

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 21, 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  
Lebermann, Friedman, Handcox, Mayor Butler

Absent: None

The Invocation was delivered by City Manager Dan Davidson.

MINUTES APPROVED

Councilman Lebermann moved the Council approve the minutes of the Regular Meeting of August 30, 1972. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

"PITCH-IN WEEK"

Mayor Butler read the proclamation designating the week of September 24 through 30 as "Pitch-In Week" in Austin, and congratulated the committee on the timely and important campaign they are conducting.

LONGHORNS COMMENDED

Councilman Dryden read a resolution commending the Texas Longhorn Football Team for its sportsmanship and athletic tradition and for having brought success and recognition to Austin.

JOIN PTA MONTH

Mayor Butler read a proclamation designating September 15 through October 15 as "Join Your PTA Month" in Austin, and congratulated the PTAs on the work they are doing. Mrs. Thomas Holland and Mrs. Gordon Dickey accepted the proclamation on behalf of all of the PTA units in Austin.

## NATIONAL DOG WEEK

Mayor Butler read a proclamation designating September 24 through 30 as "National Dog Week" in Austin, commenting the Council has the privilege of observing Councilman Lebermann's fine dog. The proclamation was presented to Mr. Charles Covill, Chairman of the National Dog Week Capital Dog Training Club.

## EASEMENT RELEASED

Councilman Nichols moved the Council adopt a resolution authorizing the release of the following easement:

An existing public utilities easement out of Lot 10,  
Block A, CREST HILLS SECTION ONE.

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

## STREET NAME CHANGE

Councilman Nichols moved the Council adopt a resolution changing the street name from Neal Street to CONWAY DRIVE. The Location is from the West line of the previously dedicated Neal Street to the East line of Pleasant Valley Road as per dedication in Rosewood Village Section Five. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

## BIDS REJECTED

Councilman Lebermann moved the Council reject the following bid, by resolution:

YOUNG BROTHERS, INC.

- For Pandora Street Eastment - Sol Wilson Avenue storm sewer from south line of Lots 14 and 15 to inlets in Sol Wilson Avenue - \$17,050.00. (20 working days for completion; Engineer's estimate was \$5,442.00; Capital Improvements Program Project No. 7022 7).

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

Councilman Lebermann moved the Council adopt a resolution rejecting the following bid:

YOUNG BROTHERS, INC.

- For Wellington Drive - Thames Circle Easement Storm sewer from 180' east of Thames Drive northerly approximately 300', Contract 72-Db-124 - \$6,450.00. (20 working days for completion; Engineer's estimate was \$3,440.00; Capital Improvements Program Project No. 7022 6).

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

Councilman Lebermann moved the Council adopt a resolution rejecting the following bid:

YOUNG BROTHERS, INC.

- For Vanderbilt Circle Easement Storm Sewer across Northeast Drive, Contract 72-Db-123 - \$15,813.00. (20 working days for completion; Engineer's estimate was \$7,350.00; Capital Improvement Program Project No. 7022 8).

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

#### ITEM POSTPONED

On City Manager Davidson's request, the Council postponed for 2 weeks the item of cancellation of custodial cleaning services contract with B & L Maintenance Inc., for Model Cities Service Center.

#### CASH SETTLEMENT

Councilman Nichols moved the Council adopt a resolution authorizing a 75/25% cash settlement with S. R. SHEPPARD, JR. and BENNY TURNER for the sewer approach main to Sheppard Tract in lieu of a five year cash contract. Cost to owners @ 25% is \$1,160.15; Cost to City @75% is \$3,480.46. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Noes: None

Not in Council Chamber when Roll was called: Mayor Butler, Councilman Friedman

## JOINT USE AGREEMENT

Councilman Nichols moved the Council adopt a resolution authorizing the City Manager to enter into a Utility Joint Use Agreement with the Texas Highway Department to install water and waste water mains within or adjacent to the proposed right-of-way to Interstate 35 between Reinli Street and East 46th Street. No charge to the City. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman, Mayor Butler

## DENTAL SERVICES PROJECT

Councilman Nichols moved the Council adopt a resolution authorizing the City Manager to apply for \$68,126 in funds from the Department of Health, Education and Welfare to establish the Austin Dental Services Project. The motion seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Not in Council Chamber when Roll was called: Mayor Butler, Councilman Dryden

## PHARMACEUTICAL CONTRACT

Councilman Nichols moved the Council adopt a resolution authorizing the City Manager to amend the Pharmaceutical Contract with Paul Tovar, which was approved by the City Council on February 28, 1972. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Not in Council Chamber when Roll was called: Mayor Butler, Councilman Dryden

## MODEL CITIES ITEM POSTPONED

Councilman Handcox requested a two week postponement, while a study is being made on the item of terminating the Contract with the Austin Local Development Corporation for the operation of the Business and Economic Development Project #21900. City Manager Davidson is to make a presentation.

