

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 8, 1972

10:00 A. M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Butler presiding. It was noted that Councilman Dryden would be late, and that Councilman Handcox was out of town.

Roll Call:

Present: Councilman Nichols, Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Mayor Butler

Absent: Councilmen Dryden, Handcox

The Invocation was delivered by CHAPLAIN ARTHUR R. ANDERSON, Austin Area Conference of Churches.

APPROVAL OF MINUTES

Councilman Nichols moved the Council approve the Minutes of the Regular Meeting of May 25, 1972. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

Noes: None

Absent: Councilmen Dryden, Handcox

CIVIC CENTER COMMITTEE REPORT

Mayor Butler announced that Mr. Les Gage, Chairman, would present the Civic Center Committee Report.

Mr. Gage introduced members of the Committee -- MESSRS. GEORGE NALLE, DON ABEL, JULIAN ZIMMERMAN, JAY BARNES, BILL HART, WROE OWNES, JOHNNY JONES, J. NEILS THOMPSON, AND KEN WENDLER. Mr. Gage read the report which included the reaffirmed need in Austin at an early date for new and enlarged facilities to accommodate the various needs within the City. The lack of sufficient facilities dramatically spotlights the fact that Austin is falling behind in meeting the demands of it's local citizens, and it's demands as the Capital City. Mr. Gage stated the recommendations submitted will adequately satisfy these needs and he pointed out this report is a concensus report adopted unanimously and is submitted to the Council for action.

GENERAL RECOMMENDATIONS FOR LOCAL NEEDS:

1. The Civic Center Concept proposed would provide facilities for the local needs of the community.
2. First class accomodations for statewide and regional conventions.
3. Complement and support without duplicating the Special Event Center, Fine Arts Center and Conference Facilities in existence and proposed by the University of Texas at Austin.
4. The proposed Civic Center complex would utilize the existing City Auditorium and Coliseum as an integral part of the complex.
5. The location of such Civic Center would utilize the Auditorium location without impinging on the open spaces and green belt existing at this site; and would extend the greenbelt and open space area.
6. The proposal provides for the addition of approximately 50 acres of open space to tie into the Town Lake South shore greenbelt and complements and contributes to the development of Town Lake according to the adopted Town Lake Beautification Plan.
7. The complex provides a unique imaginative development of the now owned and proposed land acquisition that will enhance the downtown area and extend the "Grand Axis" concept from the Capitol south on Congress Avenue. It created the opportunity for using multiple level pedestrian right-of-ways on bridges and to span traffic.
8. Extension of the complex east on the south shore of Town Lake would enable designers to make full use of water for beautification, ingress and egress, and for engineering design concepts found in Texas only in the San Antonio Civic Center. Availability of Town Lake permits the use of water transportation to tie together Zilker Park, the Civic Center complex, Fiesta Gardens, and facilities along the water edge.
9. Proposed land acquisition effects few businesses, is not dependent on federal funds, can be aquired promptly without freezing land owners for an indefinite length of time, and provides needed land for street and bridge interchanges and improvements.
10. The projected costs of the Civic Center project are considerably less than any prior proposal.
11. The proposed complex is a unique, farsighted and imaginative concept that includes the best and most desirable features of all prior plans while at the same time eliminating the major objections raised by the opponents of the prior announced proposals. This proposal can be supported by all of the progressive citizens of the community including downtown businessmen, environmentalists, the Chamber of Commerce, Town Lake Beautification devotees, and those who objected to the amount of the proposed cost on the prior project. This is a concept that can be accepted and supported by the citizens of Austin.

12. The Plan provides an opportunity to attack major traffic problems that are inherent with the proposed complex extension along the south bank of Town Lake. This includes the correction of several intersections, the early design and construction of the proposed Trinity Street Bridge and the widening of the South First Street Bridge over Town Lake, the elimination of West Riverside Drive and the redesign and improvement of Contress Avenue Bridge and its intersection with Riverside Drive and Barton Springs Road.
13. This concept will unite north and south Austin; expand downtown Austin across Town Lake, and enlarge on the original plans of the founding fathers of our Capital City.
14. The Civic Center complex will enhance and add a new dimension to the "Quality of Life" concept adopted as a goal for Austin by the Chamber of Commerce.

