

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 9, 1970  
9:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor LaRue presiding.

Roll Call:

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

Invocation was delivered by REVEREND BOB TEDDLIE, Northwest Baptist Church.

REQUEST OF TRAVIS COUNTY  
DEMOCRATIC EXECUTIVE COMMITTEE

MR. ROBERT SNEED, Chairman of the Travis County Democratic Executive Committee, requested the use of three municipal buildings for polling places for Democratic Primaries. Councilman Price moved the Council grant the use of the Pan American Recreation Center, City-County Health Unit, and the Doris Miller Auditorium. The motion, seconded by Councilman Johnson, carried by the following vote:

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

1969 ANNUAL REPORT OF THE  
URBAN RENEWAL AGENCY

MR. LEON LURIE presented copies of the 1969 Annual Report of the Urban Renewal Agency's activities which covered a compilation of all activities of the Agency since its creation. Councilman Johnson moved the Council note receipt of the report. The motion, seconded by Councilman Price, carried by the following vote:

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

DEVELOPMENT IN UNIVERSITY VILLAGE, LTD.  
HARDIN HOUSE - NORTH PARKING GARAGE, WEST 23RD STREET

The Council had before it a communication from Mr. Richard Baker, regarding University Village, Ltd., Hardin House North Parking Garage, West 23rd Street. MR. BAKER, Attorney, reported they had filed for a variance from the sidewalk ordinance in order to construct a rock wall within the sidewalk area on the south side of West 23rd Street, between the Hardin House North Parking Garage and the Street. Also they wanted to construct two planters which would extend not over two feet into the sidewalk area; a brick wall approximately 2 1/2 x 40'. In asking for these variances, they would accomplish beautification of the area, resolve grade problems, and be able to keep the large trees alive.

They wanted to install brick sidewalks instead of concrete and ask a waiver of 4" concrete base, which would help in preserving the trees. He was aware of maintenance and hazards and would provide in writing liability holding the City harmless. The City Manager recommended holding this request over for a week until he could look at the area and study the proposition.

Councilman Price moved this matter be deferred until the City Manager had time to take a look at it and bring back a report. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

Councilman Atkison offered the following resolution and moved its adoption:

(RESOLUTION)

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

That a public hearing be held at 10:00 o'clock A.M., in the City Council Chambers of the City of Austin on the 23rd day of April, 1970, for the purpose of providing an opportunity for all interested persons to be heard on consideration of the institution of annexation proceedings with respect to the below described property, to-wit:

21.986 acres of land, same being out of and a part of  
the T. J. Chambers Grant in Travis County, Texas, which  
21.986 acres of land are more particularly described by  
metes and bounds as follows:

BEGINNING at an iron pin on the present corporate limit line of the City of Austin, as adopted by ordinance dated September 26, 1968, which point of BEGINNING is the most westerly corner of Lot 9-A, Resubdivision of Lot 9, Block W, Northwest Hills, Belo Horizonte Section, a subdivision of record in Book 42 at page 32 of the Plat Records of Travis County, Texas, same being the most southerly southeast corner of the herein described tract of land, which point of BEGINNING is in the proposed corporate limit line of the City of Austin, and from which point of BEGINNING the intersection of the south or southeast line of Cat Mountain Drive with the west or southwest line of Belo

Horizonte Circle bears northeasterly 190 feet, more or less;

THENCE, with the proposed corporate limit line of the City of Austin in a westerly direction with the following twenty-one (21) courses:

- (1) N 71° 21' W 83.00 feet to an iron pin;
- (2) N 88° 25' W 359.90 feet to an iron pin;
- (3) N 63° 49' W 109.58 feet to an iron pin;
- (4) N 54° 52' W 100.00 feet to a concrete monument;
- (5) N 42° 04' W 221.46 feet to an iron pin;
- (6) N 51° 08' W 90.00 feet to an iron pin;
- (7) N 63° 08' W 85.00 feet to an iron pin;
- (8) N 87° 40' W 275.39 feet to an iron pin;
- (9) N 74° 25' W 130.00 feet to an iron pin;
- (10) N 63° 04' W 112.59 feet to an iron pin;
- (11) N 51° 31' W 114.09 feet to an iron pin;
- (12) N 34° 05' E 74.11 feet to an iron pin;
- (13) N 75° 04' W 184.93 feet to an iron pin;
- (14) N 51° 31' W 216.70 feet to a concrete monument;
- (15) S 56° 09' W 219.41 feet to an iron pin;
- (16) S 39° 38' W 160.91 feet to an iron pin;
- (17) S 29° 31' W 220.00 feet to an iron pin;
- (18) S 59° 11' W 78.34 feet to an iron pin;
- (19) N 75° 40' W 160.05 feet to an iron pin;
- (20) N 59° 44' W 75.00 feet to an iron pin;
- (21) N 26° 23' W 168.58 feet to a concrete monument at the most westerly corner of the herein described tract of land;

THENCE, continuing with the proposed corporate limit line of the City of Austin in a northerly direction with the following five (5) courses:

- (1) N 39° 18' E 395.40 feet to an iron pin;
- (2) N 53° 04' E 351.35 feet to an iron pin;

(3) N 77° 22' E 136.32 feet to an iron pin;

(4) N 82° 23' E 50.00 feet to an iron pin;

(5) N 74° 33' E 132.12 feet to a concrete monument at the most northerly corner of the herein described tract of land;

THENCE, continuing with the proposed corporate limit line of the City of Austin in an easterly direction with the following seven (7) courses:

(1) S 38° 22' E 55.00 feet to an iron pin;

(2) S 60° 22' E 92.70 feet to an iron pin;

(3) S 57° 53' E 100.00 feet to an iron pin;

(4) S 53° 53' E 200.00 feet to an iron pin;

(5) S 50° 57' E 268.25 feet to an iron pin;

(6) S 84° 19' E 345.11 feet to a concrete monument;

(7) S 37° 00' E 145.31 feet to an iron pin on a curve having an angle intersection of 30° 00', a radius of 311.24 feet and a tangent distance of 84.30 feet;

THENCE, continuing with the proposed corporate limit line of the City of Austin along said curve to the right an arc distance of 107.91 feet, the chord of which arc bears N 53° 58' E 107.36 feet to an iron pin at the point of tangency of said curve;