## CANCELLATION OF APPEARANCE

Mr. Steve Price requested a cancellation of his request to appear before the Council on the matter of past due taxes and assessments on Block G, Manor Hill, as reviewed by the Council on September 7, 1972.

## CONTRACTS AWARDED

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

JACK MILLER, INC.  
(Austin, Texas)

- For Jones Road Improvements, Jones Road Bridge & Culvert and Jones Road Water Utility Improvements, Contract No. 72-Cc-128 - \$139,554.82. (90 working days for completion; Engineer's estimate was \$113,000.00; Capital Improvements Program Project Nos. 6065 3, 6529 0, and 4058 7.)

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

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

LANFORD EQUIPMENT CO.  
(Austin, Texas)

- Implement Trailers - Bid Items 1,3,4,5 and 6 - \$8,409.50.

RIVER CITY MACHINERY CO.  
(Austin, Texas)

- Implement Trailers Bid Item 2 - \$2,666.66.

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

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

G. A. F. CORPORATION  
(Houston, Texas)

- Purchase of a blue line print machine, G. A. G. Model PM1000 - \$13,050.00

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

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

BIG THREE INDUSTRIES, INC.  
(Austin, Texas)

- Welding Gases (Oxygen and Acetylene)  
Bid Item No. 1 - 57,000 cu.ft. ,  
Bid Item No. 2 - 19,000 cu.ft. ,  
Bid Item No. 5 - 8,000 lbs. -  
\$2,716.00.

NATIONAL WELDING SUPPLY  
CO. OF AUSTIN  
(Austin, Texas)

- Welding Gases (oxygen and acetylene)  
Bid Item No. 3 - 600,000 cu. ft.,  
Bid Item No. 4 - 40,000 cu.ft.,  
\$9,200.00.

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

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

FORD-WEHMEYER, INC.  
(Austin, Texas)

- For the installation of approximately 286' of 8" sewer main and appurtenances in East Live Oak easement wastewater line- \$6,734.60. (15 working days for completion; City of Austin estimate was \$4,639.00; Capital Improvements Program Project No. 5053 2).

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

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

MALOTT & PETERSON-GRUNDY  
(El Paso, Texas)

- For Tennis Court surfacing, Austin Recreation Center - \$16,518.60. (60 calendar days for completion; Engineer's estimate was \$17,960.70; Capital Improvements Program Project No. 8623 1).

Relative to the contract with Malott & Peterson-Gryndy in El Paso, Texas, Mayor Pro Tem Love questioned why this contract was recommended to be awarded to an El Paso firm, rather than an Austin firm. Mr. Eldridge, Director of Construction Engineering, explained that these people had a new process which gave a surface that was more permanent, that this was the best to be obtained, and that the Austin firm did not bid on this contract. Councilman Dryden also questioned this.

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

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

Noes: None

Not in Council Chamber when Roll called: Councilman Friedman

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

HOUSE-BRASWELL CO.  
(San Antonio, Texas)

- For construction of a bridge, approaches and water utility improvements in Barton Hills Drive south of Ridgeview Drive, Contract Number 72-Cc-130. (Engineer's estimate is \$76,550.00; Capital Improvements Program Projects 6530 0 and 4058 8).

In regard to House-Braswell Co. construction of a bridge, approaches and water utility improvements in Barton Hills Drive, Councilman Lebermann asked the City Manager to explain the difference between the estimate of \$76,550 and the low bid of \$110,592. Mr. Davidson explained that there were several factors in the estimate, that this bridge covered a deep ravine, and although a culvert would be cheaper it would cause more damage to the area, and therefore supports would be used instead. He explained that the Department was meeting with some of the people that are building these streets and public works projects in an effort to improve its experience in the future.

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

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

JACK A. MILLER, INC.  
(Austin, Texas)

- For construction of a relief storm sewer in Britany Boulevard and Kings Highway Easement from Kings Highway west and southwesterly approximately 275 feet. Contract Number 72-Db-133. (Engineer's estimate is \$8,197.00; Capital Improvements Project No. 7021 0.)

