

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 29, 1972  
10:00 A.M.

Council Chambers, City Hall

The meeting was called to order with Mayor Butler presiding.

Roll Call:

Present: Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilmen  
Friedman, Handcox, Lebermann, Mayor Butler  
Absent: None

The Invocation was delivered by the REVEREND J. CARTER KING, III, Covenant Presbyterian Church.

APPROVAL OF MINUTES

Mayor Pro Tem Love moved the Council approve the minutes of February 17, 1972, as corrected. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilmen  
Lebermann, Friedman, Handcox, Mayor Butler  
Noes: None

PROCLAMATION

Mayor Butler presented a Proclamation to Mrs. Don Smith setting out the week of March 12 - 18 as "Parents Without Partners" week.

RESOLUTIONS

Mayor Butler read commendations set out in a Resolution signed by all members of the Council, recognizing the retirement of Lt. Rutledge, Joe Frank Frederick, Johnie Lee Hodnett, Sr., and Lt. Mack Israel, from the Fire Department.

Mayor Butler, on behalf of the Council, read a Resolution signed by all members of the Council commending J. C. Bridges and James P. Spillar and recognizing them for their services as they retire from the Police Department.

(Originals of these Resolutions were presented to the Retirees. The City Clerks Office was not furnished with a copy.)

**DESTROYING OF BONDS AND COUPONS**

Mayor Pro Tem Love moved the Council adopt a Resolution authorizing the creating or otherwise destroying of Bonds and Coupons of the City of Austin properly redeemed and accounted for as audited by the City's Independent Certified Public Accountants. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Lebermann, Friedman, Handcox, Mayor Butler, Councilmen Dryden, Nichols, Mayor Pro Tem Love  
 Noes: None

**BUILDING EXPANSION FOR POLICE DEPARTMENT**

Councilman Nichols moved the Council adopt a Resolution authorizing the acquisition of certain land for Police Department expansion:

617-621 East 8th Street;  
 712-718 Sabine Street  
 Ben H. Powell

The motion, seconded by Council Dryden, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Butler, Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilman Lebermann  
 Noes: None

**ZONING HEARING**

Mayor Butler opened the hearings on Zoning requests, scheduled for 10:00 A.M. this date. The following applications were heard, all interested parties given time to express themselves, and the Council granted the requests as indicated below, instructing the City Attorney to have the proper Ordinances drawn.

<p>MRS. SAM SILBERSTEIN          By Paul Jones          C14-72-002</p>	<p>1611 North I. H. 35</p>	<p>From "C" Commercial,          First Height and Area          To "C" Commercial,          Fifth Height and Area          RECOMMENDED by the          Planning Commission</p>
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Councilman Nichols moved the change be granted to "C" Commercial, Fifth Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilman Nichols, Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox, Mayor Butler, Councilman Dryden  
 Noes: None

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

SAM WINETROUB  
C14-72-003

3205 Helms Street

From "A" Residence,  
First Height and Area  
To "B" Residence,  
Second Height and Area  
RECOMMENDED by the  
Planning Commission

Mrs. Virginia Barnes spoke in opposition.

Councilman Nichols moved the change be granted to "B" Residence, Second Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Dryden, carried by the following vote:

- Ayes: Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox, Mayor Butler, Councilman Dryden
- Noes: None

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

TEXACO, INC.  
By Felix Kneuper  
C14-72-005

4547-4563 U. S. 290 West

From "C" Commercial,  
First Height and Area  
To "C" Commercial,  
Fifth Height and Area  
RECOMMENDED by the  
Planning Commission

Mr. Kneuper explained the necessity of the sign to be able to slow the traffic in time to exit. Councilman Friedman was not for the 50' sign.

Councilman Nichols moved the change be granted to "C" Commercial, Fifth Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Handcox, carried by the following vote:

- Ayes: Councilmen Lebermann, Handcox, Mayor Butler, Councilman Nichols, Mayor Pro Tem Love
- Noes: Councilmen Friedman, Dryden

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

TEXACO, INC.  
By Felix Kneuper  
C14-72-006

600 East Anderson Lane

From "GR" General Retail,  
First Height and Area  
To "GR" General Retail,  
Fifth Height and Area  
RECOMMENDED by the  
Planning Commission

Councilman Nichols moved the change be granted to "GR" General Retail, Fifth Height and Area, as recommended by the Planning Commission. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

Ayes: Councilman Handcox, Mayor Butler, Councilman Nichols, Mayor Pro Tem Love, Councilman Lebermann  
 Noes: Councilmen Friedman, Dryden

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

EARL EASTBURN  
 C14-72-008

Tract 1  
 2211 Richcreek Road

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

Tract 2  
 7415-7419 Burnet Road

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

Councilman Nichols moved the change be granted to "GR" General Retail in Tract 1 and "C-2" Commercial in Tract 2 as recommended by the Planning Commission. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

Ayes: Councilman Handcox, Mayor Butler, Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilman Friedman  
 Noes: None  
 Not in Council Chamber when Roll was called: Councilman Lebermann

The Mayor announced that the change had been granted to "GR" General Retail in Tract 1 and "C-2" Commercial in Tract 2 as recommended, and the City Attorney was instructed to draw the necessary ordinance to cover.

REUBEN TALASEK  
 By Dean Hester  
 C14-72-009

1155 North Interregional  
 Highway

From "C" Commercial,  
 Second Height and Area  
 To "C-2" Commercial,  
 Second Height and Area,  
 RECOMMENDED by the  
 Planning Commission

Councilman Nichols moved the change be granted to "C-2" Commercial, Second Height and Area, as recommended by the Planning Commission. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Friedman, Handcox, Mayor Butler, Councilmen Dryden, Nichols  
 Noes: None  
 Not in Council Room when Roll was called: Councilman Lebermann

RALPH VERTREES  
By H. Glenn Cortez  
C14-72-302

2301-2303 Polaris Ave.  
8614 Bowling Green Dr.

From "A" Residence  
To "BB" Residence  
RECOMMENDED by the  
Planning Commission  
as amended subject to 5'  
r-o-w on Polaris Ave. &  
5' of r-o-w on Bowling  
Green Drive

Councilman Handcox's motion to grant the zoning including the 5' right of way, was overcome by Councilman Dryden's substitute motion, Councilman Lebermann's second, not to require the 5' right of way on Bowling Green, but to require it on Polaris Ave. Roll Call:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilman Lebermann

Noes: Mayor Butler, Councilmen Friedman, Handcox

Mayor Butler announced the zoning was granted subject to 5' right of way on Polaris Avenue, but not on Bowling Green Drive, and the City Attorney was instructed to draw the necessary ordinance to cover.

JACOB Z. CASTILLO  
C14-72-001

1611 Old Lockhart  
Highway (Highway 29)

From "A" Residence  
To "B" Residence  
RECOMMENDED by the  
Planning Commission  
subject to r-o-w on Old  
Austin-Del Valle Road to be  
determined by Public Works

Councilman Nichols moved the change be granted to "B" Residence as recommended by the Planning Commission subject to r-o-w on Old Austin-Del Valle Road to be determined by Public Works. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilman Nichols, Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox, Mayor Butler, Councilman Dryden

Noes: None

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

H. H. ROTHELL, JR. &  
MILTON KELLEY  
C14-72-010

409-411 West 39th  
Street

From "A" Residence,  
First Height and Area  
To "B" Residence,  
Second Height and Area  
RECOMMENDED by the  
Planning Commission  
subject to a short form