

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 16, 1964

10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Pro-tem LaRue presiding.

Roll call:

Present: Councilmen Long, White, Mayor Pro-tem LaRue
Absent: Councilman Shanks, Mayor Palmer

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Mayor Palmer absent due to illness; Councilman Shanks absent as he was out of the City.

Invocation was delivered by MR. DOREN R. ESKEW, City Attorney.

MAYOR PRO-TEM LARUE asked the cooperation of everyone present until the Council had completed the order of business; and then if there were those who would like to be heard, the Council was always ready and willing to hear those individuals.

Councilman White moved that the Minutes of the Meeting of March 12, 1964, be approved. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

Mayor Pro-tem LaRue brought up the following ordinance for its first reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 24.67 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE WILLIAM CANNON 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.
(Community of Fairview, Section 1)

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

MR. BOOKER T. BONNER stated according to the City Charter, there was supposed to be an ordinance that outlined the order of business, the County Attorney had been asked to present them with one of the ordinances. He refused to do so. Either this means this Council is not operating by the order of the Charter or any business it does is out of order. MAYOR PRO-TEM LARUE stated the Council had asked cooperation of all the people. Mr. Bonner said they had asked him to cooperate with them. Mayor Pro-tem LaRue asked Mr. Bonner to please sit down until the other business had been taken care of, and then the Council would be glad to listen, but Mr. Bonner continued talking. Councilman White moved that Mr. Bonner be removed from the Council Chamber. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

The Mayor Pro-tem told Mr. Bonner a motion had been made and passed that he be asked to leave the room; and if he did not, the Police Chief would be asked to conduct him out. Mr. Bonner stated whatever he wanted to do; they were not concerned about that, and added the City must want a Birmingham, and were asking for one, and they were begging not to have one. Mr. Bonner was removed from the Council Chamber.

REVEREND WESLEY SIMS took the floor, causing disorder. Councilman Long moved that REVEREND SIMS be ejected. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

Mayor Pro-tem LaRue announced to Reverend Sims that the Council had voted that he be asked to leave the premises. Reverend Sims continued the disturbance, and was escorted out of the Council Chamber.

MR. BRAD BLANTON interrupted the order of business. Mayor Pro-tem LaRue explained to Mr. Blanton that the individuals would be heard after the City's business had been finished. After continued disturbance and ignoring the Chair's request, Councilman Long moved that Mr. Blanton be asked to leave the room or be ejected. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

MR. BLANTON was taken from the Council Room, after he refused to leave.

Mayor Pro-tem LaRue brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 7.57 ACRES OF LAND OUT OF AND A PART OF THE HENRY P. HILL SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE. (Barton Terrace, Section 2)

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, White, Mayor Pro-tem LaRue
 Noes: None
 Absent: Councilman Shanks, Mayor Palmer

The Mayor Pro-tem announced that the ordinance had been finally passed.

Mayor Pro-tem LaRue introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING TO PUBLIC TRAVEL A PORTION OF THAT CERTAIN ALLEY WHICH EXTENDS FROM THE EAST LINE OF SPEEDWAY STREET EASTERLY 100.00 FEET, LOCALLY KNOWN AS EAST 26-1/2 STREET ALLEY, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR PUBLIC UTILITY PURPOSES; AND SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
 Noes: None
 Absent: Councilman Shanks, Mayor Palmer

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of W. R. Coleman for a building permit together with a site plan dated March 31, 1964 meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 1126 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 erecting a retail commercial building 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 two (2) parking spaces; Now, Therefore,

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

That two (2) spaces is an adequate number of parking spaces for the establishment shown on the site plan of W. R. Coleman dated March 31, 1964, for use of the premises for the purpose of erecting a retail commercial building.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Austin Motel Development Corporation for a building permit together with a site plan dated April 8, 1964, meeting the requirements of Section 10-B,3 of the Zoning Ordinance of the City, for certain building establishment at 1101 San Jacinto, more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, basdd upon the use of the premises for the purpose of erecting a motel 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 121 parking spaces; Now, Therefore,

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

That one hundred twenty-one (121) spaces is an adequate number of parking spaces for the establishment shown on the site plan of Austin Motel Development Corporation dated April 8, 1964, for use of the premises for the purpose of erecting a motel.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Frank Lake and Ernest Elam for a building permit together with a site plan dated April 8, 1964, meeting the requirements of Section 10-B, 3 of the

Zoning Ordinance of the City, for certain building establishment at 317 East 18th, 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 erecting an apartment hotel the maximum number of parking spaces which will probably be used by the 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 twenty-eight parking spaces; Now, Therefore,

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

That twenty-eight (28) spaces is an adequate number of parking spaces for the establishment shown on the site plan of Frank Lake and Ernest Elam dated April 8, 1964, for use of the premises for the purpose of erecting an apartment hotel.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of H. M. Fristoe for a building permit together with a site plan dated April 14, 1964, meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 2012 Oldham, 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 erecting an addition to a present duplex 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 six (6) parking spaces; Now, Therefore,

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

That six (6) spaces is an adequate number of parking spaces for the establishment shown on the site plan of H. M. Fristoe dated April 14, 1964, for use of the premises for the purpose of erecting an addition to a present duplex.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

The City Manager submitted the following:

"March 31, 1964

"TO: Honorable Mayor and Members of the City Council

SUBJECT: Bids on Radio Communications Equipment for the Civil Defense Department

"Sealed bids were opened in the office of the Purchasing Agent on March 18, 1964 at 2:00 P.M. for Radio Communication Equipment for the Civil Defense Department.