THENCE, continuing with the proposed corporate limit line of the City of Austin in an easterly direction with the following seven (7) courses:

(1) S 26° 06' E 50.00 feet to an iron pin;

(2) S 40° 03' E 185.52 feet to an iron pin;

(3) S 39° 56' E 120.00 feet to an iron pin;

(4) S 55° 26' E 85.00 feet to an iron pin;

(5) S 83° 18' E 88.06 feet to an iron pin;

(6) S 88° 27' E 305.00 feet to an iron pin;

(7) S 80° 00' E 60.74 feet to a concrete monument on the present corporate limit line of the City of Austin as adopted by ordinance dated July 13, 1967, which point is the most westerly corner of Lot 8, Block T, Northwest Hills, Belo Horizonte Section, a subdivision of record in Book 35 at page 38 of the Plat Records of Travis County, Texas, same being the northeast corner of the herein described tract of land;

THENCE, with said present corporate limit line of the City of Austin as adopted by ordinance dated July 13, 1967, and the aforesaid ordinance dated September 26, 1968, in a southerly and westerly direction to the point of BEGINNING.

0.05 of one acre of land same being out of and a part of the T. J. Chambers Grant in Travis County, Texas, which 0.05 of one acre of land is more particularly described by metes and bounds as follows:

BEGINNING, at an iron pin on the present corporate limit line of the City of Austin, as adopted by ordinance dated February 28, 1963, which point of BEGINNING is the southwest corner of Lot 8A, Resubdivision of Lots 7 & 8, Block I, Northwest Hills, Section 6, a subdivision of record in Book 16 at page 86 of the Plat Records of Travis County, Texas, same being the most southerly southeast corner of the herein described tract of land, which point of BEGINNING is in the proposed corporate limit line of the City of Austin, and from which point of BEGINNING the intersection of the east line of Mesa Drive with the north line of Knollwood Drive bears in a southeasterly direction 237 feet, more or less;

THENCE, with the proposed corporate limit line of the City of Austin N 53° 14' W 14.57 feet to an iron pin at the southwest corner of the herein described tract of land;

THENCE, continuing with the proposed corporate limit line of the City of Austin, N 36° 49' E 119.79 feet to an iron pin at the northwest corner of the herein described tract of land;

THENCE, continuing with the proposed corporate limit line of the City of Austin, S 55° 43' E 24.01 feet to an iron pin at the northeast corner of the herein described tract of land, same being a point on the present corporate limit line of the City of Austin as adopted by ordinance dated July 19, 1962;

THENCE, with said present corporate limit line of the City of Austin as adopted by said ordinance dated July 19, 1962, and the aforesaid ordinance dated February 28, 1963, in a southerly, westerly and easterly direction to the point of BEGINNING.

13.04 acres of land, same being out of and a part of the William Barton Labor in Travis County, Texas, which 13.04 acres of land are more particularly described by metes and bounds as follows:

BEGINNING at an iron pin on the present corporate limit line of the City of Austin as adopted by ordinance dated November 1, 1962, for the most southerly southwest corner of the herein described tract of land, from which point of BEGINNING an iron pin on the west line of Barton Hills Drive, same being the most easterly corner of Lot 1, Block 8, Barton Terrace, Section One, a subdivision in the City of Austin, Travis County, Texas, of record in Book 16 at page 22 of the Plat Records of Travis County, Texas, bears N 77° 58' E 103.00 feet;

THENCE, with the proposed corporate limit line of the City of Austin, in a northerly and westerly direction with the following thirteen (13) courses:

- (1) N 46° 32' W 75.50 feet to an iron pin;
- (2) N 19° 27' W 102.58 feet to an iron pin;
- (3) N 80° 00' E 37.16 feet to an iron pin;
- (4) N 10° 00' W 50.00 feet to an iron pin;
- (5) N 18° 31' W 187.95 feet to an iron pin;
- (6) S 88° 25' W 110.00 feet to an iron pin;
- (7) N 88° 09' W 184.46 feet to an iron pin;
- (8) S 83° 18' W 110.98 feet to an iron pin;
- (9) S 80° 57' W 236.21 feet to an iron pin;
- (10) S 56° 29' W 77.81 feet to an iron pin;
- (11) N 76° 58' W 120.17 feet to an iron pin for the most northerly southwest corner of the herein described tract of land;
- (12) N 11° 35' E 52.00 feet to an iron pin;
- (13) N 03° 11' E 98.54 feet to an iron pin on the present corporate limit line of the City of Austin as adopted by ordinance dated August 22, 1957, for the northwest corner of the herein described tract of land;

THENCE, with the present corporate limit lines of the City of Austin as adopted by the said ordinance dated August 22, 1957, by ordinances dated August 5, 1937, December 23, 1963, December 17, 1964, and the aforesaid ordinance dated November 1, 1962, in an easterly, southerly and westerly direction to the point of BEGINNING.

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

That the City Clerk be authorized and directed to cause a notice of such hearing to be published in a newspaper having general circulation in this City and in the area proposed to be annexed, such publication to be made not more than twenty (20) days, nor less than ten (10) days prior to the hearing.

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

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

#### EASEMENTS RELEASED

Councilman MacCorkle offered the following resolution and moved its adoption:

#### (RESOLUTION)

WHEREAS, a certain easement for public utility purposes was retained by

the City of Austin when a certain portion of Vinson Drive was vacated by Ordinance Number 700219-L dated February 19, 1970, of record in Volume 3818 at Page 1515 of the Deed Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have requested the City Council of the City of Austin to release the hereinafter described portion of said easement; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easement is not now needed and will not be required in the future; Now, Therefore,

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

That the Deputy City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portion of said public utility easement, to-wit:

Two (2) strips of land, each of the said two (2) strips of land being out of and a part of that certain portion of Vinson Drive which was vacated by Ordinance Number 700219-L dated February 19, 1970, of record in Volume 3818 at Page 1515 of the Deed Records of Travis County, Texas; the strip of land herein described as Number One being twenty (20.00) feet in width and the strip of land hereinafter described as Number Two being twenty-five (25.00) feet in width; each of the said two (2) strips of land being more particularly described as follows:

NUMBER ONE, BEING all of the west twenty (20.00) feet of said certain portion of Vinson Drive which was vacated by Ordinance Number 700219-L, save and except the south twenty-five (25.00) feet.

