

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 8, 1970  
9:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor LaRue presiding.

Roll Call:

Present: Mayor LaRue, Councilmen Atkison, Gage, Janes, Johnson, Price,  
MacCorkle

Absent: None

Invocation was delivered by REVEREND DAVID PAUL, Crestview United  
Methodist Church.

RECOGNITION OF CADETS AND RANGERS

The Council recognized and welcomed 22 Police Cadets and eight Park  
Rangers, noting this was one of the largest classes of cadets enrolled, and  
they were doing a wonderful job in their training. Sergeant McCullough pre-  
sented the cadets.

HEARING SET ON AUSTIN TRANSIT  
CORPORATION REQUEST FOR FRANCHISE

Mr. Barr McClellan, representing Austin Transit Corporation, stated the  
Transit Corporation was substantially in agreement with the revised ordinance.  
Councilman Gage moved the Council set 9:30 A.M., January 15, 1970, as the time  
for public hearing on the Franchise Ordinance.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue

Noes: None

## FINAL PASSAGE OF ANNEXATION ORDINANCE

Mayor 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 5.43 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THOMAS ELDRIDGE AND J.A.G. BROOKS SURVEYS 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 third time and Councilman Price moved that the ordinance be finally passed. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: Councilman Janes

The Mayor announced that the ordinance had been finally passed.

## ANNEXATION SET FOR HEARING

Mayor LaRue 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 109.48 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 57 AND THE JOHN APPELGATE 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.

Councilman Gage moved that the ordinance be published in accordance with Article I, Section 6 of the Charter of the City of Austin, and set for public hearing at 9:30 A.M., January 22, 1970. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue  
Noes: Councilman MacCorkle

In discussion, Councilman MacCorkle inquired about the areas' being omitted from this annexation. The Director of Public Works stated those two areas were not under the same ownership, and suggested bringing in separate field notes for the two tracts. The City Manager, Mr. Andrews, stated as these islands occur by annexing property requested to be brought into the City limits, he would bring in separate ordinances covering the unannexed areas for Council consideration. In this particular case, he stated these ordinances would be brought to the Council for introduction next week.

## CONTRACT - SANITARY SEWER

The City Manager submitted the following:

" Date: January 2, 1970 Requested By: Victor R. Schmidt, Jr.  
Water and Waste Water Dept.

BURNET ROAD SANITARY SEWER MAINS. Sealed bids were received at the Office of the Design Engineer of the Water and Waste Water Department, Webberville Service Building, until 11:00 A.M., December 30, 1969, for the installation of approximately 1,145 feet of sanitary sewer main in Burnet Road from Ohlen Road, northerly. The purpose of this project is to provide sewer service to the commercial area in Burnet Road.

The following is a tabulation of bids received:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Griffin Construction Company	\$7,770.00	30
Schmidt Construction Company	8,896.00	35
Bland Construction Company	12,835.00	30
Capitol City Utilities	14,940.00	30
J. C. Evans Construction Company, Inc.	17,928.00	20
Tabor Construction Company	18,675.00	30
City of Austin (estimate)	12,073.50	30

It is recommended that this contract be awarded to the Griffin Construction Company on their low bid of \$7,770.00 with 30 working days.

sgd/ Victor R. Schmidt, Jr.  
Director  
Water and Waste Water Department "

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on December 30, 1969, for the installation of approximately 1,145 feet of sanitary sewer main in Burnet Road from Ohlen Road, northerly; and,

WHEREAS, the bid of Griffin Construction Company, in the sum of \$7,770.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Water and Waste Water 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 Griffin Construction Company, in the sum of \$7,770.00, be and the same is hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Griffin Construction Company.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

January 8, 1970

Noes: None

CONTRACT - TRANSFORMERS

The City Manager submitted the following:

" Date: December 31, 1969 Requested By: D. C. Kinney, Director -  
Electric Utility Dept.

Award the contract for the Power Transformers for Holly, Unit No. 4, Bidding Unit No. IV to the McGraw-Edison Power Systems Division, for the firm lump sum of \$315,000.

A tabulation of bids and Engineer's recommendations are attached.

sgd/ D. C. Kinney "

"

Date December 31, 1969

To: Mr. Lynn H. Andrews, City Manager Subject: Contract No. 426,  
Power Transformers Holly Street  
Power Station, Unit No. 4.

We concur with the recommendations of Brown & Root that the contract be awarded to the low bidder, McGraw-Edison Power Systems Division, to furnish the power transformers for Holly Unit No. 4, and that they be awarded the contract for Bidding Unit No. IV for total firm lump sum of \$315,000. "

" December 30, 1969

File: E-77-LWW

The Honorable Travis LaRue, Mayor  
and City of Austin Council Members  
City of Austin  
P. O. Box 1088  
Austin, Texas 78767

POWER TRANSFORMERS, CONTRACT NO. 426  
HOLLY STREET POWER STATION, UNIT NO. 4  
OUR JOB ER-0255

Gentlemen:

Sealed proposals for providing the subject equipment were opened and publicly read by Mr. D. C. Kinney, Director of Electric Utility, City of Austin, in the Electric Building Auditorium at 10:00 CST, December 19, 1969.

For your review and consideration, we are attaching a tabulation of the bids received and an evaluation of same.

The Allis Chalmers Co. declined to submit a proposal because of equipment re-design in progress.

On the basis of the attached tabulation and evaluation, the lowest base bid as well as evaluated, in complete accordance with the specifications, firm price

January 8, 1970

and satisfactory delivery, it is recommended that a contract be awarded to McGraw-Edison Power Systems Division for supplying the Power Transformers, Contract No. 426, Bidding Unit No. IV for the total lump sum of \$315,000.00.

Should you have any questions on this recommendation please let us know.

Yours very truly,

BROWN & ROOT, INC.

(sgd/)

D. V. Boyd "

TABULATION OF BIDS  
POWER TRANSFORMERS FOR  
HOLLY STREET POWER STATION, UNIT NO. 4  
CONTRACT 426

<u>BIDDER</u>	<u>BID BOND</u>	BIDDING UNIT NO. I MAIN POWER TRANSFORMER MT 4	BIDDING UNIT NO. II AUXILIARY TRANSFORMER AT 4	BIDDING UNIT NO. III START-UP TRANSFORMER ST 2
		<u>LUMP SUM</u>	<u>LUMP SUM</u>	<u>LUMP SUM</u>
Federal Pacific Electric	Yes	\$300,542.00	\$32,561.00	\$38,335.00
General Electric Co.	Yes	\$294,709.00	\$30,831.00	\$38,107.00
McGraw-Edison	Yes	\$249,000.00	\$29,600.00	\$36,400.00
Westinghouse Electric Corp.	Yes	\$296,935.00	\$46,529.00	\$55,526.00
Allis-Chalmers (no bid)	-	-----	-----	-----
<u>BIDDER</u>		BIDDING UNIT NO. IV COMBINED BIDDING UNITS I, II AND III	BIDDING UNIT NO. V FIELD REP & FIELD REP.	<u>ESCALATION</u>
		<u>LUMP SUM</u>	<u>PER DIEN</u>	
Federal Pacific Electric		\$371,438.00	\$142.00	Firm
General Electric Co.		\$363,647.00	\$366.00	See Note
McGraw-Edison		\$315,000.00	\$175.00	Firm
Westinghouse Electric Corp.		\$398,990.00	\$170.00	Firm
Allis-Chalmers (no bid)		-----	-----	--