"Bids were advertised in the Austin American-Statesman on March 1 and March 8, 1964 and sent to the following bidders; Motorola, Inc., Industrial Communications, Austin Communications, Communications Company, Inc., and General Electric Company.

"The only bid received was from Motorola, Inc. which is as follows:

Total Radio Communications Equipment	\$13,921.95
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"Communications Company, Inc. of Florida stated they were not in a position to bid on our needs at this time.

"General Electric Company responded they were unable to bid due to the necessity of interchangeability of their equipment with our present system. Our specifications stated the necessity of interchanging mobile units only but indicated any exception or deviation must be stated as part of the bid and the City of Austin would evaluate the same in relation to price.

"RECOMMENDATION: It is recommended the award be made to Motorola, Inc. in the amount of \$13,921.95.

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 18, 1964, on radio communications equipment for the Civil Defense Department; and,

WHEREAS, the bid of Motorola, Inc., in the sum of \$13,921.95, was the lowest and best 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 Motorola, Inc., in the sum of \$13,921.95, 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 Motorola, Inc.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

The City Manager submitted the following:

"April 7, 1964

"TO: W. T. Williams, Jr., City Manager SUBJECT: Tabulation of Bids for Workshop Building, North Austin Booster Station

"We are transmitting herewith copies of Bid Tabulation for Workshop Building, North Austin Booster Station.

"This is a building for the Water and Sewer Department to serve as a pump repair workshop and storage building. It is approximately 40' x 48' and has walls of reinforced concrete block.

"As indicated in our last weekly progress report, we had estimated the contract price at \$12,000.00

"We are advised by Mr. Schmidt, Director of Water and Sewer Department, that adequate funds are available for this work.

"The low bidder, W. D. Anderson Company, has done very good work for the City in the past.

"Mr. Schmidt joins us in recommending that this contract be awarded to W. D. ANDERSON COMPANY for the lump sum price of \$11,896.00.

"FROM: A. M. Eldridge, Supervising
Engineer Construction Engineering
Division

"SIGNED: A. M. Eldridge"

"PROJECT: WORKSHOP BUILDING, NORTH AUSTIN BOOSTER STATION

BID OPENING: 2 P.M., Tuesday, April 7, 1964

<u>BIDDERS</u>	<u>BASE BID</u>	<u>COMPLETION TIME</u>	<u>BID BOND</u>
W. D. ANDERSON COMPANY P. O. Box 9446 Austin, Texas	\$11,896.00	90 calendar days	5%
THOMAS BROTHERS CONSTRUCTION COMPANY 3400 East First Street Austin, Texas	\$12,402.00	120 calendar days	5%
C & H CONSTRUCTION COMPANY, INC. P. O. Box 9275 Austin, Texas	\$12,669.00	90 calendar days	5%
JACKSON & CULLEN CONSTRUCTION 2708 South Lamar Austin, Texas	\$14,330.00	100 calendar days	5%
MAUFRAIS BROTHERS, INC. P. O. Box 3407 Austin, Texas"	\$15,816.00	90 calendar days	5%

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin April 7, 1964, for construction of Workshop Building at North Austin Booster Station; and,

WHEREAS, the bid of W. D. Anderson Company, in the sum of \$11,896.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Supervising Engineer, 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 W. D. Anderson Company, in the sum of \$11,896.00, 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 W. D. Anderson Company.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

The City Manager submitted the following:

"April 7, 1964

"TO: W. T. Williams, Jr., City Manager SUBJECT: Tabulation of Bids for Addition to Airline Storage Building at Municipal Airport

"We are transmitting herewith copies of Bid Tabulation for Addition to Airline Storage Building at Municipal Airport.

"This building is approximately 15' x 25' and is of the same construction as the existing building used for airline storage purposes. The general location is just north of the Weather Bureau Out-Door Station.

"This addition will provide space for maintenance of aircraft by Trans-Texas Airlines.

"Col. Murphy, Director of Aviation, advises that this Capital Expenditure will be retired by Trans-Texas Airlines through a lease agreement.

"As indicated in our last weekly progress report, we had estimated the contract price at \$3,000.00

"The low bidder, C & H Construction Company, Inc., has done very good work for the City in the past.

"Col. Murphy joins us in recommending that this contract be awarded to C & H CONSTRUCTION COMPANY for the lump sum of \$2,564.00.