NUMBER TWO, BEING all of the east twenty-five (25.00) feet of said certain portion of Vinson Drive which was vacated by Ordinance Number 700219-L.

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

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

#### SALE OF HOUSES

Councilman Johnson offered the following resolution and moved its adoption.  
(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 30, 1970 for the sale of two (2) houses to be demolished or moved; and,

WHEREAS, the bid of Mike Gillespie in the sum of \$150.00 for the house located at 1416 Newfield; and the bid of Earl Bradford in sum of \$479.51 for the house located at 2007 Sunset, were the highest and best bids therefor, and

the acceptance of such bids 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 above bids of Mike Gillespie and Earl Bradford be and the same are hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City with said named parties.

The motion, seconded by Councilman Price, carried by the following vote:  
Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Janes

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 30, 1970 for the sale of improvements, including five (5) City-owned houses to be removed from the premises by demolition or removal; and,

WHEREAS, J. A. Miller has bid in the sum of \$589.00 to remove the house located at 1602 Newfield; and Southwest Demolishing Co. has bid in the sum of \$844.00 to remove the house located at 1710 Westover, in the sum of \$1,422.00 to remove the house located at 401 Atlanta, in the sum of \$1,422.00 to remove the house located at 1414 Newfield and in the sum of \$744.00 to remove the house located at 1903 Lake Austin Boulevard; such sums being the lowest and best bids therefor, and the acceptance of such bids 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 above enumerated bids of J. A. Miller and Southwest Demolishing Co. be and the same are hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute contracts for the payment of said sums, on behalf of the City, with the said named parties.

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

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

ANNEXATION HEARING

It being 9:30 A.M., Mayor LaRue opened the public hearing to consider the annexation of 114.62 acres of land out of the Santiago Del Valle Grant.

Councilman Price moved the administration be instructed to start annexation proceedings on the following:



114.62 acres of land out of the Santiago Del Valle Grant - proposed PEPPERTREE PARK, SECTION ONE; AUSTIN INDEPENDENT SCHOOL DISTRICT tract; portions of ST.ELMO ROAD, FRIEDRICH LAND and TERI ROAD. (partly by request of owner's representative on Peppertree Park, Section One, and by Austin Public Schools)

The motion, seconded by Councilman Johnson, carried by the following vote:  
Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Janes

### ZONING HEARINGS

The Mayor announced it was 9:30 A.M., and the Council would now hear the zoning cases advertised for public hearing at this time, as follows:

A. E. RHODES, JR.	3206-3208 King Street	From "BB" Residence
By A. E. Rhodes, Sr.		To "B" Residence
		RECOMMENDED by the
		Planning Commission

Councilman Price moved that the change be granted to "B" Residence as recommended. The motion, seconded by Councilman Atkison, carried by the following vote:

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

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

-----

W. L. WHITAKER	1900-1904 Fortview Road	From "LR" Local Retail
By Russell Rowland		To "C" Commercial
		RECOMMENDED by the
		Planning Commission

Councilman Atkison moved the change be granted to "C" Commercial as recommended. The motion, seconded by Councilman Price, carried by the following vote:

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

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

-----

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

Councilman Price moved the change be granted to "B" Residence as recommended. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

1999 2000 2001 2002 2003 2004 2005 2006

RECOMMENDED by the  
Planning Commission

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

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

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

400      400      400      400      400      400      400      400

To "B" Residence 2nd  
Height & Area  
RECOMMENDED by the  
Planning Commission

Councilman Atkison moved the change to "B" Residence 2nd Height & Area be granted as recommended. The motion, seconded by Councilman Price, carried by the following vote:

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

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

● ● ● ● ● ● ● ●

From "A" Residence 1st  
Height & Area  
To "B" Residence 2nd  
Height & Area  
RECOMMENDED by the  
Planning Commission

vote left 88

DAVID BARROW  
By Jeryl Hart

Tract 1  
6911 Throncliff Drive  
Rear 3807-3811 North Hills  
Drive

From Interim "A" Residence  
1st Height & Area  
To "BB" Residence  
1st Height & Area

Tract 2  
Rear 3501-3600 North Hills  
Drive  
Rear 6500-6643 Valleyside  
Drive

RECOMMENDED by the  
Planning Commission  
subject to approval of  
subdivision providing for  
the extension and develop-  
ment of Thorncliff Drive,  
Hart Lane and Laurel  
Valley Road

Councilman Price moved that the change to "BB" 1st Height and Area be granted as recommended. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

- - - - -

FRANK BARRON

5109 Old Manor Road

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the  
Planning Commission  
subject to the necessary  
right of way for East 51st  
Street and with condition  
the final ordinance be held  
until East 51st Street is  
constructed

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

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

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

- - - - -

FRANK BARRON

7101 Highway 290 East  
7111-7119 Mira Loma  
LaneFrom Interim "A" Residence  
1st Height & Area and  
"O" Office 1st Height  
& Area  
To "O" Office 1st Height  
& AreaRECOMMENDED by the  
Planning Commission subject  
to 5' of right of way for  
Mira Loma Lane

Councilmen Price moved the change to "O" Office 1st Height and Area be granted as recommended. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

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

-----

MURRAY P. RAMSEY  
By Ken R. Brooks4601-4611 Avenue A  
406-408 West 46th StreetFrom "A" Residence 1st  
Height & Area  
To "B" Residence 2nd  
Height & AreaRECOMMENDED by the Planning  
Commission subject to 10'  
of right of way on 46th  
Street, 5' of right of way  
on Avenue A and a cul-de-  
sac at north end of Avenue A

Mr. Murray Ramsey appeared in behalf of the applicant questioning the additional right of way over and above that dedicated already on Avenue A. Councilman MacCorkle moved the change be granted to "B" Residence 2nd Height and Area as recommended. The motion, seconded by Councilman Atkison, carried by the following vote:

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

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

-----

WELLMER B. SMITH      3506-3702 Griffith  
By Harvey H. Lane,      Street  
Jr.