Note: G.E. Co. Escalation:  
Bid Unit I Firm for shipment in Nov. 1972  
Bid Unit II & III - 8%

BID EVALUATION  
CONTRACT 426  
POWER TRANSFORMERS  
CITY OF AUSTIN

PROPOSAL DATATRANSFORMER LOSSES (KW)

	<u>FEDERAL PACIFIC ELEC.</u>	<u>GENERAL ELECTRIC CO.</u>	<u>MCGRAW EDISON</u>	<u>WESTINGHOUSE ELECTRIC CORP.</u>
<u>Bidding Unit No. I</u>				
<u>Main Transformer (MT4)</u>				
100% Operating Load	1000	813	915	912
75% Operating Load	630	522	575	567
50% Operating Load	366	314	334	321
25% Operating Load	207	197	188.5	173
0% Operating Load	155	154	140	123.5
<u>Bidding Unit No. II</u>				
<u>Auxiliary Transformer (AT4)</u>				
100% Operating Load	62	55	57.5	48
50% Operating Load	26	23	21.75	22.5
0% Operating Load	14	12	12.3	14
<u>Bidding Unit No. III</u>				
<u>Start-Up Transformer (ST2)</u>				
100% Operating Load	55	59	58.9	54
75% Operating Load	39	40	39.2	36.95
50% Operating Load	26.5	26	23.7	24.75
0% Operating Load	17	14	13.9	15

EVALUATION - BIDDING UNIT NO. I

<u>Main Transformer (MT4)</u>	<u>F. P. E.</u>	<u>G. E. CO.</u>	<u>M. E.</u>	<u>W. E. CORP.</u>
100% Load - Losses				
3200 Hrs. @ \$0.010/KWH	32,000.00	26,016.00	29,280.00	29,184.00
75% Load - Losses				
2500 Hrs. @ \$0.00275/KWH	4,328.10	3,586.14	3,953.10	3,898.13
50% Load - Losses				
2200 Hrs. @ \$0.00275/KWH	2,214.30	1,899.70	2,020.70	1,942.05
25% Load - Losses				
600 Hrs. @ \$0.00275/KWH	341.55	325.05	311.03	285.45
Total Annual Energy Cost				
Losses	38,883.95	31,826.89	35,564.83	35,309.63
	=====	=====	=====	=====
Present Worth Energy				
10 Years - 4%	315,387.72	258,147.90	288,466.34	286,396.41
Base Bid	300,542.00	294,709.00	249,000.00	296,935.00
Bid Base	Firm	Firm	Firm	Firm

EVALUATION - BIDDING UNIT NO. I (cont.)

<u>Main Transformer (MT4)</u>	<u>F. P. E.</u>	<u>G. E. Co.</u>	<u>M. E.</u>	<u>W. E. Corp.</u>
Derate Net Generating 100% Load Loss @ \$90.00/KW	90,000.00	73,170.00	82,350.00	82,080.00
Bid Evaluation Total	705,929.72	626,026.90	619,816.34	665,411.41
	=====	=====	=====	=====

EVALUATION - BIDDING UNIT NO. II

<u>Auxiliary Transformer (AT4)</u>	<u>F. P. E.</u>	<u>G. E. Co.</u>	<u>M. E.</u>	<u>W. E. Corp.</u>
100% Load - Losses 5700 Hrs. @ \$0.010/KWH	3,534.00	3,135.00	3,277.50	2,736.00
50% Load - Losses 2800 Hrs. @ \$0.00275/KWH	200.20	177.10	167.48	173.25
Total Annual Energy Cost Losses	3,734.20	3,312.10	3,444.98	2,909.25
	=====	=====	=====	=====
Present Worth Energy 10 Years - 4%	30,288.10	26,864.44	27,942.28	23,596.93
Base Bid	32,561.00	30,831.00	29,600.00	46,529.00
Bid Basis	Firm	2,466.48	Firm	Firm
Derate Net Generating 100% Load Loss @ \$90.00/Kw	5,580.00	4,950.00	5,175.00	4,320.00
Bid Evaluation Total	68,429.10	65,111.92	62,717.28	74,445.93
	=====	=====	=====	=====

EVALUATION - BIDDING UNIT NO. III

<u>Start-Up Transformer (ST2)</u>	<u>F. P. E.</u>	<u>G. E. Co.</u>	<u>McG. E.</u>	<u>W. E. Corp.</u>
100% Load - Losses 10 Hrs. @ \$0.010/KWH	5.50	5.90	5.89	5.40
75% Load - Losses 40 Hrs. @ \$0.00275/KWH	4.29	4.40	4.31	4.06
50% Load - Losses 250 Hrs. @ \$0.00275/KWH	18.22	17.86	16.30	17.02
No Load - Losses 8.400 Hrs. @ \$0.00275/KWH	392.71	323.40	321.10	346.50
Total Annual Energy Cost Losses	420.71	351.56	347.60	372.98
	=====	=====	=====	=====
Present Worth Energy 10 Years - 4%	3,412.38	2,851.50	2,819.04	3,025.24
Base Bid	38,335.00	38,107.00	36,400.00	55,526.00
Bid Basis	Firm	3,048.56	Firm	Firm
Derate net generating 100% Load Loss @ \$90.00/Kw	4,950.00	5,310.00	5,301.00	4,860.00
Bid Evaluation Total	46,697.38	49,317.06	44,520.04	63,411.24
	=====	=====	=====	=====

## EVALUATION - SUMMARY

	<u>BID EVALUATION TOTALS</u>			
	<u>F. P. E.</u>	<u>G. E. Co.</u>	<u>M. E.</u>	<u>W. E. Corp.</u>
Bidding Unit No. I				
Main Transformer (MT4)	705,929.72	626,026.90	619,816.34	665,411.41
Bidding Unit No. II				
Auxiliary Transformer (AT4)	68,429.10	65,111.92	62,717.28	74,445.93
Bidding Unit No. III				
Start-Up Transformer (ST2)	<u>46,697.38</u>	<u>49,317.06</u>	<u>44,520.04</u>	<u>63,411.24</u>
Total	821,056.20	740,455.88	727,053.66	803,268.58
	=====	=====	=====	=====

The low evaluation bid is McGraw Edison Power Systems Division, since no combination of Bidding Units I, II and III will result in a lower bid, Therefore, it is recommended that a contract be awarded to McGraw Edison Power Systems Division for Bidding Unit IV which is lump sum total of Bidding Units I, II and III.

Bid Evaluation Calculations

## Article B-27

- Item a: Bonded Indebtedness was not used since evaluation was made on a Present Worth Basis.
- Item b: The 10 Year break-even period was used at 4% interest compounded annually on a uniform annual series to obtain the Present Worth value of Auxiliary Power Losses. This Present Worth Factor from Interest Tables is 8.111.
- Item c: The Total Annual Energy Cost Losses of each transformer was computed at the loads and hours of operation per year at that load stated.

Example: (From page 1 of the evaluation Proposal Data)

The transformer losses for F.P.E. Bidding Unit No. I Main Transformer (MT4) was 1000 KW at 100% load. The hours of operation at this load from Article B-27 was 3200 and the auxiliary power cost would be calculated at \$0.010/KWH.