"FROM: A. M. Eldridge, Supervising Engineer
Construction Engineering Division

SIGNED: A. M. Eldridge"

"PROJECT: AIRLINE STORAGE BUILDING ADDITION, MUNICIPAL AIRPORT
 BID OPENING: 2 P.M., Tuesday, April 7, 1964

<u>BIDDERS</u>	<u>BASE BID</u>	<u>COMPLETION TIME</u>	<u>BID BOND</u>
C & H CONSTRUCTION COMPANY, INC. P. O. Box 9275 Austin, Texas	\$2,564.00	60 calendar days	5%
THOMAS BROTHERS CONSTRUCTION COMPANY 3400 East First Street Austin, Texas	\$3,200.00	100 calendar days	5%
W. D. ANDERSON COMPANY P. O. Box 9446 Austin, Texas	\$3,262.00	60 calendar days	5%
MAUFRAIS BROTHERS, INC. P. O. Box 3407 Austin, Texas	\$3,273.00	60 calendar days	5%
JACKSON & CULLEN CONSTRUCTION 2708 South Lamar Austin, Texas"	\$3,730.00	45 calendar days	5%

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 7, 1964, for an Airline Storage Building at Municipal Airport; and,

WHEREAS, the bid of C. H. Construction Company, in the sum of \$2,564.00, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Supervising Engineer, 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 C & H Construction Company, in the sum of \$2,564.00, 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 C & H Construction Company.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

The City Manager submitted the following:

"April 6, 1964

"TO: Honorable Mayor and Members of the City Council

"SUBJECT: Bids on Gasoline Driven Electric Generator Sets and Associated Equipment for the Civil Defense Department.

"Sealed bids were opened in the office of the Purchasing Agent on March 25, 1964 at 2:00 P.M. for Gasoline Driven Electric Generator Sets and Associated Equipment for the Civil Defense Department.

"Bids were advertised in the Austin American-Statesman on March 8 and March 15, 1964, and sent to the following bidders: Lightburn Equipment Co., General Electric Corp., Westinghouse Electric Corp., Central Texas Equipment Co., San Antonio Machine and Supply, The Bendix Corp., Onan Division, Kohler Co., U. S. Motors Corp., Katolight Corp., Pearce Equipment, and Austin Machine and Grinding.

"The bids received are as follows:

			Pearce Equipment	Lightborn Equip- ment
25 KW Generator	1 each	Total	\$3711.40	\$3007.00
10 KW Generator	1 each	Total	1910.56	1760.00
Automatic Transfer	1 each	Total	683.79	615.00
Electric Fuel Pump for 25 KW Generator	2 each	Total	No Bid	39.00
Electric Fuel Pump for 10 KW Generator	1 each	Total	No Bid	19.50
Electric Fuel Pump for 75 KW Generator	1 each	Total	No Bid	19.50

"Katolight Corporation and General Electric Company stated they were unable to bid.

The bid by Lightbourn Equipment Company meets all of the specifications.

"RECOMMENDATION: It is recommended the total award be made to Lightbourn Equipment Company of San Antonio with the low bid of \$5,460.00.

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 25, 1964, for gasoline driven electric generator sets and associated equipment for the Civil Defense Department; and,

WHEREAS, the bid of Lightbourn Equipment Company of San Antonio, in the sum of \$5,460.00, 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 Lightbourn Equipment Company of San Antonio, in the sum of \$5,460.00, 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 Lightbourn Equipment Company of San Antonio.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

The City Manager submitted the following:

"April 13, 1964

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

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, April 10, 1964, at the Office of the Director of the Water and Sewer Department for the CONSTRUCTION OF A 12 AND 6-INCH CAST IRON WATER MAIN IN GUADALUPE STREET, FROM WEST 45TH STREET TO WEST 51ST STREET, then to North Lamar Boulevard. The purpose of this construction is to reinforce the present system and to prepare for paving. The bids were publicly opened and read in the Second Floor Conference Room, Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Austin Engineering Company	\$26,532.50	15
Walter W. Schmidt	26,653.75	20
Bland Construction Company	27,970.00	30
Ford-Wehmeyer, Incorporated	29,674.85	20
City of Austin - Estimate	29,888.75	20

"It is recommended that the contract be awarded to the Austin Engineering Company on their low bid of \$26,532.50, with 15 working days.

"Yours truly,
s/ W. K. Hunkler, Jr.
W. K. Hunkler, Jr., Acting Superintendent
Water Distribution System
s/ Victor R. Schmidt, Jr.
Victor R. Schmidt, Jr. Director
Water and Sewer Department"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 10, 1964, for the construction of a 12 and 6-inch cast iron water main in Guadalupe Street, from West 45th Street to West 51st Street, then to North Lamar Boulevard; and,

WHEREAS, the bid of Austin Engineering Company, in the sum of \$26,532.50, 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 \$26,532.50, 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 Long, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

The City Manager submitted the following:

"April 13, 1964

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

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, April 10, 1964 at the Office of the Director of the Water and Sewer Department for the installation of an 8 and 15-inch sanitary sewer main in Marlo Heights Service Area. The purpose of this sewer line is to serve an area that has no sanitary sewer system.