RECOMMENDATIONS OF THE CIVIC CENTER:

1. The development of a new and enlarged concept for an Austin Civic Center that will include the present Auditorium/Coliseum site and in addition, extend east to span South Congress Avenue. The exact perimeters as proposed are:

From the south shore of Town Lake at the point of crossing of the Missouri Pacific R.R.; south along the east right-of-way of said M.P.R.R. to its intersection with Barton Springs Road; thence east along the north side of Barton Springs Road to its intersection with Riverside Drive; thence east on Riverside Drive, across Congress Avenue to a point where said Riverside Drive intersects the Trinity Street Bridge; thence north on said Trinity Street Bridge to the south shore of Town Lake; thence west with the meanders of the south bank of Town Lake to its intersection with the M.P.R.R. bridge, the place of beginning.

2. To construct an Exhibit Hall and Community Center of approximately 225,000 square feet to include the exhibit area, meeting rooms, offices and storage space and an assembly and banquet hall, in a location within the proposed complex that is equally accessible to the present Auditorium and to existing downtown facilities. The cost would be approximately \$7,000,000.
3. To renovate and remodel the present Auditorium as a first class performing arts theater as the first step in the design and construction of a Fine Arts Center within the Civic Center complex. The approximate cost to be \$1,000,000.
4. To remodel and redesign the present Coliseum to provide added capacity, to "face lift" the exterior and to provide more adequate arena space within the enlarged structure. The anticipated cost is \$1,000,000.

5. To extend the greenbelt and open areas along south Town Lake by additional land acquisition for a central city park setting; to provide for site improvement and beautification; to develop and construct new traffic patterns; to construct parking facilities; and for design and engineering of facilities and site usage. The cost to be approximately \$9,000,000.
6. The Civic Center concept proposal in the amount of \$18,000,000 to be voted upon by the citizens of Austin at the next bond election as may be proposed by the Council.
7. The Committee requests that it be dissolved and that a Planning and Steering Committee be established to coordinate the interests with members of the Town Lake Beautification Committee, the original Austin Civic Center Committee, the Chamber of Commerce, The Austin Arts Council, the Austin livestock group, the City Planning Department, the Austin Tax Payers Civic Center Association, and other citizens groups concerned; and to consider the desirability of employing the International Auditorium Managers Association or other professional groups for planning studies.

Slides were presented of possibilities — one of many concepts that could be developed. The fundamental concept involved includes traffic, pedestrian and automobile; and the Master Plan of Town Lake. Water would be put to many uses - transportation and beautification. A new Austin River—Congress Avenue bridge could be a pedestrian bridge under the main bridge. Congress Avenue Bridge could be a uniting factor connecting north and south Austin. He showed parking patterns. It was suggested that lake property be acquired to provide plenty of open space. For open space purchased, there is \$9,000,000 for development, beautification, parking and for structures. \$1,000,000 of which could be devoted to the location for the Shrine Circus, Stock show, etc. Another area could be developed into a Fine Arts Center. There is a possibility of a small train to move people. He expanded on what could take place as other ideas developed. Hike and Bike trails would be developed.

Councilman Nichols asked about the status of Christie's and the Night Hawk locations. Mr. Gage stated the concept showed the boundaries, but the details would be determined by the Council. Also discussed was the Chamber of Commerce Building. Mr. Gage stated what was shown was an idea, and the Council would select its own engineers and architects to develop the area.

Mr. Callahan, President of the Austin Livestock Show, stated they were interested in facilities that would take care of their program. Last year they had 1400 exhibitors, and he pointed out the great need for facilities. His group endorses the recommendation of this Committee and retain the facility now if they could be improved. This is the center of Austin, and the people are accustomed to coming to this location.