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

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

Noes: None

Not in Council Chamber when Roll was called: 1 Councilman Friedman

#### CONTRACT POSTPONED

The Council, at the request of Councilman Dryden, postponed the awarding of the following contract for one week:

ALSTON CONSTRUCTION CO.  
(Austin, Texas)

- Decker Creek Dam Irrigation System - \$41,900. (120 calendar days for completion; Engineer's estimate was \$43,000. Capital Improvements Project No. 3914 0).

## RENTAL RATES - TOWN LAKE DEVELOPMENT

City Manager Davidson reported that recently the City had contracted for construction work along Town Lake, but had to cancel that contract. Since there was \$40,000 or \$50,000 worth of work to be completed, City crews were assigned to finish the job, and it is necessary that assignment be made on rental rates for the equipment used in completing the project. The City then would apply for a portion of this cost. This amount of Federal funding would be the same kind as if the contract were still in force.

Councilman Nichols moved the Council authorized by resolution the rental rates for equipment for force account for Phase I on Town Lake Development. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

## ZONING HEARINGS

The Council publicly heard and denied the following zoning:

AUSTEX DEVELOPMENT  
 CO. LTD.  
 By W. T. Williams, Jr.  
 C14-72-080

at the intersection of  
 Stassney Lane and Cherry  
 Creek Dr. with Westgate

From Interim "A" Residence First Height and Area to "GR" General Retail First Height and Area NOT recommended RECOMMENDED "O" Office for Tracts A & B; "LR" Local Retail for Tract C and portion of Tract D, subject to restrictive covenant, approval of site plan and 6' privacy fence where abutting "A" (Petition filed)

Mr. Tom Curtis, Attorney, represented the applicant, and pointed out the area on a map showing Stassney Lane and Westgate. He pointed out the tracts A, B, C, and D which had received final approval except Tract D. All of these tracts had been brought in section by section except the 13 acres under consideration. The applicants had no objections to the recommendation of the Planning Commission that "LR" be granted on Tracts C and D; and "O" Office on Tracts A and B. He listed a number of requirements made by the Commission which included a site plan on Tracts A, B, and C to be approved by the Commission. Density would be no greater than 20 units; fence, etc. They were agreeable to the Planning Commission recommendation; but the opponents had requested some changes which would make unusable part of the land. The applicants are limited to one story in height on Tracts A, B, and C. The Director of Planning concurred in the recommendation of the Planning Commission. Mr. Curtis stated what had been proposed affords considerable protection to the neighborhood, and is in line with zoning that would be anticipated along this kind of major street intersection.



Mr. Joe Garrison represented a group in opposition, stating there would be only three spokesmen. Mr. Jim Aldridge, Planning Consultant, stated he purchased his property after a review of planned community, buffer zones, etc., but he and the group allege there was a misrepresentation, accidental or willful, that would damage their area. He listed the businesses at Manchaca and Stassney Lane, and a development of 40 apartment units under way northwest of Jones Road and Westgate, and some "O" Development. This concentration of apartments would be in the heart of their neighborhood. Mr. Aldridge discussed new commercial development on which they had no notice. It was pointed out this work being done was the result of planning a long time ahead and did not occur after this application. Mr. Aldridge discussed new commercial development on which they had no notice. It was pointed out this work being done was the result of planning a long time ahead and did not occur after this application. Mr. Aldridge discussed the long-range planning, intermediate planning, up to operational planning. He concluded that they have a community which was told to each family that it would be residential; and they would like to propose now an alternate plan -- that "GR", "O", or "LR" be moved four blocks south and that everyone, as they buy, be made aware of what is anticipated.

Mrs. Sam R. Jones opposed the zoning as they would not have any privacy in their back yard; they were under the impression that only duplexes were to be built; and they had purchased in an expensive residential neighborhood and did not want apartments or businesses in the center.

Mr. Joe Garrison's opposition was based on the spot zoning, misrepresentation, and the lack of notice to buyers. He stressed that some additional protection should be given to people who are making their major investment. The brochures of this area had no indication that Westgate would be a major thoroughfare.

Mr. Garrison asked that the Council require that notice be given to property owners buying especially in raw land areas, and require some efforts to inform the people whether by sign boards or by brochure incorporated in the entire plat, as to the intent.

He asked the Council to deny the request and leave the area "A" Residential.