"The bids were publicly opened and read in the Second Floor Conference Room of the Municipal Building, Austin, Texas.

"The following is a tabulation of bids received:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Bland Construction Company	\$18,501.00	45
Austin Engineering Company	19,206.70	40
Walter W. Schmidt	26,903.80	60
Ford-Wehmeyer, Incorporated	43,686.00	60
City of Austin Estimate	17,616.90	--

"It is recommended that the contract be awarded to the Bland Construction Company

on their low bid of \$18,501.00 with 45 working days.

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

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 10, 1964, for the installation of an 8 and 15-inch sanitary sewer main in Marlo Heights Service Area; and,

WHEREAS, the bid of Bland Construction Company, in the sum of \$18,501.00, 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 ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Bland Construction Company, in the sum of \$18,501.00, 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 Bland Construction Company.

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

The City Manager submitted the following:

"April 14, 1964

"To: W. T. Williams, Jr., City Manager Subject: Assessment Paving Contract
No. 64-A-5

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, April 14, 1964 for the construction of approximately fifty-three (53) blocks of pavement and accessories known as Assessment Paving Contract Number 64-A-5 consisting of 15 units.

Lee Maners	\$164,403.63
Giesen & Latson Const. Co.	\$167,456.40
C. H. Lester Const. Co.	\$169,835.40
Austin Paving Co.	\$168,456.40
Jack A. Miller	\$170,828.92
Pat Canion Excavating Co.	\$171,240.72
City's Estimate	\$181,781.65

"I recommend that Lee Maners with his low bid of \$164,403.63 be awarded the contract for this project.

"From: S. Reuben Rountree, Jr.
Director of Public Works
Signed: S. Reuben Rountree, Jr."

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 14, 1964, for the construction of approximately fifty-three (53) blocks of pavement and accessories, known as Assessment Paving Contract Number 64-A-5, consisting of 15 units; and

WHEREAS, the bid of Lee Maners, in the sum of \$164,403.63, 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 Lee Maners, in the sum of \$164,403.63, 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 Lee Maners.

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, an easement for public utility purposes, five (5.00) feet in width, was granted the City of Austin, in, upon and across a part of Lots 1, 2, 3 and 4, Elmhurst, a subdivision of a portion of the Santiago Del Valle Grant, in the City of Austin, Travis County, Texas, according to a map or plat of said Elmhurst of record in Book 3 at Page 214 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 above described easement for public utility purposes; and,

WHEREAS, the City Council has determined that 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 public utility easement, to-wit:

A strip of land five (5.00) feet in width, same being out of and a part of Lots 1, 2, 3 and 4, Elmhurst, a subdivision of a portion of the Santiago Del Valle Grant, in the City of Austin, Travis County, Texas, according to a map or plat of said Elmhurst of record in Book 3 at Page 214 of the Plat Records of Travis County, Texas, the centerline of said strip of land five (5.00) feet in width being more particularly described as follows:

BEGINNING at the point of intersection of the west line of said Lot 4 and a line two and one-half (2.50) feet south of and parallel to the north lines of said Lots 4, 3, 2, and 1;

THENCE, with said line two and one-half (2.50) feet south of and parallel to the north lines of Lots 4, 3, 2 and 1, South 59° 52' East at 180.00 feet passing the west line of said Lot 1, in all a distance of 287.46 feet to point of termination.

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

Mayor Pro-tem LaRue introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING BENGSTON STREET AND SUNDRY OTHER STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY JACK A. MILLER, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

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 following described tract of land owned by the City of Austin, a municipal corporation situated in Travis County, Texas, be and the same is hereby set aside and dedicated for use as a public street and thoroughfare in the City of Austin, said tract being described as follows:

1.469 acres of land, same being out of and a part of that certain 33.70 acre tract of land out of the Isaac Decker

League in the City of Austin, Travis County, Texas, which certain 33.70 acre tract of land was conveyed to the City of Austin, a municipal corporation, by warranty deed dated June 28, 1941, of record in Volume 681 at page 199 of the Deed Records of Travis County, Texas, and described as Tract Number Four in said deed; said 1.469 acres of land being more particularly described by metes and bounds as follows:

BEGINNING at a point in the north line of Toomey Road as dedicated by an instrument dated April 1, 1948 of record in Volume 905 at page 555 of the Deed Records of Travis County, Texas, and described as tract two in said instrument, same being the southwest corner of that certain tract of land conveyed to G. C. Seiders by Warranty Deed dated April 11, 1950 of record in Volume 992 at Page 600 of the Deed Records of Travis County, Texas; and which point of beginning is at the most easterly southeast corner of the herein described tract of land;

THENCE, with the north line of said Toomey Road as described in said instrument recorded in Volume 905 at page 555, N 59° 58' W 108.50 feet to an interior ell corner of the herein described tract of land;