Mr. Ferris expressed concern about Christie's Restaurant which is blocked in. He asked that consideration be given to the San Antonio project. The project developed by Hemisphere is a ghost area now, and the only area of value now is the one developed commercially. Austin owns much land west of the rail road tracks to be used, and it does not have to take in this fantastic amount of land.

Mr. Morton Crockett stated this proposal affected his land. The land is beautiful now and some of the members had a vested interest in the other proposal

down town. Now the south side is receiving the shifting of the monkey to the backs of the owners on the south side. He suggested rather than buying land for parking that the City go construct a high rise parking garage. He listed the amount of public property on the lake and stated it would not be necessary to take tax paying property, as the City owned so much already. He suggested that the University of Texas should be required to provide the same off street parking that the rest of the citizens are required to provide such facilities.

Mayor Butler stated this presentation was a report from the Committee and not a public hearing.

Mayor Akin was recognized by the Council.

Mayor Butler thanked the group for the service it had rendered, and stated the Council would take this under advisement and try to ascertain how best to approach the matter.

Mayor Butler called for a motion to accept the Civic Center report. Mayor Pro Tem Love moved the Council express gratitude for this service, instructing that each one personally be notified of this action and that the Committee be dissolved as per their request. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox

HUMAN OPPORTUNITY CORPORATION

Councilman Nichols asked for the floor for the purpose of making a motion. The motion was as follows:

"I move that the City administrative staff, acting through the Office of the City Attorney, institute such steps as may be necessary for the City Council to revoke the designation of HOC as the Community Action Agency for the City of Austin. Further, in order that the many beneficial community action programs may be carried on under proper supervision so as to provide the maximum benefit to the poor, for whom the program was designed, I also request, as a part of such motion, that necessary steps be instituted to designate the City of Austin as the community action agency. I wish it to be fully understood that these actions be carried out in such a manner that there will be no interruption of the beneficial aspects of this program but in order that, hereafter, it be fairly and properly administered for the benefit of the community it was designed to serve."

Councilman Lebermann, with understanding of the last several comments seconded the motion.

Councilman Friedman in discussion to the motion, stated this was a most premature and unfair motion to be made at this time. Everyone was aware of the meeting with the OEO officials from Dallas. He stated he had been given the impression that if the people in HOC, the appointees by the City, and those selected as representatives of the poor, would get together and complete and select the Board finally. If the fully constituted Board were given an opportunity there would be no consideration of the City takeover. He reviewed the philosophy behind an agency such as HOC in that those affected by HOC, develop their own

programs to learn by trial and error, and have the opportunity to act on their own. Councilman Friedman did not believe the City was the proper authority to run a poverty agency. The concept of OEO and HOC was set up for the people themselves to operate. City officials could administer and watch over it, but not set up all of the guidelines. He suggested waiting to see if the Board is going to work out.

Councilman Lebermann stated Dallas had recently changed to the structure that the City would be attempting to create locally. The operating agency or group is still constituted much as it is under the present situation and the poor are represented and elected just as they are now. The Board will remain a policy Board and as an operating group.

Mayor Butler also noting Dallas had recently taken this same posture in relation to their program, stated this does not mean that the City of Austin would call all of the shots. He pointed out the Office of Economic Opportunity had stringent guidelines and statues under which the City would abide.

Mrs. Eloise Campos suggested that the motion be delayed until the afternoon, as many people are unaware of what is happening. Councilman Nichols explained he made the motion under the "Green" amendment and they were acting within full authority to assume the responsibility of this agency and give it a sense of direction.

Substitute Motion

Councilman Friedman moved that any action on this matter be postponed for at least one week and set for 11:30 next Thursday June 15th, for any final decision.

Mayor Butler called for a second; there being none, the roll call was held on Councilman Nichols' motion. The motion carried by the following vote:

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

Mrs. Edith Bus, Democratic Women's Committee, questioned the regulation of action being taken on something that was not on the Agenda.

The City Attorney explained the Council was in good order as it can instruct the staff anytime -- meeting or not. It is asking that the Staff bring in what is necessary at some later date for a determination.