From "A" Residence  
To "B" Residence  
RECOMMENDED by the  
Planning Commission subject  
to the necessary right of  
way for Griffith Street  
as determined by Public  
Works

In discussing right of way, Mr. W. W. Wathar objected to the right of way being taken from the west side as it would destroy many trees and existing curb and gutter. Councilman Price moved the change be granted to "B" Residence as recommended. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

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

- - - - -

H. E. PADGETT,      1700-1706 Patton Lane  
TRUSTEE      6601-6611 Berkman  
By H. E. Padgett      Drive

From "O" Office 2nd Height  
& Area  
To "GR" General Retail  
1st Height & Area  
RECOMMENDED by the  
Planning Commission subject  
to a restrictive covenant  
limiting the use of the site  
to an auto parts store and  
in event it is not used in  
such manner, zoning would  
revert to "O" Office

Mr. Dick Lillie, Assistant Director of Planning, reviewed this application, stating the staff objected on the basis the zoning would be an extension into the residential area of duplexes, churches and apartments. The Planning Commission recommended the zoning subsequent to the restrictive covenant, and that the Council consider the restrictive covenant as opposed to making it "subject to." Members of the Council feared a machine shop might develop along with the zoning permitting auto parts stores. Mr. Richard Baker represented the applicant stating the covenant had been executed in accordance with the limitations imposed by the Commission and is on file in the Planning Department.

Councilman Price noted a drainage problem in the area, and reported specifically the property to the rear, "Ole Bossie". Mr. Baker stated he would talk to these people, and correct the drainage problem.

Councilman Atkison moved the change be granted to "GR" General Retail 1st Height and Area as recommended. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

- - - - -

BATTLE BEND SPRINGS,  
INC.  
By Paul D. Jones

Tract 1  
1004-1206 Battle Bend  
Boulevard  
5200-5312 Interregional  
Highway 35

From Interim "A" Residence  
1st Height & Area  
To "GR" General Retail  
1st Height & Area

Tract 2  
1007-1207 Battle Bend  
Boulevard  
5312-5350 Interregional  
Highway 35

Tract 3  
901-1005, 904-1002  
Battle Bend Boulevard  
5300-5306, 5301-5305  
Battle Bend Court

From Interim "A" Residence  
1st Height & Area  
To "B" Residence  
1st Height & Area

RECOMMENDED by the  
Planning Commission subject  
to the proper termination  
of Weidemer Lane and with  
condition the "B" Residence  
zoning on Tract 3 not ex-  
tend to Lot 9A and the  
extreme western portion of  
the lot adjoining to the  
north of Battle Bend  
Subdivision

Mr. Dick Lillie, Assistant Director of Planning, stated the Staff did object to the zoning of Tract 3 for apartments, as there was an approved and recorded subdivision for single family development on that tract. The Commission felt if rezoning was to occur on Tract 3, now is the proper time before the lots were sold. MR. PAUL JONES, stated he was conforming to the Commission's wishes deleting Lots 8A and 9A. He suggested deferring the termination of Weidemer Street until the Commission has before it the subdivision plat. Mr. Lillie stated this would be acceptable.

Councilman Price moved the change be granted to "GR" General Retail 1st Height and Area on Tracts 1 and 2 and to "B" Residence 1st Height and Area on Tract 3 as recommended. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

The Mayor announced that the change had been granted to "GR" General Retail 1st Height and Area on Tracts 1 and 2 and to "B" Residence 1st Height and Area on Tract 3 and the City Attorney was instructed to draw the necessary ordinance to cover.

CAREY LEGETT, JR. & 703-705 West 32nd Street  
 GEORGIA F. LEGETT

From "BB" Residence  
 To "O" Office  
 NOT Recommended by the  
 Planning Commission  
 RECOMMENDED "B"  
 Residence subject to  
 5' of right of way for  
 West 32nd Street

The Assistant Planning Director, Mr. Lillie, stated the recommendation was for "B" Residence rather than "O" Office. The use which the applicants desire can be accomplished under the "B" Residence District. The King Street property had been deleted from the application. Five feet of right of way is necessary.

MRS. LEON DONN recalled the area-zoning encompassed by 29th, 34th, Lamar and Guadalupe, was "BB" Residence because the streets were narrow. She pointed out parking is permitted on both sides and only one car can pass. Mr. Lillie stated the required amount of off street parking would be provided, depending on number of square feet in the building. Councilman Price moved the zoning be granted to "B" Residence as recommended subject to the 5' of right of way. The motion, seconded by Councilman Atkison, carried by the following vote:

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

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

ROY VALESQUEZ  
 By Tom Curtis

88 East Avenue

From "C" Commercial  
 To "C-2" Commercial  
 RECOMMENDED by the  
 Planning Commission

Mr. Tom Curtis representing the applicant, stated this was an application to change an existing "C" Commercial to "C-2" Commercial, and the area is in a well defined commercial area.

MR. FELIX E. SOTO opposed and asked that this place not be opened for alcoholic beverage as it would bring on more poverty, and asked that the school children not have to go by a place like this. He pleaded for the children. The question of the distance from a church was raised. Mr. Curtis stated their



application was for a liquor store rather than for on premise consumption. It was pointed out by Mr. Gage that "C-2" Commercial would permit a lounge, and he asked if Mr. Velasquez was filing a restrictive covenant. After discussion, Councilman Atkison moved the "C-2" Commercial be granted. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

The Mayor announced that the change to "C-2" Commercial had been granted and the City Attorney was instructed to draw the necessary ordinance to cover.

- - - - -

W. H. BULLARD

2001 Airport Boulevard

From "C" Commercial  
To "C-2" Commercial  
RECOMMENDED by the  
Planning Commission

The Assistant Director of Planning stated the opposition had appeared regarding a second "C-2" Commercial zoning within a few months. The first "C-2" Commercial application was made in error, and this second application is a correction of the location of the first. The other case had been withdrawn.

Councilman Johnson moved the change to "C-2" Commercial be granted. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced the change to "C-2" Commercial had been granted and the City Attorney was instructed to draw the necessary ordinance to cover.