Therefore,

$$1000 \text{ KW} \times 3200 \text{ HR} \times \$0.010/\text{KWH} = \$32,000.00$$

This type of calculation was used for each of the loads at hours and cost of auxiliary power stated. The operation was then repeated for the other bidders.

These losses were then totaled to obtain the Total Annual Energy Cost Losses and then multiplied by the Present Worth Factor of 8.111 to obtain the Present Worth Energy 10 Years - 4%.

Example: (From page 2 of the evaluation - Evaluation Bidding'



## Unit I)

The Total Annual Energy Cost Losses for F.P.E. was \$38,883.95.

Therefore, the Present Worth Energy 10 Years - 4% is equal to  $\$38,883.95 \times 8.111 = \$315,387.72$ .

Item d: Cost of auxiliary power, as stated, is evaluated at \$0.010 per KWH for 100% operation and at \$0.00275 per KWH for all loads below 100% operation to obtain Total Annual Energy Cost Losses as indicated under Item c.

Item e: Cost of installed generating capability, as stated, is evaluated at \$90.00 per KW of transformer losses at 100% load.

Example: (From page 1 of the evaluation - Proposal Data)

As in the previous example under Item c, the transformer losses for F.P.E.'s Main Transformer at 100% was 1000 KW.

Therefore, the debit (shown on page 2) against F.P.E. for Derating Net Generating 100% Load Loss is calculated as follows:

$$1000 \text{ KW} \times \$90.00/\text{KW} = \$90,000.00 \quad "$$

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on December 19, 1969, for the purchase of Power Transformers for Holly Street Power Station, Unit No. 4; and,

WHEREAS, the bid of McGraw-Edison Power Systems Division, in the sum of \$315,000.00, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Electric Utility 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 McGraw-Edison Power Systems Division, in the sum of \$315,000.00, be and the same is hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with McGraw-Edison Power Systems Division.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue

Noes: None

Absent: Councilman MacCorkle

Councilman Johnson expressed appreciation of the Electric Department and Brown & Root for furnishing evaluations. He asked that this be passed on, to these people, as their supplying this solved many questions.

## CONTRACT - TRACTOR

The City Manager submitted the following:

- " Date: December 30, 1969 Requested by: F. D. Glenn, Purchasing Department
1. One (1) each Class IV Tractor Loader Backhoe to Austin Ford Tractor Company - \$8,395.00.
  2. To be used by the Water Distribution Division.
  3. The attached memorandum from Mr. Bill Foulds recommends the award be made as indicated. "

" Memorandum To: F. D. Glenn, Purchasing Agent Date: Dec. 2, 1969

Subject: Backhoe Bids

It is our recommendation that the contract be awarded to Austin Ford for their low bid of \$8,395.00.

sgd/ Bill E. Foulds, Supt.  
Water Distribution Division

"CITY OF AUSTIN  
TABULATION OF BIDS  
CLASS IV TRACTOR LOADER BACKHOE

Sealed bids were opened in the office of the Purchasing Agent at 2:00 P.M. November 28, 1969, for one (1) each Class IV Tractor Loader Backhoe for the Water Distribution Division.

<u>BIDDER</u>	<u>BRAND</u>	<u>NET BID</u>
Girard Machinery & Supply	Case	\$9,156.00
Lanford Equipment Co.	Massey-Ferguson	8,432.00
Austin Ford Tractor Co.	Ford	8,395.00
International Harvester Co.	I. H.	9,015.00 "

Councilman Johnson offered the following resolution and moved its adoption:

WHEREAS, bids were received by the City of Austin on November 28, 1969, for one (1) each Class IV Tractor Loader Backhoe for the Water Distribution Division; and,

WHEREAS, the bid of Austin Ford Tractor Company, in the sum of \$8,395.00, 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 Austin Ford Tractor Company, in the sum of \$8,395.00, be and the same is hereby accepted and that L. H. Andrews, City

Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Austin Ford Tractor Company.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue

Noes: None

Absent: Councilman MacCorkle

The City Manager recommended the purchase of this small unit, and recommended the rejection of the other bids on the Tractor Loader Backhoes.

#### ZONING ORDINANCE

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:  
EAST 1/2 (EAST 64') OF LOTS 12, 13 AND 14, BLOCK 10 FRUTH ADDITION, LOCALLY KNOWN AS 500-502 WEST 30TH STREET, AND 3000-3004 FRUTH STREET, FROM "O" OFFICE DISTRICT TO "C" COMMERCIAL DISTRICT;  
SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Atkison, Gage, Janes, MacCorkle, Price, Mayor LaRue

Noes: Councilman Johnson

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

Ayes: Councilmen Atkison, Gage, Janes, MacCorkle, Price, Mayor LaRue

Noes: Councilman Johnson

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

Ayes: Councilmen Atkison, Gage, Janes, MacCorkle, Price, Mayor LaRue

Noes: Councilman Johnson

The Mayor announced that the ordinance had been finally passed.

## ZONING HEARINGS

Pursuant to published notice thereof the following zoning applications were publicly heard:

JACK ANDREWARTHA  
By Oscar W. Holmes

1116-1126 Barton Hills  
Drive

From "B" Residence  
To "IR" Local Retail  
RECOMMENDED by the  
Planning Commission

MRS. JOHN H. HICKS asked the Council to be careful about protecting Barton Creek and green belt areas. Discussion was held on the proposed 300' thoroughfare through Zilker Park, and it was brought out the thoroughfare had been in the plan for eight or nine years, with right of way having been dedicated in some cases. It could be dropped or shifted. The intent of that highway was to alleviate the traffic on Bee Caves Road through the center of the Park. The traffic is building up to the extent the park is being divided in two. MRS. JOHNSTON, Barton Hills area, brought out no one appreciated the shopping center that had been permitted, and there is no major artery going up through the shopping center. She called attention to the fact that there was no stop light on Robert E. Lee Road and Barton Springs Road.

MR. OSCAR HOLMES, representing the applicant, stated this area was the remainder of the level area before it drops into a deep bluff. They were in the process of building a 44' wide street on Barton Heights Drive and a 40' street on Jasmine Lane.

At this point, Councilman MacCorkle called attention to a lot of building activities in the headwaters of Barton Creek, and announced the Council was interested in maintaining Barton Creek. The Planning Director reported that property within the City limits had public sewers; the scattered development depends on septic tanks which are inspected and approved by the Health Department and checked compliance with State requirements.

Councilman Janes moved that the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The Mayor announced that the change had been granted to "IR" Local Retail, and the City Attorney was instructed to draw the necessary ordinance to cover.