Mr. Clayton Plato, Assistant to Director of Administration, presently an employee of HOC inquired about the motion, and Mayor Butler reviewed the action of the Council, in instructing the City Attorney and the Staff to go through the legal steps to bring about the change in designation of HOC. The reason the Council has voted on this course is to insure that the program proceed and to assure its stability, and in their judgment, this would not affect the employment, funds, or the programs currently involved in HOC.

ANNOUNCEMENT OF APPOINTMENT TO PLANNING COMMISSION

Mayor Pro Tem Love announced that Mr. Oscar Price (Bob) Bobbitt, former

Southwest Regional Director of the National Pollution Foundation, has been appointed to the Planning Commission by the Austin City Council.

EASEMENTS RELEASED

Mayor Pro Tem Love moved the Council adopt a resolution authorizing the release of the following easement:

An eleven (11.00) foot easement adjacent to the north line of Lots 5 through 8, RIDGETOP. Said eleven (11.00) foot strip was previously an alley. The alley was vacated but retained in entirety as a public utilities easement.

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

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

Mayor Pro Tem Love moved the Council adopt a resolution authorizing the release of the following easement:

Seven (7) electric easements out of Lots 3, 4, 12, and 13, Block D, and Lots 1, 2, and 3 Block C, ROLLING HILLS WEST.

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

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

Mayor Pro Tem Love moved the Council adopt a resolution authorizing the release of the following easement:

Twelve (12) electric and public utilities easements out of Lots 91 through 95, WALNUT FOREST.

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

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

Mayor Pro Tem Love moved the Council adopt a resolution authorizing the release of the following easement:

A portion of a blanket electrical easement in the JAMES SPILLMAN SURVEY #2 and the JAMES JETT SURVEY, located approximately seven and one-half (7.50) miles northwest of Austin, Texas, and east of Austin Municipal Park.

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

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

Ayes: Friedman, Mayor Butler, Councilman Dryden
Noes: None
Absent: Councilman Handcox

LICENSE AGREEMENT

Councilman Nichols moved the Council adopt a resolution granting the license agreement for the following:

THOMAS P. FRANCIS - encroachments into the sidewalk area of brick ledge and planter box at 303 East 7th Street (adjacent to Lots 10, 11, Block 67, the Original City of Austin.)

The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Councilman Nichols moved the Council adopt a resolution granting the license agreement for the following:

LUCILLE MERSCHBROCK - encroachment of proposed building into fifteen (15.00) foot waste water easement located at Lot 2-A, the resubdivision of Tract "A", Highland Hills, Section Five, Phase Four.

The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

ANNEXATION HEARING SET

Councilman Nichols moved the Council adopt a resolution setting a public hearing at 2:00 P. M., June 22, 1972, to consider annexing the following:

32.02 acres of unplatted land out of and a part of the WILLIAM CANNON LEAGUE. (requested by owner's representative)

12.682 acres of unplatted land out of the JOHN APPLGAIIT SURVEY. (requested by owners)

18.16 acres of land out of the James Rogers Survey-proposed MESA PARK SECTION FIVE. (requested by owner's representative)

623.5 acres of land more or less out of and a part of the SANTIAGO DEL VALLE GRANT:

497 acres of unplatted land. (requested by owner)
126.5 acres. (initiated by City)

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

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

Noes: None

Absent: Councilman Handcox

Not in Council Chamber when Roll was called: Councilman Friedman

DEVELOPMENT PLAN - HEARING SET

Councilman Nichols moved the Council set a public hearing at 2:00 P. M., June 22, 1972, to amend the Austin Development Plan:

An area of approximately 30 acres of land located in North Austin north of Rutland Drive and east of the H.&T.C. Railroad - from Manufacturing and Related Uses to Medium Density Residential - requested by Ronald Tynes. C2-72-1(a).