Mr. Curtis stated the Commission recommendation was a long from what the applicant sought, and the Commission built in considerable controls for the benefit of the residents.

Councilman Lebermann inquired about the recommendation of the Planning Staff and that of the Planning Commission. Mr. Dick Lillie stated the Staff recommendation at this time is the same as that of the Planning Commission -- "LR" on Tracts C & D; and "O" on Tracts A and B with the covenant restrictions as to the fencing site planning one story heights on Tract D.

After discussion, Councilman Nichols moved the Council uphold the recommendation of the Planning Commission and of the Staff. The motion, seconded by Councilman Dryden, failed to carry by the following vote:

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

The Mayor announced that the zoning was denied.

Mr. Tom Curtis was concerned about the "notice" question, as he knew that a 3' x 4' rendition had been made up and he displayed a small version of the sign. Mr. Curtis suggested that something be presented to the Council that when a developer brings in land such as this, and a greater use than "A" is anticipated on part of it as shown by the preliminary plan and by the little plats that he go ahead and file for his zoning, because at that stage there would be no lots sold within that preliminary plan. At that time it would be taken in due course for the Council for its zoning, and that the Council make its intention known, but that the zoning not be finalized at that time to avoid the tax burden; that there be a time that the land could be in effect zoned but not legally zoned. During that time the land could be taxed as "A" Residence if it were not developed at a higher use. For a developer to take advantage of this procedure, he should be required to post large signs on the land designating the Council's zoning, showing areas in question.

The Council publicly heard and upheld the recommendation of the Planning Commission, with one additional contingency, on the following:

FRIEN E. GATLIFF  
C14-72-177

9082-9126 Old U. S.  
Highway 183

From Interim "A" Residence First Height and Area To "C" Commercial First Height and Area NOT Recommended RECOMMENDED "GR" General Retail First Height and Area except for a 25' strip along the south boundary, which is recommended "B" Residence First Height and Area subject to a 6' privacy fence along the south boundary lines (Petition filed) GRANTED as recommended subject to additional contingency restricting buildings to this tract to one story.

Mr. Glenn Cortez represented Mr. and Mrs. Frien Gatliff, who have owned this property for many years, and due to development and commercial zoning which had taken place around them, they believe this to be an appropriate time to seek zoning in accordance with surrounding zoning. For many years this property has had a "C" designation, and he pointed out various commercial uses, which included contractor's yards, a trailer shop across the road, Emco Industries, and others.

Opposition was expressed by Mr. Randy Lesseps, spokesman for Messrs. Don Byer and Bill Kastner, both from Texas Instruments, stating the petitioners believed there would be approval of the site plan and restricted to one story in height, and that an "A" buffer zone be established rather than "B". If the Planning Commission recommendation is upheld with only a "B" buffer, their cumulative depreciation on their property based on only a 5% depreciation would be between \$15,000 and \$20,000 coming off the Austin tax rolls. Mr. Gatliff could not appreciate that much with the "GR" rather than the "LR". The petition carries 22% of the property owners.

Mr. Cortez stated the property is "GR" type, as the precedent has been established in another recent case on Mesa. He stated "GR" was appropriate. As to the suggestion by the opposition, he stated their recommendation of an "A" buffer would deny the Gatliffs any use of their property. Sixteen thousand square feet would be totally destroyed for any use. Mr. Cortez stated they would prefer to have a one-story development. He stated there is a privacy fence all the way along the boundary except for two lots. One is owned by the Griffins who would not wish a privacy fence. There is only one other lot involved which does not have a privacy fence. If this is placed as a condition, he asked that they be allowed to defer its construction until the property is developed. It was stated that was customary. Councilman Lebermann commented about the salvage of any trees stating until the Council had a specific tree ordinance, he did not believe it proper for the Council to make any kind of special requests as far as trees are concerned, of a developer. However, he would hope if there were any large oaks or other types of trees that serve as a buffer, that they be treated with sensitive awareness of their value.

Councilman Nichols moved the Council uphold the recommendation of the Planning Commission with the additional contingency that the buildings on this subject tract be limited to a single story. The motion, seconded by Councilman Friedman, carried by the following vote:

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

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

#### APPEARANCE POSTPONED

The item of the appearance of Mr. Lloyd Lochridge, representing the Salvation Army, requesting that the Council amend a zoning application for a certain 10.02 acre tract of land at South 5th Street and Cumberland Road from "O", subject to a restrictive covenant and right-of-way, to "B" was postponed for one week, as Mr. Lochridge had not appeared at the time this was taken up.