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R. C. ARMSTRONG  
ET AL  
By R. C. Armstrong

800 West Avenue

From "B" Residence  
1st Height and Area and  
2nd Height and Area  
To "O" Office  
1st and 2nd Height and  
Area  
RECOMMENDED by the Planning  
Commission

Councilman Johnson moved that the change to "O" Office, 1st and 2nd Height and Area be granted. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change to "O" Office, 1st and 2nd Height and Area had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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ALEX DOCHEN  
By John H. Akin

Rear of 5414-5416 Burnet  
Road

From "A" Residence  
To "C" Commercial  
RECOMMENDED by the Planning  
Commission

Councilman Price moved that the recommendation of the Planning Commission be upheld, and the change to "C" Commercial be granted. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change to "C" Commercial had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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HOWARD BRUNSON  
By Joe Penaloza

5700-5708 Manor Road  
2708-2712 Rogge Lane

From "LR" Local Retail  
To "GR" General Retail  
RECOMMENDED by the Planning  
Commission

Councilman Janes moved that the Planning Commission's recommendation be upheld. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change to "GR" General Retail had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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JOE F. GRAY, Trustee  
& LOOP III, INC.  
By Robert Sneed

Tract 1  
900-910 Ed. Bluestein Blvd.  
Tract 2  
910-952 Ed. Bluestein Blvd.

From Interim "A" Residence  
1st Height and Area  
To "GR" General Retail  
1st Height and Area  
RECOMMENDED by the Planning  
Commission

Councilman Price moved that the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail, 1st Height and Area, and the City Attorney was instructed to draw the necessary ordinance to cover.

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ANDREW NOBLES  
By John Selman

5807-5811 Manor Road

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the Planning  
Commission

Councilman Price moved that the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman Atkison, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change to "GR" General Retail had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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AUSTIN HIGHLANDS  
INVESTMENTS, INC.  
By John Selman

409-411 Eberhart Lane  
6401-6403 South Meadows  
Boulevard

From "A" Residence  
To "BB" Residence  
RECOMMENDED by the  
Planning Commission

MR. JOHN SELMAN represented the applicants, stating the subdividers were developing medium priced FHA houses; and in order to realize something from the investment, they want to build one four-plex per lot. The Assistant Planning Director said this conforms to the Master Plan -- low density residential with apartments and commercial uses to a certain degree.

Councilman Janes moved that the recommendation of the Planning Commission to change the zoning to "BB" Residence, be upheld. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue  
Noes: None

The Mayor announced that the change to "BB" Residence had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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The Mayor announced that the recommendation was upheld and the change to "IR" Local Retail had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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WOODWARD INC.  
By Joseph Latting

400-416 East Ben White  
Boulevard  
4002-4230 Manufacturing  
Boulevard

From Interim "A" Residence  
1st Height and Area  
To "D" Industrial  
1st Height and Area  
RECOMMENDED by the  
Planning Commission

The Assistant Director of Planning reported this area was designated for industrial use in the Master Plan and the zoning request is recommended. The street has been dedicated but not developed.

Councilman Johnson moved that the recommendation of the Planning Commission be upheld and the change to "D" Industrial, 1st Height and Area be granted. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The Mayor announced that the change to "D" Industrial, 1st Height and Area had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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PAUL G. LUNDGREN &  
JACK BALAGIA

801 West Avenue  
706-708 W. 8th Street

From "B" Residence  
2nd Height and Area  
To "O" Office  
2nd Height and Area  
RECOMMENDED by the  
Planning Commission

Councilman Price moved that the change to "O" Office, 2nd Height and Area be granted. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The Mayor announced that the change to "O" Office, 2nd Height and Area had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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WILLIAM JOE GAGE, JR.

1414-1416 Fort View Rd.

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the  
Planning Commission

January 8, 1970

FRANCES STRIBLING  
By Carter Harvey

810 West 11th St.

From "B" Residence  
2nd Height and Area  
To "O" Office  
2nd Height and Area  
RECOMMENDED by the  
Planning Commission

Councilman Janes moved the the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The Mayor announced that the change to "O" Office, Second Height and Area District, had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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CARLTON E. BUSKE

Rear of 1303-1407  
Kinney Avenue

From "B" Residence  
To "IR" Local Retail  
RECOMMENDED by the Plan-  
ning Commission

MR. DICK LILLIE, Assistant Director of Planning, stated this was to be developed as a 36 unit mobile home park, and "IR" is the most restrictive zone in which this use could be permitted. Access is available on Kinney Avenue, which is 60' wide, with 30' paving. Mr. Buske stated there were two accesses, and the trailers will require a 50' street for entrance. He wanted to place only 30 units and use the additional area for recreation. Opposition was expressed by MR. P. H. SMITH, property owner across the street from the area. He objected to 60' trailers on a 30' street, and pointed out this was a residential area.

COUNCILMAN MacCORKLE inquired about the zoning in which mobile homes could be placed, noting there are a number of mobile home cases coming before the Council. The City Manager, MR. ANDREWS, pointed out the Planning and Zoning Commission are at work to establish a district for these mobile homes. Councilman MacCorkle endorsed a special zone for the mobile home parks. Councilman Johnson also expressed interest in this development stating in other cities there was none on 30' streets.

Councilman Janes moved that the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Janes, Price, Mayor LaRue  
Noes: Councilmen Atkison, Johnson, MacCorkle



COUNCILMAN GAGE asked that the record reflect that he disqualified himself in this case. The Assistant Director of Planning stated this use was for a five unit mobile home park, and the zoning is appropriate.

Councilman Janes moved that the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
 Noes: None  
 Present But Not Voting: Councilman Gage

The Mayor announced that the change to "GR" General Retail had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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KARL WAGNER

By Richard C. Baker

Tract 1

8222-8320 N. Interregional  
 Highway

Tract 2

8322-8404 N. Interregional  
 Highway

From Interim "A" Residence

1st Height and Area  
 To "C" Commercial

5th Height and Area

RECOMMENDED by the Plan-  
 ning Commission.

Councilman Price moved that the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
 Mayor LaRue  
 Noes: None

The Mayor announced that the change to "C" Commercial, 5th Height and Area, had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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MR. & MRS. DOYLE MOORE

Tract 1

1812-1922 Dalton Lane  
 1813-1923 Highway 183

Tract 2

1901-1921 Dalton Lane  
 8100-8108 Riverside Dr.  
 Rear of 8108-8118 Riverside  
 Drive  
 8118-8140 Riverside Drive  
 1900-1914 Highway 29

From "A" Residence

To "IR" Local Retail  
 RECOMMENDED by the Plan-  
 ning Commission, subject  
 to 10' of r-o-w on both  
 sides of Dalton Lane

Councilman Janes moved that the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
 Mayor LaRue  
 Noes: None

The Mayor announced that the change to "IR" Local Retail had been granted subject to 10' of r-o-w on both the east and west sides of Dalton Lane, and the City Attorney was instructed to draw the necessary ordinance to cover.

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THE CHERRYLAWN  
CORPORATION  
By John Selman

6109-6115 Walnut Hills Dr.  
6121-6127 Cherrylawn Cir.

From "A" Residence and  
"B" Residence  
To "BB" Residence  
RECOMMENDED by the Plan-  
ning Commission subject to  
a short form subdivision  
and development of the  
subject property and the  
commercial property on the  
corner of Manor Road and  
Walnut Hills Drive as one  
site.

The Assistant Planning Director suggested the Council might want to consider a recommendation that if this tract is used jointly with the "IR" tract, access should be on Walnut Hills or on Manor Road. Access should not be to Cherrylawn but to the 60' street if developed separately. The Director of Planning explained the intent was not to specifically require the short form subdivision, but was to work out the access situation. Mr. Selman, representing the applicant was agreeable to this suggestion. After discussion, the Council granted the zoning.