The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox

Not in Council Chamber when Roll was called: Councilman Friedman

CONTRACTS AWARDED

Councilman Nichols moved the Council adopt a resolution awarding the following contracts:

Bid Invitation No. 200928 - Twelve (12) month requirement for Photo Supplied as required by Office Services Department:

- | | |
|---|--|
| (1) TWIN OAKS CAMERA SHOP
(Austin, Texas) | - Bid Items: 12-1, 33-34, 38-43, 45, 47-51, 54-57, 60, 61, 66 and 68
\$14,440.66. |
| (2) UNIVERSITY CO-OP SOCIETY, INC.
(Austin, Texas) | - Bid Items: 26-32, 35-37, 44, 53, 57 and 59 - \$2,120.55. |
| (3) PHOTO PROCESSORS, INC.
(Austin, Texas) | - Bid Items 62-65, & 67 - \$520.75. |

The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox

Not in Council Room when Roll was called: Councilman Friedman

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

PLAINS MACHINERY CO.
(San Antonio, Texas)

- Bid Invitation No. 2-0931, 1972 Model Truck Crane to be mounted on City truck - \$7,608.00.

The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox

Not in Council Chamber when Roll was called: Councilman Friedman

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

NICK CARIOTIS CONCESSION
(Dallas, Texas)

- Bid Invitation No. 2-0845, Twenty-four(24) months Mobile Concession Rights, with 12 month option, for special events scheduled to be conducted by Parks and Recreation Department at Festival Beach and City owned property adjacent to Town Lake - 36% of gross receipts.

The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox

Not in Council Chamber when Roll was called: Councilman Friedman

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

LARSON-PUGH, INC.
(Austin, Texas)

- Construction of a Reinforced Concrete 10' x 3' Single Box Culvert in Parkfield Drive, Quail Creek Phase III, Section III - \$9,412.00 (40 working days for completion; Engineer's Estimate - \$7,340.00; Capital Improvements Program Project No. 65268; 50% City participation project)

The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox

Not in Council Chamber when Roll was called: Councilman Friedman

CASH SETTLEMENT

Councilman Nichols moved the Council adopt a resolution authorizing 40/60% cash settlement with JOHN F. HARVEY and JACK R. CROSBY for installation of water and sewer mains in Vail Subdivision - Owner's cost @ 40% - \$669.00; City's cost @ 60% - \$1,003.59. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox
 Not in Council Chamber when Roll was called: Councilman Friedman

DONATION OF STRUCTURE

Councilman Nichols moved the Council donate a structure at 1613 Sabine Street Brackenridge Neighborhood Development Program Area, Tex. A-11-1, for removal and rehabilitation, to the Elgin Community. (as requested by the Urban Renewal Agency). The motion, seconded by Councilman Dryden, carried by the following vote:

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

TRANSPORTATION GRANT

Councilman Nichols moved the Council adopt a resolution authorizing the City Manager to accept the Mass Transportation Capital Improvement Grant by entering into a contract with the Department of Transportation to include all provisions as previously approved by the Council, and further authorizing the City Manager to sign all subsequent documents necessary for the implementation of this grant. The motion, seconded by Councilman Dryden, carried by the following vote:

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

MODEL CITIES PROPOSAL

Mayor Pro Tem Love moved the Council adopt a resolution authorizing the Austin Model Cities Department to contract with the Austin Independent School District for a Communication Skills Project - Total Cost of Project: \$2,162,573- Model Cities Share: \$195,247. The motion, seconded by Councilman Nichols, carried by the following vote:

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

REFUND CONTRACTS

Mayor Butler introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ACTING CITY MANAGER TO ENTER INTO CERTAIN REFUND CONTRACTS WITH ED FLEMING, JR., TRUSTEE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS AND DECLARING AN EMERGENCY.