- - - - -

WALTER CARRINGTON  
By Paul D. Jones

Tract 1  
206-220 Proposed  
Ramble Lane

From Interim "A"  
Residence 1st Height  
& Area  
To "GR" General Retail  
1st Height & Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "BB" Resi-  
dence 1st Height & Area  
extending to the creek

Tract 2  
100-204 Proposed  
Ramble Lane

From Interim "A" Resi-  
dence 1st Height &  
Area  
To "C" Commercial 1st  
Height & Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "C" Commer-

WALTER CARRINGTON  
(continued)

Tract 2

cial 1st Height & Area  
extending to the creek

Tract 3  
4816-5102 South Congress  
Avenue

From Interim "A"  
Residence 1st Height  
& Area  
To "C" Commercial 1st  
Height & Area  
NOT RECOMMENDED by the  
Planning Commission  
RECOMMENDED "C" Commer-  
cial 1st Height & Area  
extending to the creek  
with the remaining por-  
tion west of creek  
remaining "A" Residence  
1st Height & Area

Tract 4  
5218-5226 South Congress  
Avenue  
101-307 Proposed Ramble  
Lane

From Interim "A"  
Residence 1st Height  
& Area  
To "C" Commercial 1st  
Height & Area  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "C" Commer-  
cial 1st Height & Area  
to the extension of Blue-  
bird Lane and "BB" Resi-  
dence 1st Height & Area  
on the remaining portion  
of Tract 4 extending to  
the church, subject to  
Bluebird Lane & Ramble  
Lane being extended and  
developed

The Assistant Director of Planning, Mr. Lillie, stated the attorney for the applicants had indicated they were not in objection to any of the recommendations by the Planning Commission except the one concerning extension of Bluebird Lane. Mr. Lillie stated the zoning could be granted subject to the determination that Bluebird Lane should be extended, and that would be determined through Public Works and through subdivision. Mr. Lillie stated Tract 5 formerly was within the application, but was postponed for one month due to inadequate notice for the Zoning Committee Hearing, and this tract would be before the Council next month. Councilman Gage moved the zoning be granted as recommended by the Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

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

- - - - -

LEE MANORS

2713 South 1st Street

From "A" Residence  
To "C" Commercial  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "B"  
Residence

The Assistant Planning Director, Mr. Lillie, described the zoning in the area. It was the staff's recommendation that "C" Commercial be denied to discourage continuance of commercial south on South First Street, but that "B" Residence be considered in light of recent "B" Residence zoning in the area. Mr. Manors was not present.

Councilman Price moved the Council uphold the Planning Commission's recommendation and grant "B" Residence. The motion, seconded by Council MacCorkle, failed to receive sufficient votes to carry as follows:

Ayes: Councilmen Atkison, MacCorkle, Price

Noes: Councilmen Gage, Johnson

Absent: Councilman Janes

Not in Council Room when roll was called: Mayor LaRue

- - - - -

BILL SIMPSON  
By J. A. Wier

918-1002 Stobaugh

From "A" Residence  
To "C" Commercial  
NOT Recommended by the  
Planning Commission

Mr. Simpson represented himself as the owner of the Bee Hive Gift Shop, desiring to continue the operating of the gift shop in his garage. He stated the staff indicated they would approve this provided he could show that the neighbors and people in the area were willing for a complete change in that area. He had a petition of those interested in a zoning change. He reviewed the petition. He did not want to expand, but wanted to operate legally; hence the zoning request. The Assistant Director of Planning, Mr. Lillie, stated the staff felt the area was not ready for a change yet, but if granted, 5' of right of way would be needed on Stobaugh. After discussion, Councilman MacCorkle moved the Council follow the recommendation of the Planning Commission and deny the zoning. The motion, seconded by Councilman Gage, carried by the following vote:

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

Noes: None

Absent: Councilman Janes

The Mayor announced that the change had been DENIED.

- - - - -

FRED WONG &  
JIM WOODMANSEE

712-714 West Annie Street  
1705-1709 South 3rd Street

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

MR. WOODMANSEE represented the applicants stating they wanted to construct moderately priced apartments in this area in which they could be kept occupied as there is a definite need. He stated the house had been condemned and tagged, but had not been removed. Councilman Gage asked that note be made about this condemned house. Mr. Woodmansee stated they would be willing to provide necessary right of way. He planned a 10 unit development, as he could not develop the 16 units with 16 parking units. Mrs. Pascal expressed opposition.

Councilman MacCorkle moved the Council uphold the recommendation of the Planning Commission and deny the zoning. The motion, seconded by Councilman Gage, carried by the following vote:

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

The Mayor announced the change had been DENIED.

- - - - -

HAZEL PHILLIPS  
By R. R. Sands

2303 Bluebonnet Lane

From "A" Residence  
To "O" Office  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "B"  
Residence

No one represented the applicant. The Assistant Director of Planning stated Mr. Sands had been notified on a number of occasions. The applicants are not interested in "O" Office and the "B" Residence will not help them. They really need "C" Commercial, and it was not recommended by the Commission or the staff. Councilman Johnson moved the change be denied. The motion, seconded by Councilman Gage, carried by the following vote:

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

The Mayor announced the change had been DENIED.

- - - - -

MRS. JOHN F. FRIDAY 5421 Montview Street

From "A" Residence  
To "O" Office  
NOT Recommended by the  
Planning Commission

Mr. John Friday represented the applicant. He stated the reason this application was not recommended was through a misunderstanding. They cannot

drive at night, and they had information it was not necessary that they be at the hearing, and no one spoke in their behalf. He stated the property was commercially, and surrounding properties had various zoning other than residential. It was thought the area would not change too drastically, and the homes in the area are well maintained.

Councilman Atkison moved the change to "O" Office be granted. The motion, seconded by Councilman Price, lost by the following vote:

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

The Mayor announced the change had been DENIED.

- - - - -

FRED WONG &  
JIM WOODMANSEE

2316-2318 Thornton Road

From "A" Residence  
To "C" Commercial  
NOT Recommended by the  
Planning Commission

MR. JIM WOODMANSEE represented himself and Mr. Wong. They had definite plans for a warehouse; but that had fallen through, but he wanted to carry through on the "C" Commercial zoning. However, he would be willing to withdraw the application, or they would accept the recommendation of the Planning Commission of "BB" Residence. This application was held in abeyance for a week.

- - - - -

L. C. REESE

1517-1519 Enfield Road  
1516-1518 Palma Plaza

From "B" Residence  
To "O" Office  
NOT Recommended by the  
Planning Commission

MR. REESE asked that the hearing on his application be postponed until April 23rd, as the Council has a special permit appeal to be heard. He applied for zoning because the property next door was being used in violation. He would like to keep his property as zoned if the next door use were removed. The Council held this in abeyance until 10:00 A.M., April 23rd.