Councilman Price moved that the change be granted as recommended by the Planning Commission. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change had been granted as recommended by the Planning Commission, and the City Attorney was instructed to draw the necessary ordinance to cover.

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W. L. RICHARDS  
By Tom Curtis

8418-8440 Research  
Boulevard

From Interim "A" Residence  
1st Height and Area  
To "C" Commercial  
1st Height and Area  
RECOMMENDED by the Planning  
Commission subject to a  
building setback of 50' at  
the rear property line and  
with a 6 foot fence along  
same property line.

Councilman Price moved that the zoning be granted as Recommended by the Planning Commission.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue

Noes: None

The Mayor announced that the change had been granted as recommended by the Planning Commission, and the City Attorney was instructed to draw the necessary ordinance to cover.

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LEONARD SMITH  
By Kirk Michaux

100-200 West Anderson Lane

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the Planning  
Commission subject to r-o-w  
for Georgian Dr. and approval of a short form subdivision.

The Assistant Director of Planning explained the right of way requirements and the shifting of the west line west about 10' or 15'.

Councilman Janes moved that the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue

Noes: None

The Mayor announced that the change, as recommended by the Planning Commission, had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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FANNIE V. NEWGENT  
By Charles Trenckmann

41 1/4-49 3/4 Waller St.  
1201-1207 Haskell St.

From "A" Residence  
To "LR" Local Retail  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "B" Residence  
by the Planning Commission  
subject to r-o-w for future  
widening of Waller Street  
and Haskell Street.

The Assistant Director of Planning filed a letter from the representative of the Applicant, MR. CHARLES TRENCKMANN, amending the application to remove Lots 1 and 2 from the area to which re-zoning is asked, and to apply for "B" rather than "C". Mayor LaRue stated the effect is that the application as amended covers "B" for Lots 3, 4, 5, and 6, Resubdivision of Lot 1, Blk. 1, Magnolia Addition. These are the lots fronting on Waller Street and Haskell. The problem was that Haskell would need widening or a building setback established,

and the applicant preferred to remove those two lots. Mr. Trenckmann stated the two lots fronting on Haskell were removed from the application. He was not aware of widening on Waller Street, as the property recently was subdivided; and at that time, in connection with the short form resubdivision, the applicant gave the 5' for the widening of Waller. After checking the plat, the Assistant Director of Planning agreed there would be no right of way for Waller.

Councilman Price moved that the change be granted as recommended by the Planning Commission to "B" as amended. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change to "B" Residence, as amended, had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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CHESTER D. BROOKS  
By Robert C. Sneed

621-623 West 31st St.

From "BB" Residence  
To "B" Residence  
RECOMMENDED by the Planning  
Commission as amended, sub-  
ject to 7' of r-o-w for W.  
31st Street.

The Assistant Director of Planning, Mr. Lillie, explained this case was considered along with two others in the same area. Information had been provided the Council on the area study in 1961. The Planning Department's Assistant Director reviewed the study and development between 29th and 34th Streets; Guadalupe and Lamar "BB" had been established in 1961. The question revolves around the density permitted under "B" as opposed to "BB". The properties on 32nd and on King Streets were tied into the zoning of this location. MR. SNEED, representing the applicant pointed out the application was recommended unanimously by the Planning Commission, and the other two applications mentioned were denied by the Planning Commission. He asked that this application be considered individually. He claimed this area was now a part of the University complex. According to the transportation plan of the City, anticipated from 1962 to 1980, there is no proposed change of the transportation system within these boundaries whatsoever. He described the traffic circulation and the thoroughfares and arteries over which it would move. He pointed out the various zoning uses in the area ranging from

"BB" to "C-2". As to right of way, he had filed a written agreement to provide the 5' right of way. This is the only property facing on 31st Street; all of the others face on 31 1/2 Street. Mr. Sneed reviewed the street pattern and street widths. At this location there is a 26' street, whereas the normal requirement for paving for "B" is 40' paving. This leaves 14'. They proposed to tender seven feet rather than the 5' requested; and in addition to give a 5' sidewalk and utility easement across the front of the property.

As to density, Mr. Sneed stated after studying the projection of the City of Austin to 1980, the most densely populated area is immediately to the south of this area in 1980, and the second most dense population includes this particular property. The development since 1961 has been very little and the area has remained stagnant. He asked that the unanimous recommendation of the Planning Commission be upheld.

Councilman Janes moved that the change to "B" Residence, as amended, with 7' of r-o-w for West 31st Street, be granted as recommended by the Planning Commission. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change to "B", as recommended by the Planning Commission, had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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WALTER YATES

2204 Anderson Lane

From "A" Residence  
To "C" Commercial  
NOT Recommended by the  
Planning Commission  
RECOMMENDED by the Planning  
Commission as "GR" General  
Retail, subject to 15' of  
r-o-w for Anderson Lane.

Councilman Gage disqualified himself from participating in this zoning hearing, as he owned adjoining property.

No one was present to represent the applicant. It was brought out whenever the applicant submitted his letter on the right of way, the ordinance would be submitted.

Councilman Janes moved that the change to "GR" General Retail, as recommended by the Planning Commission, be granted. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Present but not voting: Councilman Gage

The Mayor announced that the change to "GR" General Retail, as recommended by the Planning Commission, had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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EDGAR S. DAUGHERTY  
By Law Offices of  
Maurice Angly

4203 Marathon Blvd.

From "A" Residence  
To "LR" Local Retail  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "O" Office,  
by the Planning Commission  
subject to 5' of r-o-w for  
future widening of Marathon  
Boulevard.

Councilman Price moved that the change to "O" Office be granted as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change to "O" Office, as recommended by the Planning Commission, had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

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THE SIGNAL COMPANIES  
INC.  
By Tom Curtis

Tract 1  
8153-8213 Research  
Boulevard

From Interim "A" Residence  
1st Height and Area  
To "C" Commercial  
1st Height and Area  
RECOMMENDED by the Planning  
Commission

Tract 2  
Rear of 8153-8213  
Research Boulevard

From Interim "A" Residence  
1st Height and Area  
To "B" Residence  
1st Height and Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "BB" Residence  
1st Height and Area subject  
to 25' building setback and  
privacy fence at all points  
where the subject property  
abuts "A" Residence, and  
the extension and fiscal  
arrangements, through sub-  
division of Jamestown Drive  
and a north-south street to  
connect Jamestown Drive to  
Research Boulevard.

MR. TOM CURTIS, representing the applicant, reported the recommendation of the Planning Commission was not acceptable. The Assistant Planning Director, Mr. Dick Lillie, reported it was hoped that the City could make a connection from this tract through the small triangle lot to Research Boulevard. In the event it cannot by the time the applicant starts development, the City would request the applicant to provide a north-south connection with Research Boulevard. Otherwise traffic generated from this tract would have to go east onto Jamestown Drive through the subdivision. Mr. Curtis was in agreement with this condition. The only issue he had was with the second tract behind the tract adjacent to Research Boulevard. In addition, Mr. Curtis offered to create a 25' building setback with a fence adjacent to "A" Residence property. That would afford "B" zoning close to Research Boulevard and adjacent "C" Commercial. If this were granted, they could make a more attractive area. Mr. Lillie stated in either arrangement discussed the buffer would be 25' with a fence; and the only difference would be 130 units as opposed to 260. Lengthy discussion was held by the Council, and a satisfactory amendment was worked out.