Councilman Dryden moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance, effective immediately. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor Butler 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: A 13,750 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 801 MONTOPOLIS DRIVE, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Mayor Pro Tem Love moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Nichols, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: (1) TRACT 1: A 13.34 ACRE TRACT OF LAND, LOCALLY KNOWN AS 4100-4122 SPICEWOOD SPRINGS ROAD; 4140-4148 SPICEWOOD SPRINGS ROAD; AND THE REAR OF 4124-4138 SPICEWOOD SPRINGS ROAD, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL FIRST HEIGHT AND AREA DISTRICT; AND, TRACT 2: A 14.85 ACRE TRACT OF LAND, LOCALLY KNOWN AS 4200-4324 SPICEWOOD SPRINGS ROAD, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND, (2) LOTS 1 AND 2, CALVERT ADDITION, LOCALLY KNOWN AS 4514-4515 WITHAM LANE, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND (3) LOT 29, BLOCK 5, BUDDINGTON SUBDIVISION, LOCALLY KNOWN AS 303 WEST 35TH STREET, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE, SECOND HEIGHT AND AREA DISTRICT; AND, (4) LOTS 5, 6, AND 7, BLOCK N, GEORGIAN ACRES, LOCALLY KNOWN AS 9021-9103 CAPITAL DRIVE, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT AND "BB" RESIDENCE DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Mayor Pro Tem Love moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: (1) A 2,800 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 3701-3703 NORTH INTERREGIONAL HIGHWAY, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; AND, (2) LOTS 4 AND 5, BLOCK 1, FREDERICKSBURG ACRES, LOCALLY KNOWN AS 2001 SOUTH LAMAR BOULEVARD, FROM "C" COMMERCIAL, SECOND HEIGHT AND AREA DISTRICT; AND (3) A 1,700 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1148 AIRPORT BOULEVARD, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Mayor Pro Tem Love moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox

The Mayor announced that the ordinance had been finally passed.

Mayor Butler 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: (1) A 12,151 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1000 WEST AVENUE; 800-804 WEST 10TH STREET, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; AND, (2) LOT 21, LESS THE EAST 16.5 FEET (AVERAGE) AND LESS THE WEST 93 FEET, E.A. SIMS SUBDIVISION, LOCALLY KNOWN AS 4204 MANCHACA ROAD, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; AND, (3) LOT 3-A OF THE RESUBDIVISION OF PFAEFFLIN SUBDIVISION, LOCALLY KNOWN AS THE SOUTHWEST CORNER OF EAST 51ST STREET AND PECAN SPRINGS ROAD, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Mayor Pro Tem Love moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Nichols, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

ZONING HEARING

At 11:00 A. M., Mayor Butler opened the hearing on the following zoning request:

CARLTON BUSKE
 C14-72-021
 (Present owners:
 Cullers & Nutter, Inc.)

Rear of 3633-3723
 Manchaca Road

From "A" Residence to "BB" Residence subject to 60' street provided from Manchaca Road to southern edge of the tract, a subd. providing the termination of Fleetwood Dr. into a cul-de-sac with the retention of 1' of "A" zoned property around this cul-de-sac and a special permit. RECOMMENDED by the Planning Commission

Mr. Dick Lillie, Director of Planning, said that this case was before the Council three weeks ago, when the applicant was requesting that the Council permit him to change the density on one portion of the tract. The Council set this for a public hearing. No negative comments from any of the neighbors and the request is recommended by the Staff and the Commission.

Mayor Butler brought out again that the listing of the case has one name, and the present owners are Cullers & Nutter, Inc. It was reported the owner's signature appeared on the application, with Mr. Mockford, Agent. Mr. Nutter stated they had purchased the property now.

Councilman Nichols moved the Council grant the zoning change as recommended by the Planning Commission from "A" Residence to "BB" Residence subject to 60' street provided from Manchaca Road to southern edge of the tract, a subd. providing the termination of Fleetwood Dr. into a cul-de-sac with the retention of 1' of "A" Residence zoned property around this cul-de-sac and a special permit. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

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

ANNEXATION HEARING

Mayor Pro Tem Love moved the Council close the hearing, and direct the administration to institute annexation proceedings to annex the following:

0.03 of one acre of land out of the Theodore Bissel League - portion of the first resubdivision of the VILLAGE, SECTION TWO. (requested by owner's representative)

13.61 acres of land out of the Theodore Bissel League - THE VILLAGE, SECTION FOUR, and a portion of First Resubdivision of Lots 11-14 of Block A, THE VILLAGE SECTION TWO. (requested by owner)