THENCE, with the west line of said tract of land described in said instrument recorded in Volume 905 at page 555, S 29° 32' W 17.65 feet to a point in the curving proposed south line of Toomey Road, said curve having an intersection angle of 22° 34', a radius of 180.10 feet, and a tangent distance of 35.93 feet;

THENCE, along said curve to the left an arc distance of 0.37 of one foot, the chord of which arc bears N 59° 34' W 0.37 of one foot, to the point of tangency of said curve;

THENCE, continuing with the proposed south line of Toomey Road, same being the south line of the aforesaid City of Austin tract of land as described in said deed recorded in Volume 681 at page 199, with the following two (2) courses:

- (1) N 59° 37' W 299.82 feet to a point;
- (2) N 60° 00' W 930.50 feet to the southwest corner of the herein described tract of land;

THENCE, N 35° 19' E 50.22 feet to a point in the proposed north line of Toomey Road, same being the northwest corner of the herein described tract of land;

THENCE, with the proposed north line of Toomey Road, with the following two (2) courses:

- (1) S 60° 00' E 926.00 feet to a point;
- (2) S 59° 37' E 299.98 feet to the point of curvature of a curve, whose intersection angle is 22° 34', whose radius is 230.10 feet, and whose tangent distance is 45.91 feet;

THENCE, along said curve to the right an arc distance of 90.63 feet, the chord of which arc bears S 48° 20' E 90.04 feet to the point of reverse curvature between the aforementioned curve and another curve to the left whose inter-

section angle is $22^{\circ} 56'$, whose radius is 179.49 feet and whose tangent distance is 36.41 feet;

THENCE, with said curve to the left an arc distance of 21.72 feet, the sub-chord of which arc bears $S 40^{\circ} 39' E$ 21.71 feet to a point in the west line of said G. C. Seiders tract of land;

THENCE, with the said west line of the said G. C. Seiders tract, $S 29^{\circ} 55' W$ 7.00 feet to the point of beginning.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue

Noes: None

Absent: Councilman Shanks, Mayor Palmer

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

(Recommendations attached)

"I, the undersigned, have reviewed the plans and have considered the application of Marion Fowler, owner of the property abutting on that part of Lake Austin lying approximately six miles upstream from the westerly extension of the south line of Windsor Road, as recorded in the Travis County Deed Records, for permission to construct and maintain a boat dock which would not project into Lake Austin proper. The construction details meeting all requirements, I recommend that if Marion Fowler is granted his request by the City Council, that it be subject to the following conditions:

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

"(2) That no business, such as a restaurant, dance hall, concession

stand, or any other enterprise for the sale of goods, wares and merchandise, except marine supplies and tackle, and no living quarters of any character, shall be erected on any pier, dock, wharf, float, island, piling, or other structure extending into or above Lake Austin.

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

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

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

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

Mayor Pro-tem LaRue 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) ALL OF LOTS 15 AND 16, SUBDIVISION OF OUTFLOT 57, LOCALLY KNOWN AS 313-317 EAST 18TH STREET AND 1706-1710 TRINITY STREET FROM "B" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;
(2) A 3.239 ACRE TRACT OF LAND OUT OF THE JAMES P. WALLACE LEAGUE, LOCALLY KNOWN AS 6391-7011 NORTH INTERREGIONAL HIGHWAY, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT AND "C" COMMERCIAL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIFTH HEIGHT AND AREA DISTRICT; (3) AN APPROXIMATE 777 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS THE REAR OF 300 EAST RIVERSIDE DRIVE, FROM "D" INDUSTRIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; (4) A 3 ACRE TRACT OF LAND OUT OF THE GEORGE W. SPEAR LEAGUE, LOCALLY KNOWN AS 2103-2205 ANDERSON LANE, FROM "A" AND "B" RESIDENCE DISTRICTS TO "GR" GENERAL RETAIL DISTRICT; (5) A 4,500 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS REAR OF 6209-6213 U. S. HIGHWAY 290 EAST, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (6) (A) LOTS 5 AND 6, BLOCK 11, FRUTH ADDITION AND (B) LOTS 7 AND 8, BLOCK 11, FRUTH ADDITION, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; (7) (A) LOTS 10, 11, 12, 13, 14, 15, 22 AND 23, BLOCK 10, GLEN RIDGE ADDITION, AND (B) A 16 FOOT BY 125 FOOT PORTION OF A VACATED ALLEY, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; (8) LOTS 14 AND 15, BLOCK 4, SUBDIVISION OF OUTFLOT 1, DIVISION A, CONNORS ADDITION, FROM "C" COMMERCIAL DISTRICT TO "C-1" COMMERCIAL DISTRICT; (9) A 6,177 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1406 FORT VIEW ROAD, FROM "C" COMMERCIAL