Councilman Janes moved that the Council grant: "C" Commercial, First Height and Area on Tract 1; "BB" Residence, First Height and Area on the north 280 feet and east 100 feet of Tract 2 and "B" Residence, First Height and Area, on the remainder of Tract 2; subject to:

- (1) Extension and development by subdivision of Jamestown Drive and a north-south street with a minimum of 60 feet of right of way through Tract 1 in the event Jamestown Drive cannot be extended westerly to intersect with U. S. 183 (Research Boulevard), and
- (2) 25 foot building setback line from, and a 6 foot solid fence on all property lines which abut "A" Residence zoning.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue

Noes: None

Absent: Councilman MacCorkle, at this particular time.

The Mayor announced that the change had been granted as amended, and the City Attorney was instructed to draw the necessary ordinance to cover.

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HENRY G. SANDERS

1200-1206 Springdale Rd.  
4122-4128 East 12th St.

From "A" Residence, "C"  
Commercial, and "IR"  
Local Retail  
To "GR" General Retail  
RECOMMENDED by the Planning  
Commission, subject to 10'  
of r-o-w for E. 12th Street.

MAYOR LARUE noted and read a petition by property owners and parents of children attending Sims Elementary School asking that this petition opposing a zoning change in the 1200-1206 block of Springdale Road and 4122-4128 East 12th be accepted, as those petitioners felt that the drive-in grocery store was sufficient for selling beer and wine to go and they did not want a bar directly in front of the elementary school. Mayor LaRue announced this petition would become a part of the records of the Minutes.

The Director of Planning stated they had not yet received a letter dedicating right of way for East 12th Street. MR. IKE EDWARDS, representing the applicant stated this was not a bar, but would be a dining room, with beer being sold with food. He was acceptable to the requirement of 10' of right of way for East 12th Street.

Strong opposition was expressed by MR. RAY D. GALLOWAY, representing a large group present, stating it was not desirable to have this type of business across from the Elementary School, and it would create a bad environment for the 12 and 13 year old youths. He asked the Council, before it decided, to check the Police record of a nearby operation to which this one would be similar.

Extensive opposition was expressed by MRS. CLOTHILDE WALKER, President of Sims PTA; MRS. EXALTEN DELCO, past President of Sims PTA; MR. JOHN BELL, Principal of Sims Elementary School, stating they had lost expensive electronic equipment through burglary and vandalism; and this had been traced to the establishment just mentioned. Mr. Galloway submitted a petition with 113 names, likewise to be made a part of the record.

MR. LONNIE MILTON, Manager of the Commodore Perry Deck Club opposed the proximity of this place to the school. The City Attorney reviewed the method of measuring from a school to an establishment selling alcoholic beverages to keep within the state requirements. MRS. WALKER joined others in opposing this zoning based on its location, across from the school.

Councilman Price moved that the Council deny the change to "GR" General Retail. The motion, seconded by Councilman Atkison, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

The Mayor announced that the change to "GR" General Retail, had been denied.

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A. E. RHODES, JR. 3206-3208 King Street  
By A. E. Rhodes, Sr.

From "BB" Residence  
To "B" Residence  
NOT Recommended by the  
Planning Commission

MAYOR LARUE acknowledged receipt of a letter from Mr. Rhodes to all Council members. Neither Mr. Rhodes nor his representative were present. The Assistant Director of Planning said this application was considered along with the Carey Legett case on West 32nd Street, King Street, and King Lane. He stated to encourage additional zoning to a higher density in this area would over load the streets. The area is composed of single family and duplexes, the only apartments being those that were converted from older homes. "BB" Residence was established by the Council in 1961. The "O" Office and "C" Commercial were oriented to the major arterial and collector streets - 34th and Guadalupe. Councilman Janes suggested that since there were only six members present, in fairness to the applicant, the Council should not take action today. This case was held in abeyance until contact could be made with Mr. Rhodes.

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CAREY LEGETT, JR. 703-705 West 32nd St.  
& GEORGIA F. LEGETT 3110 King Street  
By Charles G. Trenckmann 3111 King Lane

From "BB" Residence  
1st Height and Area  
To "O" Office  
2nd Height and Area  
NOT Recommended by the  
Planning Commission

MR. CHARLES TRENCKMANN represented the applicant, stating the application had been amended so as to eliminate the lot facing on King Street, leaving only the 75' x 150' lot fronting on 32nd Street, also to delete the request for 2nd Height and Area. The Applicants are two medical doctors whose present offices are in the capital expansion area, and they will be displaced in the very near future. They intend to build in this location a combination private residence and doctor's office. The Planning Department recommended the change. He pointed out there was no traffic in this area, as it is well served by 60' streets on the periphery. It had been admitted earlier that "BB" is perhaps too restrictive for this area, and the "BB" had not been maintained, as there was "B" zoning for doctors' offices. Mr. Trenckmann pointed out the technicality in this case was there could not be more than one employee. Drs. Legett have two employees.

Opposition was expressed by MRS. LAURA McALIFF, 705 W. 32nd Street, stating traffic was evident in this area due to the Buckingham Square Apartments. MRS. N. R. BATEMAN, 911 W. 26th Street, was interested in purchasing Mrs. Laura McAliff's property, and was told in the present zoning she could build a 35' structure. MR. LEON DON objected due to the increased traffic that would be created.

The Director of Planning pointed out the mixed uses in the area and described the area. He suggested that since the other case had been postponed for a week, the Legett application likewise be deferred and give the Planning Department an opportunity to review this case with the intent of amending the Ordinance Text with regard to the employment of outside individuals if this is a stumbling block under the "B" zoning. Mayor LaRue noted there was right of way to be considered in this zoning. Mr. Trenckmann stated if the zoning were granted, the applicant would be willing to dedicate the 5' of right of way. The Council deferred action on this zoning case until the following week.

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MAUFRAIS BROS.

By Richard C. Baker

Tract 1

1400-1416 Stassney Ln.

5516-5530 Vinson Road

Tract 2

5506-5514 Vinson Road

Tract 3

1500-1616 Stassney Ln.

From Interim "A" Residence

1st Height and Area

To "GR" General Retail

1st Height and Area

NOT Recommended by the  
Planning Commission

RECOMMENDED "IR" Local Retail  
by the Planning Commission,  
subject to 30' of r-o-w for  
Stassney Ln. and 15' of r-o-w  
for Vinson Road.