6.11 acres of land out of the John Applegait Survey - WINDSOR HILLS, SECTION FIVE. (requested by owner)

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

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

Noes: None

Absent: Councilman Handcox

AUSTIN BICYCLE PLAN

Councilman Nichols moved the Council postpone the presentation of the Austin Bicycle Plan and set a public hearing at 11:00 A. M., June 15th. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

Noes: None

Absent: Councilman Handcox

DELETION OF ZONING

Mr. Michael Eakin had asked to appear before the Council concerning the zoning of 2100 Pearl Street. Through an interested party who had requested in Mr. Eakin's behalf that this be deleted this date but placed on the Agenda on June 15th. The Council approved the request and the item was to be placed on the June 15th agenda.

TREATMENT FACILITIES

The City Manager stated reports on the treatment facilities along Williamson and Walnut Creeks were being completed, and stated this could be presented today or placed on the Agenda the following week. Mr. Henry stated there would be a report to be filed with the Texas Water Quality Board by the latter part of June. Copies of Mr. Henry's report were distributed to the Council members for study. The Council asked for the report to be placed on the Agenda for June 15th.

TAX-RE-EVALUATION SYSTEM

Mayor Butler announced the Council was delaying the report on the Tax Re-Evaluation System for one week.

SPECIAL PERMIT

The Mayor stated also that the appeal from the decision of the Planning Commission granting the City Austin Water and Wastewater Department a Special Permit for the expansion of Walnut Creek Treatment Plant was being delayed for a week.

CARNIVAL PERMIT

Mayor Butler stated the City Manager had a request from the Jaycees requesting a one day extension for their Carnival permit. So Councilman Lebermann moved the Council grant the one day extension to the Jaycees on their Carnival permit. The motion, seconded by Councilman Nichols, carried by the following vote:

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

COMPOSITION OF THE HOSPITAL BOARD

Councilman Dryden brought up the item concerning the Hospital Advisory Board as pertaining to the length of appointment. Members of the Board are appointed for a term of three years. It is the recommendation of some members of the Board and the Hospital Administrator that there should be some continuity. Councilman Dryden asked the Council to consider an amendment whereby one could be reappointed to serve another three year term, to maintain experience and continuity.

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 2-5 OF ARTICLE II OF CHAPTER 2 OF THE AUSTIN CITY CODE OF 1967, BY DELETING A SENTENCE THEREIN CONCERNING REAPPOINTMENT OF MEMBERS OF THE BOARD; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Dryden moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Nichols, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

EAST SIXTH STREET CONSERVATION ASSOCIATION

Mr. David Graber, representing the East 6th Street Area Conservation Association, pointed out there has been research and some activity and interest on 6th Street between IH 35 and Congress Avenue, all of which has resulted in new hope for a dreary part of the City. This new hope springs from the formation of an association with the purpose of the conservation and respiration of the traditional, historical atmosphere, and the redevelopment of this area into a vital human environment. He listed the members of the Association and specific interests of each — some property owners, businessmen, a representative from the Heritage Foundation, Junior League, and of many such organizations. Their immediate interest is the installation of the street lighting system now planned for East 6th Street. He urged in place of the mercury lights, usually installed on high speed expressways, that the Council direct that a 90 day moratorium on the erection of those lights and to allow the preparation of an exceptable alternative lighting system. City Manager Davidson, in reply to Councilman Lebermann, stated this suggested delay would not pose a problem, and they could work with this should the Council so desire.

Councilman Lebermann moved the Council adopt the Environmental Committee request and that Mr. Graber and his citizens group be granted a 90 day delay. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

Absent: Councilman Handcox

Mr. Phillip Creer, former chairman of the Parks and Recreation Board, now Chairman of the Austin Heritage Foundation, introduced other interested parties. Mr. Creer stated their improvement of East 6th Street would cover probably a block on either side of 6th Street from IH 35 to Congress. The Mayor thanked the groups for coming before the Council.