#### DISCUSSION WITH PARKS BOARD - BARTON CREEK GREEN BELT PLAN

MR. PHILIP CREER, Chairman of the Parks and Recreation Board, stated a plan to control flood plains and creek beds and area was to be presented for Council study. MR. DON STENCE, Superintendent of Parks, reviewed the staff's Master Plan of Barton Creek, and its relationship to the City's overall Master Plan for parks and green belts. He defined the area of the Barton Creek plan -- Town Lake, Zilker Park, area upstream past Campbell's Hole area, past the proposed Barton Skyway crossing and past the Loop 380 crossing; and the proposed crossing of MoPac Boulevard. He pointed out the systems of access which were a vital part of the overall plan, bicycle and pedestrian trails, picnicing areas, boating, horseback riding, swimming, and fishing. The intent is to restore and preserve the natural beauty in this 520 acres. In line with the

overall Master Plan he discussed other creeks that flowed into Taown Lake--Shoal Creek Green Belt area, Blum Creek, all of which sets Austin in an unique position from other cities in the State. Plans noting the land areas which were not usable for building streets, and those areas which would be open space land were displayed. The plan was divided into conservation areas, cirritical slope areas, structured park lands, and park development. Mr. Creer listed the 27 agencies who had cooperated in making this study possible.

MR. CREER read the recommendations of the Parks Board as follows:

"RECOMMENDATIONS ON BARTON CREEK OPEN SPACE PLAN AND RELATED OPEN SPACE PLANNING

- "1. Due recognition of major municipal, state and federal agencies supplying basic data and planning assistance necessary for the completion of the Barton Creek plan.
- "2. Council acceptance of the Barton Creek Comprehensive Development Plan as a basis for review by those parties having an interest in the extension of the Barton Creek green belt. Council direct the staff to actively consider the alternatives which can be used to implement the Barton Creek Development Plan, using such tools as flood, slope and soil hazard mapping, and regulation through building codes, subdivision regulations and zoning; transferable density; conservation and public use easements, dedication and purchase in fee simple; and the possible use for federal grants-in-aid programs for acquisition and development.
- "3. Council acceptance of the Barton Creek planning process as a prototype to be used in preparing similar plans for the entire length of the Barton Creek watershed and for other streams and creeks in Austin and Travis County. Council directive for the staff to prepare a work program for preparation of such plans. These plans, with accompanying data are basic to the Council's recent action to regulate development along creeks and streams. They are vital to the implementation of the city's green belt plan.
- "4. Council directive for the staff, jointly with all departments and agencies having an interest and using consultant assistance as necessary to prepare a work program for a long-range environmental plan for tourism-recreation and resource conservation for all of Austin and Travis County. Such plan to be coordinated with and cognizant of the activities of the Austin-Travis County Regional Planning Commission, The Capital Area Council of Governments, the Lower Colorado River Authority and other vital and operational entities having an interest.

"Reliable sources indicate Austin population will reach the 1,000,000 mark within the next 50 years, an overall open space plan should be prepared in advance of this growth, to assist in guaranteeing a quality enviroment for the future citizens of Austin and her visitors."

MR. STENCE pointed out roadways, driveways and walkways that could be provided, possible low-water crossing.

All had an opportunity to be heard, and Mayor LaRue expressed appreciation to Mr. Creer and the Recreation Planning Staff, stating this would be of tremendous help. MR. TOM BRADFIELD stated the planning intent corresponds closely with their own planning for the area. He stated all of the 27 agencies involved, one group of people had been left out of the discussion, and that was the owner and developer. He stated the next course was for the Council once and for all to declare itself about its intention for acquisition of this area. Mayor LaRue again thanked all for attending and giving the Council benefit of the work that had been done.

#### CONTRACTS

Councilman Price offered the following resolution and moved its adoption:

##### (RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 1, 1970, for 375,000 pounds of Bare Aluminum Conductor Steel Reinforced, 795 MCM to be used by the Electric Department to be stocked by Central Stores; and,

WHEREAS, the bid of Techline, Incorporated in the sum of \$107,550.00 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 Techline, Incorporated in the sum of \$107,550.00 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 Techline, Incorporated.

The motion, seconded by Councilman Atkison, carried by the following vote:  
Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Janes

Councilman Price offered the following resolution and moved its adoption:

##### (RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 31, 1970, for Four (4) each Three (3) Cubic Yard Motor Pick-Up Sweepers to be used by the Street and Bridge Division and the Aviation Department; and,

WHEREAS, the bid of Industrial Disposal Supply Company, in the sum of \$55,502.37 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 Industrial Disposal Supply Company in the sum of \$55,502.37 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 Industrial Disposal Supply Company.

The motion, seconded by Councilman Johnson, carried by the following vote:  
Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Janes

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 31, 1970, for installation of Electric Ductline and Concrete Foundations on Lavaca Street from 1st Street to 19th Street; and,

WHEREAS, the bid of Ford Wehmeyer, Incorporated in the sum of \$75,970.50 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Electric Distribution and by the City Manager; Now, Therefore,

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

That the bid of Ford Wehmeyer, Incorporated in the sum of \$75,970.50 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 Ford Wehmeyer, Incorporated.

The motion, seconded by Councilman Atkison, carried by the following vote:  
Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Janes

Councilman Johnson commended the staff on its lighting program, referring specifically to 38th Street from Guadalupe to the bridge over Shoal Creek.

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 20, 1970, for the Repair of the Feedwater Heater #12 to be used by Electric Production Division at Holly Street Power Plant; and,

WHEREAS, the bid of Krueger Engineering and Manufacturing Company in the sum of \$11,949.95 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 Krueger Engineering and Manufacturing Company in the sum of \$11,949.95 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 Krueger Engineering and Manufacturing Company.

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

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

Noes: None

Absent: Councilman Janes

The Council had before it the following contract

TERRELL SUPPLY OF AUSTIN      - For furnishing hospital beds, room, lounge, office, and classroom furniture for the new Brackenridge Hospital Phase 1A - \$103,142.00.