MR. BAKER stated the recommendation was not satisfactory to his client.. This property had just been annexed. The Maufrais Bros. had operated a concrete facility, and there are three structures being utilized by them at this time. The other tract if owned by MRS. RUTH TYSON, who had conducted a business on the corner tract for a number of years. The property in question is about 500' from land rezoned "B" 1st H&A for Somerset West Development Company, and Lumbermen's Investment Corp. The Maufrais tract adjoins the I & CN Railroad. Mrs. Tyson's tract is on the intersection of Stassney Lane and Vinson Road. The primary objection to "IR" as to "GR" is that Maufrais Bros. had entered into a contract for sale of the subject property to FOX & HEARNE, who want to continue using the existing structures and build on the front property facing Stassney Lane. The Building Official does not believe a building permit could be granted for an office building which would house a contracting organization under "IR" but one could be issued under "GR" -- therefore, his applicants need "GR". Mr. Hearne plans a brick or rock structure to be used only for office facilities. The tract will be fenced and beautified. Customer parking will be provided in front of the building. The second objection is the request for 30' of right of way off Stassney Lane. Mr. Baker stated he had filed the application offering dedication of 20' for this

widening, as this was the amount requested of Somerset West Development Co. His clients were shocked at the addition of 10' more. Mrs. Tyson has a further problem, where she is requested to dedicate 30' off of Stassney Lane, and 15' off of Vinson Road - 12,000 square feet out of 72,000. She would ask consideration that the Council reduce her requirements on Vinson; and she is aware she must dedicate at least 20' on Stassney. As to the building permit for the office building, the City Attorney, Mr. Cortez, said the ordinance does not allow new construction on a non-conforming use; and since the office would be part of the existing use, the entire use of the property would be as one with the offices an ancillary use. Concerning the 30' right of way, Councilmen Price, Gage, and Atkison indicated they would not require that amount of right of way as it seemed unreasonable. Mr. Baker stated they were willing to dedicate the 20' and establishing a building line for additional right of way if necessary. Noting only six members of the Council were present, and it would take the six votes to override the recommendation of the Planning Commission, the Council deferred action until next week. Councilman Atkison emphasized his hopes that there would be no requests for 30' rights of way. The Planning Director reported the recommendation of the Planning Commission in all cases is for the provision of the additional right of way - either by acquisition, purchase, or dedication, and this is left to the consideration of the Council.

#### RIGHT OF WAY FOR MoPAC RIGHT OF WAY

Upon the City Manager's recommendation, Councilman Johnson moved that the Council authorize the acquisition of the property at 2001 Sunset Avenue for the MoPac right of way. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue  
Noes: None  
Absent: Councilman MacCorkle

#### REFUND CONTRACTS

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER, TO ENTER INTO A CERTAIN CONTRACT WITH LUMBERMENS INVESTMENT CORPORATION 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 Janes moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue  
Noes: None  
Absent: Councilman MacCorkle.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER  
TO ENTER INTO A CERTAIN CONTRACT WITH E. E. NAUMANN  
AND BUDDY H. WENDLANDT, JR., FOR THE APPROPRIATION  
OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CON-  
TRACT; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue  
Noes: None  
Absent: Councilman MacCorkle

(The above is only the caption, the ordinance was not written)

#### COUNTY COMMISSIONER VOUDOURIS

The Mayor recognized County Commissioner JOHNNY VOUDOURIS who appeared before the Council making inquiry about the ambulance service. The Mayor explained the Council authorized a contract with the Ambulance Company concerning emergency service within the City, bringing the patients to Brackenridge Hospital, effective January 10th. Mr. Voudouris was interested in having ambulance service in his precinct.

#### GROUP FROM ST. STEPHEN'S SCHOOL

The Mayor and Council greeted a class from St. Stephen's School.

#### REJECTION OF BIDS ON TRACTOR LOADER BACKHOES

The City Manager asked the Purchasing Agent to give the facts on those that were being rejected. MR. F. D. GLENN reported bids were taken on different size tractors, one being a large 19' backhoe. It was decided this would not be needed at this time. He explained when it was decided the Department did not need the four backhoes, but only two, they could not use these bids as the trade-in value would not apply to just the two. He asked for rejection of these bids and permission to readvertise.

Councilman Johnson moved that, upon the City Manager's recommendation, the Council reject the bids on the Tractor Loader Backhoes. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman MacCorkle

REQUEST FOR EXTENSION OF GRANT AUTHORITY FOR  
 PLANNING AND DEVELOPING A COMPREHENSIVE CITY  
 DEMONSTRATION PROGRAM UNDER DEMONSTRATION CITIES  
 ACT OF 1966

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Secretary of Housing and Urban Development of the United States of America (hereafter referred to as "Secretary") is authorized pursuant to Title I of the Demonstration Cities and Metropolitan Development Act of 1966, to contract with City Demonstration Agencies and to pay up to eighty (80) percent of the costs of planning and developing comprehensive city demonstration programs; and,

WHEREAS, the City of Austin, Texas, has requested and contracted with the Secretary to plan and develop such a comprehensive city demonstration program; and,

WHEREAS, primarily due to federal budgeting uncertainties, the said plan cannot be completed during the original grant authorization period (October 14, 1968 to January 15, 1970), however, same will be completed by April 30, 1970; and,

WHEREAS, there are sufficient funds in the original grant authorization to finance continued planning through April 30, 1970; Now, Therefore,

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

That the City Manager of the City of Austin, L. H. Andrews, be and he is hereby authorized and directed to submit a request to the Secretary for an extension of the aforementioned grant authorization period to April 30, 1970, together with such other documents relevant to the approval thereof.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue  
 Noes: None  
 Absent: Councilman MacCorkle

MR. BOB McCULLOUGH, Director of Model Cities, reported this would be an authorization for the City Manager to request an extension of the Planning grant period beyond January 15th. Funds to cover the additional time needed under the previous grant authorization are sufficient. Completion is anticipated before the April 30th time, but there will be a 60 to 90 day review period by the authorizing agencies. In answer to Mayor LaRue's inquiry, Mr. McCullough stated this should be completed depending on their relationship to the capital improvements program that is being developed now. The City Manager pointed out many of the features of the Model Cities program are being in-

corporated into the Capital Improvement Program, so the Council can appraise the total CIP for the City. Many of the programs under Model Cities can be handled in the CIP as projects and appraised to priority. This part of the program will be completed in the next two weeks, and then forwarded through the various channels, back to the City Manager, and then the final recommendation to the Council. In answer to Councilman Gage's question, the City Manager stated they would bring to the Council a priority order of projects regardless of whether or not they were in the Model City program. Councilman Atkison asked if there were enough money to carry this through without taking additional money from the City. The City Manager stated that was correct. Mr. McCullough stated that the planning was completed as far as relating study of problems to program needs, then they would negotiate for the use of supplemental funds. He reviewed this procedure.

MAYOR LaRUE stated to clarify this situation, he would ask the Council to meet with the Model Cities' administrative staff and review this. The Council decided to meet Monday, January 19th, 10:00 A.M.

CONSIDER CONTRACT FOR EMERGENCY AMBULANCE SERVICE  
TO BRACKENRIDGE HOSPITAL

The City Manager reported much work had been done to bring a contract that would be effective from both an economic and a service standpoint. Councilman MacCorkle and Councilman Johnson complimented the City Manager on this approach. The City Manager stated the administrative cost would be known after six months; now it is estimated to be between 10 and 15%. Councilman Johnson commended the firm in its valiant effort to improve the service. The City Manager reviewed the procedure of billing for the emergency calls, for keeping time records, for the Company's providing sufficient units for a day to day operation with 15 minute service. Councilman Gage asked if the Council could let a contract like this without bidding. The City Manager replied he had asked the City Attorney for a written opinion. Councilman Gage asked to have a copy of the legal opinion. Termination of the contract was discussed, and explained by the City Attorney. After discussion, Councilman Price moved that the City Manager be authorized to sign this contract with the Austin Ambulance Company. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

RECOMMENDATION FROM BUILDING STANDARDS  
COMMISSION ON SUBSTANDARD HOUSES

Councilman Price moved that the recommendation of the Building Standards Commission be upheld on the following:

MRS. ANNIE TOWELL  
904 East 6th Street

- That the structure located on this lot be declared a public nuisance by the City Council; That the owner of such structure be given ninety days from September 10, 1969, in which to repair

or demolish the structure and clean the premises; That after expiration of the ninety day period, the owner has failed to repair or demolish the structure and clean the premises, the Legal Department of the City of Austin be instructed to seek judicial determination that the above structure is a public nuisance in a court of competent jurisdiction; That upon a termination of the legal proceedings in favor of the City of Austin, the failure of the defendant to abate the nuisance, the forces of the City of Austin with permission of the court, be empowered to demolish the structure and affix the costs thus incurred as a valid and enforceable lien against the property upon which the above mentioned structure is located.