DISTRICT TO "C-1" COMMERCIAL DISTRICT; (10) LOT 1, GOOD-RICH AVENUE BAPTIST CHURCH ADDITION, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; (11) A 9,583 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1604 RIVERSIDE DRIVE, FROM "A" RESIDENCE DISTRICT TO "C-1" COMMERCIAL DISTRICT; AND (12) FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT (A) TRACT 1: TO "LR" LOCAL RETAIL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON 1.8 ACRE TRACT OF LAND, LOCALLY KNOWN AS 1210-1326 BARTON HILLS DRIVE AND 2602-2612 TRAILSIDE DRIVE; (B) TRACT 2: TO "B" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT ON A 3.9 ACRE TRACT OF LAND, LOCALLY KNOWN AS 1004-1208 BARTON HILLS DRIVE; ALL OF SAID PROPERTY BEING SITUATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

Mayor Pro-tem LaRue 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: TRACT 1: (A) A 50 FOOT DEEP PORTION OF LOTS 4, 5, 6 AND 7, FRONTING ON SPRINGDALE ROAD AND A 50 FOOT DEEP PORTION OF LOTS 7, 8 AND 9 FRONTING ON OVERHILL DRIVE, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; (B) REMAINDER OF TRACT 1, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; TRACT 2: A 3,500 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS REAR OF 1805 OVERHILL DRIVE FROM "A" RESIDENCE DISTRICT TO "C-1" COMMERCIAL DISTRICT; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

Mayor Pro-LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS: (A) A SIX (6) ACRE TRACT OF LAND

BEGINNING 265 FEET SOUTH OF THE SOUTH LINE OF EAST LIVE OAK STREET AND FRONTING 840.14 FEET ON THE EAST LINE OF SOUTH INTERREGIONAL HIGHWAY, LOCALLY KNOWN AS 2321-2521 SOUTH INTERREGIONAL HIGHWAY, AND (B) A 1.38 ACRE TRACT OF LAND BEGINNING AT THE SOUTH BOUNDARY LINE OF TRACT (A) FRONTING 200 FEET ON THE EAST LINE OF SOUTH INTERREGIONAL HIGHWAY, LOCALLY KNOWN AS 2523-2535, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND FIRST 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 first time and Councilman White moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

Mayor Pro-tem LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH CARRINGTON'S UNIVERSITY HILLS, FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

Mayor Pro-tem LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH SOUTHERN OAKS DEVELOPMENT COMPANY, FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

MAYOR PRO-TEM LaRUE announced the Council was ready to hear those individuals who were ready to bring something to the City Council. He listed the rules by which the Council would be governed as there might be a number of people that would like to be heard, stating the individual will identify himself, state who he is, the length of time he would like to have, the specific subject about which he would like to talk, and the Chair would announce who the individual is for the record. The Council would then pass a motion whether or not they want to listen to this individual on the subject. Under those rules the individual may proceed.

Councilman Long moved that MR. JEFFREY SHERRO be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Mr. Sherro questioned the rules under which the Council was conducting its order of business. He stated he had watched this Council and City for three years and at first it looked as though there was to be a harmonious, peaceful change, but the elected representatives had not been able to cope or to meet with this change. He expressed disappointment that the Council could not adjust itself to prevent these arrests; and stated it is inevitable now that there would be street demonstrations. Councilman Long explained no one had been arrested this morning, or went to jail; they were ejected from the Council Chamber. Mr. Sherro stated the negro leadership of Austin was not very militant, and there would be other occasions before the first jailings occur. He noted they had Birmingham; Jacksonville, Mississippi and the whole south. Twelve men were killed in Mississippi last month. If people were willing to be killed in Mississippi, they were willing to come to Austin. The problem, he said, is multiple leadership in Austin. CORE has been here, and SNIC is thinking about coming here, and he asked what was going to happen when SNIC comes in. He said East Austin would be organized, there would be mass demonstrations, and the Council would have no recourse but to hear them. Councilman Long said many, many people are working on settling this problem; and had the Council been allowed last week to postpone this matter until the Mayor could get back, it could have been working on a solution in the meantime. Mr. Sherro stated Mrs. Long was trying to put Civil Rights in the same category as sewerage projects, pointing out this was a human problem and could not be ignored. He said when the negro was denied his rights, his rights were also denied, as he could not have coffee at the Picadilly nor at Threadgill's with his negro friends. Mayor Pro-tem LaRue expressed appreciation to Mr. Sherro in the manner he presented his statement.

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

Mrs. Overton asked how could it be said that the Council was trying to settle this problem when it would not meet with them, and had called off two meetings. She asked how could they say they were trying when no effort is put forth. Mrs. Overton asked why it was said the whole of East Austin was not with them, since they had not had a door to door campaign. She said the reason was because half of East Austin are afraid of their jobs, but they encourage this group to go on. Mayor Pro-tem LaRue stated the Council had tried to keep the channels open and was working, and perhaps Mrs. Overton had not seen the effects. He reported on a meeting he and the Mayor had with a group, and two-thirds of that group no longer have segregation. The Council has continued to work and will continue to work. Mrs. Overton was concerned over the statements that they were looking for publicity. The Mayor Pro-tem thanked her very much.