MR. MOFFATT, Purchasing Agent at Brackenridge Hospital, spoke regarding the bids, stating Terrell Supply was the low bidder that met specifications. MR. DON ABLE, bidder, stated their bid was about \$1,600 above the low bid, but they had superior features that were not considered. He discussed the features, materials, and stated he was a local concern. MR. SCHULER, representative of Terrell Supply Company, stated they submitted their bid based on the specifications as written by the hospital staff, and were low bidders. MR. TOBIAS, Hospital Administrator discussed the equipment in lengthy detail pointing out the advantages to the patient, calling attention to Brackenridge Hospital's unique position as the emergency hospital and that it is a surgical hospital of major cases, and that long studies had been made by the staff, nursing staff, and all concerned. These beds are in operation on trial basis now. He pointed out the conveniences to the patients in having an all electric bed rather than one manually operated. The Council discussed this matter in great detail, and deferred action until it could go to the hospital and see these beds in operation.

In the afternoon meeting Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 24, 1970, for furnishing hospital beds, room, lounge, office and classroom furniture for the new Brackenridge Hospital; and,

WHEREAS, the bid of Terrell Supply of Austin in the sum of \$103,142.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Administrator of Brackenridge Hospital and by the City Manager; Now, Therefore,

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

That the bid of Terrell Supply of Austin in the sum of \$103,142.00 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 Terrell Supply of Austin.

The motion, seconded by Councilman Atkison, carried by the following vote:  
Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Janes

#### WITHDRAWAL OF AUTOMOBILE BIDS

The City Manager stated bids were brought before the Council last week, for the purchases of Chevrolets. The Company who was awarded the low bid, found they had made an error in their computation. After checking with the company, the City Manager agreed they had made a mistake, and recommended that action be taken to nullify the vote of the Council on April 2, in awarding the bid to Henna Chevrolet and award the bid to the next low bidder, Dependable motors.

Councilman Atkison moved that the Council allow Henna be allowed to withdraw their bid at this time. The motion, seconded by Councilman Price, carried by the following vote:

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

Councilman Atkison moved the Council award the bid to DEPENDABLE MOTORS, authorizing the City Manager to use his own judgment in adding the four autos to the bid as submitted. The motion, seconded by Councilman Price, carried by the following vote:

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

The City Manager discussed requiring bid bonds in bids as these, stating most cities had discontinued this requirement as it is very seldom a bid bond in a purchase of this would be needed or be advantageous. In this case an honest mistake was made, and the Council had taken the correct action.

#### LIVING QUARTERS ABOVE BOAT HOUSE

The Council had before it the request of Mr. and Mrs. Cactus Pryor to construct living quarters above a previously approved boat house on property in Lake Austin Estates. Councilman MacCorkle was interested in these types of construction not obstructing the view to surrounding properties. Councilman Johnson asked that in case this type of development should mushroom, the City be prepared to prevent a housing development over the lake; that in exercising reason to allow citizens a good use of the lake, the rest of the citizens be protected also. The City Manager submitted the following signed by Dick T. Jordan, Building Official:

"I, the undersigned, have reviewed the plans and have considered the application of Mr. and Mrs. Cactus Pryor, owner of the property on that part of Lake Austin lying upstream from the westerly extension of the south line of Windsor Road and

known as Lake Austin Estates (see attached legal description.) Mr. Pryor is asking for permission to build living quarters on top of previously approved boat house. The construction details meeting all requirements, I recommend that if Mr. Pryor 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 the structure is located, or be nearer than ten feet to any side property line of the owner or applicant.

"(2) The sanitary system including septic tank approved by the Health Department.

"(3) 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."

Councilman Price moved permission be granted for construction of quarters on top of previously approved boat house on Lake Austin Estates. The motion, seconded by Councilman Atkison, carried by the following vote:

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

#### SHORELINE IMPROVEMENTS

Councilman Johnson moved the Council approve shoreline improvements on Lake Austin for the following:

Mr. Charles Markley - pier and boat facilities  
Lot 8 and a portion of the Reserve area of  
Lakeview Gardens.

The motion, seconded by Councilman Price, carried by the following vote:  
Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Janes

#### RECOMMENDATIONS FROM BUILDING STANDARDS COMMISSION

Councilman MacCorkle moved the Council approve the recommendations from the Building Standards Commission for the Law Department to take proper legal disposition on the following substandard structures which have not been repaired or demolished within the required time:

906 (A) Northwestern  
L. N. Light Sr.

- That the structure located on this lot be declared a public nuisance by the City Council; that the City Council refer this unit to the Legal Department; that the Legal Department cite the owner or heirs by publication and seek whatever legal jurisdiction necessary to repair or demolish

906 (A) Northwestern  
L. N. Light, Sr.  
(continued)

- the structure and clean the premises; that upon 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 structure is located.

906 (B) Northwestern  
L. N. Light, Sr.

- That the structure located on this lot be declared a public nuisance by the City Council; that the City Council refer this unit to the Legal Department; that the legal department of the City of Austin cite the owner or heirs by publication and seek whatever legal jurisdiction necessary to repair or demolish the structure and clean the premises; that upon 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 structure is located.

906 (C) Northwestern  
L. N. Light, Sr.

- That the structure located on this lot be declared a public nuisance by the City Council; that the City Council refer this unit to the Legal Department; that the Legal Department of the City of Austin cite the owner or heirs by publication and seek whatever legal jurisdiction necessary to repair or demolish the structure and clean the premises; 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 structure is located.

908 (A) Northwestern  
L. N. Light, Sr.

- That the structure located on this lot be declared a public nuisance by the City Council; that the City Council refer this unit to the Legal Department; that the Legal Department of the City of Austin cite the owner or heirs by publication and seek whatever legal jurisdiction necessary to repair or demolish the structure and clean the premises; that upon a termination of

908 (A) Northwestern  
L. N. Light, Sr.  
(continued)

- 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 structure is located.

908 (B) Northwestern  
L. N. Light, Sr.

- That the structure located on this lot be declared a public nuisance by the City Council; that the City Council refer this unit to the Legal Department; that the Legal Department of the City of Austin cite the owner or heirs by publication and seek whatever legal jurisdiction necessary to repair or demolish the structure and clean the premises; that upon a termination of the legal proceedings in favor 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 structure is located.

