WHEREAS, the bid of Simon Building Sales & Construction Company, in the sum of \$15,987.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Supervising Engineer of Construction Engineering Division of the City of Austin, and by the City Manager; Now, Therefore,

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

That the bid of Simon Building Sales & Construction Company, in the sum of \$15,987.00, be and the same is hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Simon Building Sales & Construction Company.

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

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

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 7, 1967, for the purchase of four (4) 833 KVA Distribution Transformers for Electric Distribution; and,

WHEREAS, the bid of The Walter Tips Co., in the sum of \$18,732.00 was the 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 The Walter Tips Co., in the sum of \$18,732.00, be and the same is hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with The Walter Tips Co.

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

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

CITIZEN APPEARANCES

Mr. Ruiz, a member of the Human Relations Commission, appeared before the Council to request that the Commission be expanded to include 25 members and that it include 4 additional Mexican-American members. Mayor Akin stated that no action could be taken until a full Council was present.

Mr. Frank Horsfall requested that his name be placed on the agenda of November 20, 1967 at 10:15.

FIRE STATION NUMBER 5 CONSTRUCTION PLANS

Councilman Nichols stated that the Council had received a letter from Mr. Tinstman concerning the construction of Fire Station Number 5. In the letter, Mr. Tinstman recommended that Mr. Charles Allen who had prepared the plans for Fire Station Number 19 be employed on a reduced fee basis to develop a similar fire station on Webberville Road.

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

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

That R. M. Tinstman, City Manager, be and he is hereby authorized to execute and deliver that certain contract dated November 30, 1967 for the architectural services of John Chiles Allen for the construction of Fire Station No. 5 at the northeast corner of East 12th Street and Webberville Road, exhibited to the City Council by the City Manager.

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

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

ADJOURNMENT

The Council then adjourned.

APPROVED:

Harry Olin

Mayor

ATTEST:

Grace Monroe
Asst. City Clerk