#### ARABIAN HORSE EXHIBITION

Councilman Nichols moved the Council grant the request of Ms. Carolyn Vaughn of the Arabian Horse Club of Central Texas, to use a portion of Zilker Park for an Arabian Horse Exhibition, Saturday, October 7, 1972 - 1:00 P. M. to 6:00 P. M., subject to furnishing necessary insurance, and their providing for the clean-up. The motion, seconded by Councilman Friedman, carried by the following vote:

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

## ANNEXATION ORDINANCE - FINAL PASSAGE

Mayor Butler introduced the following ordinance for its final reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 2.03 ACRES OF LAND OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

Councilman Nichols moved the Council finally pass the ordinance. The motion, seconded by Councilman Handcox, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

## CODE SECTIONS RENUMBERED

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IV, OF THE AUSTIN CITY CODE OF 1967, BY RENUMBERING SECTIONS 2-13, 2-14, 2-15, 2-16, 2-17, 2-18, 2-19 AND 2-20 THEREOF; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Nichols moved the Council waive the requirement for the reading of ordinances on three separate days, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

Mayor Butler announced that the ordinance had been finally passed.

## PARADE PERMIT GRANTED

Councilman Dryden moved the Council grant the request by Timothy Lee Canady, Crockett High Student Council, for a parade permit on October 7, 1972, from 1:00 P. M. until 2:00 P. M. - Manchaca Road from Stassney Lane to Redd Street. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

## POSTPONEMENT OF ZONING CASE

Councilman Nichols moved the Council grant Mr. Floyd R. Hill his request to postpone Zoning Case No 181. (Scheduled to be heard by the Council on October 5, 1972.) The motion, seconded by Councilman Lebermann, carried by the following vote:

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

## WITHDRAWAL OF ZONING CASES

Councilman Nichols moved the Council grant the request by L. D. Wilson to withdraw Zoning Case No. C14-72-192 - 510-514 East 38th Street, from "A" Residence to "BB" Residence. (Scheduled to be heard by the Council on October 5, 1972.) The motion, seconded by Councilman Lebermann, carried by the following vote:

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

Councilman Nichols moved the Council grant the request by Mary Lou Shirer and Leo Moore to withdraw Zoning Case No. C14-72-193 - 910 & 1010 Stobaugh, from "A" Residence to "O" Office. (Scheduled to be heard by the Council on October 5, 1972.) The motion, seconded by Councilman Lebermann, carried by the following vote:

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

## ZONING ORDINANCES

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:

A 271,546.473 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 900-908 REINLI STREET; 5801-5933 STATE HIGHWAY 20, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT AND "C" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, THIRD HEIGHT AND AREA 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.

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

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

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:

LOT B, DAYTON PLUMBING ADDITION, LOCALLY KNOWN AS 8501 RESEARCH BOULEVARD, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, FIRST HEIGHT AND AREA 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.

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

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

Noes: None

Abstain Mayor Butler

The Mayor announced that the ordinance had been finally passed.

#### SPECIAL MEETING SET

The Council, after discussion, set Wednesday, September 27, 1972, at 5:00 P. M. to be a Special Meeting in which they will adopt a Resolution approving 1972 Tax Rolls, pass an ordinance adopting 1972-73 Budget, and approve the adoption of the 1972 Tax Rate Ordinance.

#### TEMPORARY ONE-WAY STREETS

The City Manager discussed the publicity that would be used and the coordination with the Police Department in coordinating this one-way street plan in the University Area. Mr. Joe Ternus, Director of Traffic and Transportation, stated this was the third year that the plan had been in effect, and he reviewed the various changes made to improve the plan. City Manager Davidson stated Mr. Ternus, his staff, and the Police Department do an outstanding job along with Public Works in coordinating this system.

Councilman Nichols moved the Council grant the authority, by resolution, as requested in establishing the one-way street patterns. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

Noes: None

Not in Council Chamber when Roll was called: Mayor Butler

In line with the discussion of traffic, Councilman Lebermann inquired about the removal of left hand turns on approaching principle arteries as Lamar at 29th Street. It was reported no protected left hand turns programmed had been removed, except at Lamar and 29th, as few vehicles made that left hand movement and this was recently.

ADJOURNMENT

The Council then adjourned.

APPROVED:

*Ray Butler*

Mayor

ATTEST:

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