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

Mrs. Bonner stated neither she nor any member of their group appreciated or want sympathy of those persons who void their supposed sincerity saying "We are with you; we are sorry." She said they did not care for the behind the scene, "we are all for you" and publicly tear the thing apart, as they were worse than the person who says they are not for it.

Councilman Long moved that REV. LUTHER HOLLAND be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Rev. Holland stated he was a pioneer in human rights, welfare, fair employment practices in this city, and conducted the first employment agency for his people. He expressed emphatically that the progress in Civil Rights in Austin is far in advance than in many states and many cities in the State of Texas. There is a long way to go, and there is a cultural project, a program of learning and understanding of one race to the other, and this journey cannot be made by one single step. There is not a city in the State of Texas any further advanced in Civil Rights than Austin, Texas. Mrs. Bonner differed with him, but Rev. Holland said he had lived in Austin 18 years and he knew the City Council, across the years, had made progress. There is a lot more to be done. He expressed surprise of the leadership. He said he had just happened to come in and heard about all the hullabaloo. He stated that the negroes as a race and as individual citizens ought to prepare themselves to meet the fast coming challenge in integration; to measure up to what is open already to the race. He stated he was making this statement because he wanted to and because he wanted to stand up for the City he loved and which had given him his start in his ministry. He said he wanted the Council to be of good cheer and his race of people to employ the kind of culture, the kind of understanding that would enable them to continue this onward march to the higher ideals of civil rights and human rights. He pointed out there was a lot for the negroes to do to become prepared to move into the fast growing integration procedure and the program of integration around the country. Mayor Pro-tem LaRue thanked Rev. Holland.

Councilman Long moved that MR. J. J. HILL be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Mr. J. J. Hill said he could not understand the situation's arising where police had to be brought into a Council meeting and stand between the Council and the people it represented. This should never have been allowed. He said this hurt him, but not as much as it hurt the others. He asked the Council to do its best, which could only be to extend full rights to everyone. The people expect the elected officials to settle this situation and to make this their first order of business. He did not like demonstrations nor to see the law broken, but there were people in Austin who felt more strongly about the matter than he did, that would break the law. He hoped that this situation could be taken care of quickly.

Councilman Long moved that MR. FRANK HORSFALLS be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Mr. Frank Horsfalls objected to the massive show of force in the City Hall this morning, as it was beyond any sense of reason. The petitioners, the N.A.A.C.P., have been vigorous, but they conformed to the law; and they should have been shown some respect. The fact that one overstepped the mark in taking the Mayor's Chair should have been ignored. He said he had been in the City Council a number of times, and he noted a precedent when Mayor Palmer asked the Chief Counsel to be at every Council meeting. Mr. Horsfalls said he did not object to the Chief Counsel's being present, but it was absolutely unnecessary in this Country. He said the Negroes just need more equality, and this City Council could help them, not by merely passing an ordinance, although he said he was not saying he was in favor of an ordinance, but the Council could make some resolutions which would encourage the whole people of Austin to be more generous and more understanding and be prepared to give them some equality.

Councilman Long moved that MR. LEON J. WILSON be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Mr. Leon J. Wilson, a Journalist, stated he was embarrassed about a handful of people's being allowed to delay the business of over 100,000 people in this City. He wanted to express the opinion of a lot of people to whom he had talked, and said the Council had been more than patient, and it was high time the Council take drastic action to eliminate these so called handful of people from interfering with the business of over 100,000 citizens.

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

Mrs. George Francisco who is up here at the Council Meetings every week, said she had never heard the Council discourage anyone from talking. The President of the N.A.A.C.P. belongs to the biggest Baptist Church in town; the League of Women's Voters has a treasurer who is a Negro. She said she had stayed in the big hotels in Dallas, San Antonio, and in other cities, and she found they did not have to picket to get into the League of Women's Voters, nor picket to get into the First Baptist Church. She stated this Council is to be commended for the courtesy they have shown.

Councilman Long moved that MR. CECIL PERKINS be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Mr. Cecil Perkins stated this was the second time he had been up to the Council Chamber to hear the issue on Civil Rights discussed, and he expressed surprise to see a person come up and stand up and talk over the City Council and make demands and refuse to let a lady that sits on the City Council speak, and interrupted anytime she tried to talk. He remarked had he done such, he would have been escorted out when the thing first started. He said a man could come into his Church to worship as long as he came in like a man and not militant -

not carrying a sign and telling them what had to be done. He expressed pride of the effort the City Council had made to try to alleviate this situation. He suggested talking things out and their earning a place of respect; but not to come before the Council and interrupt and do like one man did in reporting horrible things the white men did many years ago. As much could be talked about on the other side. He believed the group had the wrong attitude. If it would sit down and listen to Rev. Holland who had displayed real common sense, he believed they could work their problems out.