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

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue

Noes: None

Absent: Councilman Atkison at this time.

Councilman Johnson moved that the recommendation of the Building Standards Commission be upheld on the following:

SANTIAGO GONZALES  
1501 East 2nd Street

- That the structure located on this lot be declared a public nuisance by the City Council; That the owner of said property be given ninety days from September 10, 1969, in which to repair or demolish the structure and clean the premises; That after expiration of the ninety day period the owner has failed to repair or demolish the structure and clean the premises, the Legal Department of the City of Austin be instructed to seek judicial determination that the above structure is a public nuisance in a court of competent jurisdiction; That upon a termination of the legal proceedings in favor of the City of Austin, the failure of the defendant to abate the nuisance, the forces of the City of Austin, with permission of the court, be empowered to demolish the structure and affix the costs thus incurred as a valid and enforceable lien against the property upon which the above mentioned structure is located.

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

Ayes: Councilmen Gage, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Atkison, at this time.

The Building Official stated this was a case of the property owner having died, and the heirs not wanting to take responsibility for the property.

Councilman Price moved that the recommendation of the Building Standards Commission be upheld on the following:

ESTER, MOSES &  
LUCIO BRIONES  
111 Attayac

- That the structure located on this lot be declared a public nuisance by the City Council; That the owner of such structure be given ninety days from September 10, 1969, in which to repair or demolish the structure and clean the premises; That after expiration of the ninety day period, the owner has failed to repair or demolish the structure and clean the premises, the Legal Department of the City of Austin, be instructed to seek judicial determination that the above structure is a public nuisance in a court of competent jurisdiction; That upon a termination of the legal proceedings in favor of the City of Austin, the failure of the defendant to abate the nuisance, the forces of the City of Austin, with permission of the court, be empowered to demolish the structure and affix the costs thus incurred as a valid and enforceable lien against the property upon which the above mentioned structure is located.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

Councilman Price moved that the recommendation of the Building Standards Commission be upheld on the following:

WHEELER-ATWELL, INC.  
1928 San Antonio

- That the structure located on this lot be declared a public nuisance by the City Council; That the owner of said property be given ninety days from October 8, 1969, in which to repair or demolish the structure and clean the premises; That after expiration of the ninety day period, the owner has failed



to repair or demolish the structure and clean the premises, the Legal Department of the City of Austin be instructed to seek judicial determination that the above structure is a public nuisance in a court of competent jurisdiction; That upon a termination of the legal proceedings in favor of the City of Austin, the failure of the defendant to abate the nuisance, the forces of the City of Austin with permission of the court, be empowered to demolish the structure and affix the costs thus incurred as a valid and enforceable lien against the property upon which the above mentioned structure is located.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

This structure could be brought up to standards.

Councilman Janes moved that the recommendation of the Building Standards Commission be upheld on the following:

WIND RIVER, INC.  
1930 San Antonio

- That the structure located on this lot be declared a public nuisance by the City Council; That the owner of said property be given ninety days from October 8, 1969, in which to repair or demolish the structure and clean the premises; That after expiration of the ninety day period, the owner has failed to repair or demolish the structure and clean the premises, the Legal Department of the City of Austin be instructed to seek judicial determination that the above structure is a public nuisance in a court of competent jurisdiction; That upon a termination of the legal proceedings in favor of the City of Austin, the failure of the defendant to abate the nuisance, the forces of the City of Austin, with permission of the court, be empowered to demolish the structure and affix the costs thus incurred as a valid and enforceable lien against the property upon which the above mentioned structure is located.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price  
Mayor LaRue  
Noes: None

Councilman Price moved that the recommendation of the Building Standards Commission be upheld on the following:

WHEELER-ATWELL, INC.  
1908 San Antonio

- That the structure located on this lot be declared a public nuisance by the City Council; That the owner of said property be given ninety days from October 8, 1969, in which to repair or demolish the structure and clean the premises; That after expiration of the ninety day period, the owner has failed to repair or demolish the structure and clean the premises, the Legal Department of the City of Austin be instructed to seek judicial determination that the above structure is a public nuisance in a court of competent jurisdiction; That upon a termination of the legal proceedings in favor of the City of Austin, the failure of the defendant to abate the nuisance, the forces of the City of Austin, with permission of the court, be empowered to demolish the structure and affix the costs thus incurred as a valid and enforceable lien against the property upon which the above mentioned structure is located.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, MacCorkle, Price,  
Mayor LaRue  
Noes: None

This structure could be brought up to standards.

#### FROM THE COUNCIL MEMBERS

#### Covered Swimming Pool or Use of Artesian Water

Councilman Gage reported having discussed the covering of a swimming pool or possibly putting heated water in the Stacey Pool, and asked about this information. He stated money had been voted in the last bond request specifically to cover a pool so there could be year-round swimming facilities. He

asked if the money were still available, and is it available for this use. Stacey Pool has an Artesian Well right next to it with water at 95° which was used at one time for that pool. He asked if it would be possible to use that water for the pool in the winter, so those who are in Aquatic clubs could swim year-round. The City Manager stated he would check into this. The Mayor stated that it was doubtful that those bonds had been sold.

#### Traffic Signals

Councilman Johnson asked that the following intersections for signal light studies be added to the list:

WEST ANNIE STREET and SOUTH CONGRESS  
WEST MARY STREET and SOUTH CONGRESS

(Mention was made in the Andrewartha Zoning hearing that there was a need for a stop light at Barton Springs Road and Robert E. Lee Road. It was noted by the City Manager that this request was still under study.)

#### Burned Out Houses Still Standing

Councilman Johnson inquired if the houses on 13th and Red River were in the Brackenridge Urban Renewal Area. He suggested asking the Urban Renewal Agency why these were left standing, as they were nothing but burned out shells, and were bad and a detriment to the neighborhood. The Mayor stated this could be referred to the Building Official who could check them out quickly.

#### Payments on Right of Way

Councilman Price had been asked by a number of people why they had not been paid for their property on Missouri-Pacific Boulevard. These people have signed notes at the bank, and are paying interest for the other property, but they have not been paid for their property on Mo-Pac. The City Manager asked the Council members to let him know who these persons are, and he would certainly check it out.

#### ADJOURNMENT

There being no further business, Councilman Price moved, and the motion was carried unanimously, that the Council adjourn.

APPROVED \_\_\_\_\_

Mayor

ATTEST: \_\_\_\_\_

City Clerk