SOUTHSIDE YOUTH CENTER LOCATION

Mr. Beverly Sheffield, Recreation Director, stated a proposed recreation center for South Austin was stimulated by a group, South Austin Neighborhood Council, and for several years they have been interested in recreation, social welfare, and health needs of the children of that sector of the elementary school district. This group had petitioned the Council for year-round recreation programming at the Meadowbrook Housing project, and this was done several years ago. This group had helped develop a little park adjacent to the Meadowbrook Housing. They are interested in serving the Dawson Elementary School District and all of the children from Barton Springs Road out to Ben White Boulevard, and Congress Avenue to the Railroad tract.

They speak of this as the South Austin Recreation Center, and the attendance of the young people will be by foot or bicycle. If this center is built to the capacity of the Pan American Center it will provide activities for the adults of the community and older teen-agers will come from miles away via automobile. About 20,000 square feet would be needed to accomodate the type of programs most desired.

Austin has four recreation centers, each serving a different type of population because of the geographical location. The area the Neighborhood Council had

requested to develop is on a city-owned tract on Cumberland Street of about 11 acres, South 5th Street and Oltorf Street, and Barton Skyway. Mr. Sheffield noted a possible extension of Stonecrest, and other right-of-way involved in this area. He pointed out the development by the Austin Housing Authority for low cost housing. This is the site presently under consideration. Funds of \$400,000 would improve the building, but there would be no money for the improvement of the ground -- athletic fields, water system, etc. Mr. Sheffield pointed out the Salvation Army Tract along 5th Street and Cumberland Road, about 200 yards from this property. The other land would serve this area is Gillis Park, of about seven acres, about nine blocks from this site. He stated there were access problems at Gillis Park. To use Gillis Park, the City would have to buy some land and it should open a street.

Mayor Butler stated the Salvation Army was condemned to make room for the new Palm School. The Salvation Army then purchased this land on which there were several zoning adjoining this tract. Councilman Friedman discussed the two centers, stating there would be no duplication of facilities and the two programs would not coincide and the need is great. Mayor Pro Tem Love stated some groups stated they were taken by surprise as to these developments. Councilman Nichols pointed out the hearing of the zoning cases were publicized and it was pointed out there were some 6,000 to 8,000 children in the neighborhood that needed facilities. He stated in his opinion there was room for both centers -- the Salvation Army's and the City's.

Councilman Nichols then moved the Council instruct the City Manager to proceed with this location on Cumberland. The motion, seconded by Councilman Friedman, carried by the following vote:

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

City Manager Davidson stated if the Salvation Army decided to go ahead with their center, it would be a unique opportunity for the planners and directors of both of these centers to try to avoid any duplication as each could observe and plan accordingly. Councilman Lebermann listed the facilities with 12,000 young people in the area stating the Salvation Army along with the Boys' Club, and other organizations will have all they can do to furnish the needs.

Councilman Nichols stated the V.F.W. is looking for location not in this area, but in another area of South Austin where they can put in a similar installation. It will take three or four of these installations to take care of the young people in South Austin.

PLAYGROUND DAY IN AUSTIN

Mayor Pro Tem Love read a Resolution setting out the many recreational opportunities in Austin for all citizens designating Friday, June 9, 1972, as PLAYGROUND DAY IN AUSTIN and urging all the people in Austin to take this opportunity to discover new leisure time activity and explore opportunities offered by the City's 50 playgrounds. The Resolution was signed by Mayor Butler and supported by signatures of all the Council members.

"ZERO DISCHARGE"

The Council had before it a Resolution encouraging "zero discharge" stand-

ards to all developments along all creeks which flow into the City of Austin or into the extraterritorial jurisdiction of the City of Austin. This was sponsored by Councilman Friedman, and he reported this matter was tied in with Mr. Henry's report on private treatment facilities for proposed subdivisions along Williamson and Walnut Creeks, and would be heard next week along with that report.

ADJOURNMENT

The Council adjourned.

APPROVED: _____

Ray Butler
Mayor

ATTEST: _____

City Clerk