Councilman Long moved that MR. DONALD PETESCH be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Mr. Donald Petesch, Sociologist, said he was not affiliated with the N.A.A.C.P. nor any group making a petition, but noted several comments had been made that there was only a handful of people. He expressed respect for Rev. Holland's opinion, stating he had been working in Austin approximately 22 years, but had not been here the past four years. He asked what had happened in the 22 years, and stated nothing had happened until recently, as the negro revolution had begun only recently. Reverend Holland and other leaders had taken only a little dribble of civil rights, and that is all they had gotten. He asked if the negro was supposed to live up to the status of maids, janitors, garbage collectors, etc. He discussed automation and the effects it had on negroes, who were the unskilled. Automation is cutting out jobs, and jobs are not being replaced, and the negro is the first to go. Must the negro live up to the status of a maid, etc.? He stated the problem must be understood and the negro made a first class citizen. He suggested this was the opportunity of the Council to pass such a thing as an ordinance which would grant the negroes the rights granted him by the Constitution. If legal protection were given the negro, many restaurants would acquiesce. If they are legally given their rights, then they have equality which they do not have if they are handed something.

Councilman Long moved that MR. ELDON MORRIS be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Mr. Eldon Morris stated he had every right afforded to every citizen, and he did not approve of some not having the same rights. He had a right of private ownership, and he wanted everyone else to have that right too. This is what this ordinance is about; and if his rights are thrown away, so that someone else would have the same rights he has, nothing has been gained. He stated he did not want to lose his rights, and he wanted the negro to have the same rights as he had. He did not believe this was going to be done by ordinance.

Councilman Long moved that REV. JOHN YEAMAN be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Rev. John Yeaman stated Thomas Jefferson was right in saying these rights were not given by a Council, by white people, or by the President, but by the way of creation. As an American, he was to be able to vote, to buy a hamburger, to pursue happiness and to pursue an education. All Americans should have the basic right to learn a skill. He stated rights were not to be given, but to be recog-

nized as already given. He hoped the Council would not just keep talking but do something about it; and not "grant" rights but put into law some means whereby the God given rights become realized.

Councilman Long moved that MRS. B. T. BONNER be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Mrs. B. T. Bonner was critical of Rev. Holland in his attitude, and stated he was not speaking for the majority of the negro people and he knew it. She stated the Council would listen to people like him rather than the majority-- people who would compromise.

Councilman Long moved that REV. LUTHER HOLLAND be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Rev. Luther Holland discussed progress in Austin. Referring to a prior statement about his approving jobs as maids and garbage collectors for negroes, he stated all work was honorable if it were done well. He suggested not labelling jobs and positions, but that they should be merited. He did not think anyone should have any business in any profession unless qualified. He asked the City Council to ignore these petty things and continue with the business of greater Austin. He said if he came up with something frivolous, irrelevant, and something that does not make for good behavior and good conduct. He would suggest ignoring it as Christ did and move on.

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

Mrs. Charles Wadley said they had listened to this pro and con and had gotten no place. Austin made history because there were 18 policemen lined here. She asked what were the plans for this 12% and what does the Council plan to do about the Civil Rights problem, and would it admit it even had one. Councilman Long stated she recognized there was a very serious problem, and the Council is aware of it if it had not been in the past, and she felt sure this Council was going to continue to work on it and work something out, and this will be done as soon as there were enough members to act on it. It would be better to have all five members to settle this in the way which the group would like for it to be settled, and the way the Council would like for it to be settled. The Council did not want to keep them waiting. As far as having sympathy, it is a matter of trying to realize their position and getting together and work something out. Mrs. Wadley asked what did the Council plan, and if it had any definite plans. Mayor Pro-tem LaRue said the members could not speak for those not present.

Councilman Long moved that MR. DRAGGERT be heard. The motion was seconded by Councilman White. Roll call showed a unanimous vote.

Mr. Draggert asked if the Council needed 4 or 5 people to carry on business on Civil Rights why is Councilman Shanks running around buying furniture

when this is such an important matter. Mayor Pro-tem LaRue stated the Council would not have the authority to answer this question.

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

Mrs. George Francisco cleared a statement she had made previous concerning her property, stating her property is taxed now at twice what it cost 20 years ago, and that showed how Austin was growing.

Councilman Long moved that the Council recess until 2:00 P.M. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

The Mayor Pro-tem announced that the Council would like to express appreciation for the manner in which the speakers had presented their remarks.

RECESSED MEETING

2:00 P.M.

At 2:00 P.M. the Council resumed its meeting.

MAYOR PRO-TEM LaRUE announced the Council had completed all of its business that was before it. Councilman White moved that the Council adjourn. The motion, seconded by Councilman Long, carried by the following vote:

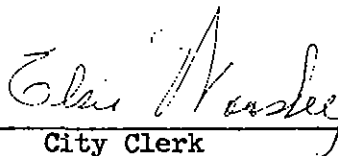
Ayes: Councilmen Long, White, Mayor Pro-tem LaRue
Noes: None
Absent: Councilman Shanks, Mayor Palmer

The Council adjourned subject to the call of the Mayor.

APPROVED _____

Mayor Pro-tem

ATTEST:



City Clerk