The motion, seconded by Councilman Price, carried by the following vote:  
Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Absent: Councilman Janes

LICENSE AGREEMENT WITH  
SOUTHERN PACIFIC TRANSPORTATION COMPANY

Councilman Atkison offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Manager be and he is hereby authorized and directed to enter into a license agreement with Southern Pacific Transportation Company to install an 8-inch cast iron water main beneath railroad tracks at Mile Post 6.17 in E. 56th Street, east of Duval Street, in the City of Austin, in accordance with the terms of said license agreement; and,

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

That the City Clerk is hereby directed to file a copy of said agreement in the permanent records of her office without recordation in the Minutes of the City Council.

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

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

#### MODEL CITIES

Mayor LaRue announced the City Manager would give a report on Model Cities. The City Manager listed three basic questions from Housing and Urban Development:

- (1) The extension of the Planning Grant;
- (2) Whether or not planning money could be utilized to pay consultants in completion of the application; and
- (3) If such application were completed under those conditions, would it be an acceptable application by HUD.

A letter from HUD disclosed that a planning grant of \$160,000 had been granted, and no further funds were available for a Planning grant; the date of April 30 is flexible and probably could be extended; the monies had been expended and there would be a need for \$13,000 in cash to carry the program to its conclusion.

Even though consultants could be utilized in the completion of the plan; there is no money available and there would be no further planning funds available from HUD.

MR. ANDREWS read from Mr. Parker's letter concerning approval of consultants' completing the application, stating meaningful citizen involvement in planning was an important requirement of Model Cities program, and the citizen must be given the opportunity for a thorough review and a chance to object to the plan; however, the Council would determine the content of the plan.

The City Manager reviewed the Financial status, the grant, the amount the City paid in cash, and in-kind service, and the remaining balance as of March which is not a cash balance. He discussed the audit and questions to be resolved on salaries paid, value of furniture, and rent.

MAYOR LaRUE read communications received concerning interest in Model Cities, one a letter from Congressman J. J. Pickle expressing hope the program could move forward. The League of Women Voters expressed support of the program.

MR. GEORGE L. MCGONIGLE, Director of Model Cities Department of Houston, gave a status report of the program in Houston and discussed his role as liaison between various agencies to tap help available from state and federal agencies. He answered questions from the Council.

MRS. JOANNE DONNER, member of the Model Cities Commission endorsed the whole program, but suggested that the Council take no action today so that the Council and City Manager could have a chance to go into the program more extensively. MR. JOHN CANDELAS asked for a revision of the grant if possible; MR. WALTER RICHTER, Chairman of Task Force, Community Council, restated their offer in finalizing the application, mobilizing the technicians and skilled

people. MISS BARBARA AYERS, Vice President, League of Women Voters, also urged the Council to proceed with the application. DR. J. J. SEABROOK, Commissioner; and MRS. ETHEL BARROW, Travis County Democratic Women's Committee, endorsed the program. MR. RICHTER listed the individuals who had offered their services in full support and completion. No one appeared in opposition.

Councilman Gage commended the City Manager on this report and added he would like to review the application before its being forwarded to HUD.

Councilman Price moved that this matter be tabled until April 23 before any action be taken, and that an extension for this Planning Grant be extended for 60 days. Councilman Johnson seconded the motion.

In discussion Councilman Price stated this would give the City Manager more time on this whole program; and the Council was to meet with the Model Cities Commissioner for further information. After discussion, Councilman Johnson withdrew his second. Councilman Price stated the Council was to meet with the Model Cities Commissioners.

MR. GUITERREZ, MRS. ST. JOHN GARWOOD, and MR. PHILIP WHITE, Chairman Tarrytown Democrats, spoke supporting Model Cities. Councilman MacCorkle wanted to visit San Antonio and Waco to review the programs in those cities.

MAYOR LaRUE stated the motion that this matter be tabled and that the City Manager be authorized to ask for an extension of 60 days on the Planning Grant period died for lack of a second.

Councilman MacCorkle noted the Manager could not continue until authority was granted by the Council. The Mayor announced the Council under the circumstances could take no action this afternoon, and he expressed appreciation to all present for their interest.

#### PARADE REGULATIONS

The City Manager suggested that the Council study the draft ordinance further to determine the points the Council would favor and those that they might not, so the staff would be in a position to draw a formal ordinance. The hours of parades and the definition of residency were discussed briefly.

Discussion ensued on various items -- the number of police to be assigned to various uses at the Coliseum; also, that the promoters be more specific on number of paraders, so that the Police Department would not be prepared to handle traffic for 5000 participants, with a large number of on-lookers, and the parade end up with only 34 or 35 participants.

After discussion, Councilman MacCorkle moved the City Manager be requested to instruct the City Attorney to draft an ordinance. The motion, seconded by Councilman Gage, carried by the following vote:

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

The City Manager stated such an ordinance could be passed through its

readings on separate days, giving the public a chance to participate in the discussion.

#### TRANSPORTATION FRANCHISES AND REGULATIONS

The City Manager reported a situation developing for the franchise for the right to operate the University of Texas shuttle buses; and in this particular bid there is an expansion of routes. It is necessary at this point to regulate all buses that operate over the City. He reported three ordinances had been distributed to the Council.

Mayor LaRue introduced amendments to ordinances:

- (1) would regulate all buses;
- (2) would require a franchise, or an exemption; and
- (3) would allow sixty days to obtain a franchise.

The ordinances were read the first time and Councilman MacCorkle moved the ordinances be passed through their first reading. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Johnson\*, MacCorkle, Price, Mayor LaRue

Noes: None

Absent: Councilmen Janes

Not in Council Room when roll was called: Councilman Atkison

\*Councilman Johnson stated he would vote "Aye", but he wanted the record to reflect that in no way would that indicate his future vote.

Councilman Johnson moved the Bus Ordinances pertaining to regulation, franchising and timing for franchising be set for public hearing at 10:00 A.M., April 30th. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

Noes: None

Absent: Councilman Janes

Not in Council Room when roll was called: Councilman Atkison

The Council went into Executive Session to discuss purchase of property.

The Council resumed its business in Open Session

Councilman MacCorkle moved the Council authorize settlement for a .21-acre tract of land at the intersection of U. S. 183 and Lamar Interchange. The motion, seconded by Councilman Johnson, carried by the following vote:



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

## ADJOURNMENT

Councilman Gage moved the Council adjourn. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Council adjourned at 5:45 P.M.

APPROVED

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk