

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 28, 1972

10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Roy Butler presiding.

Roll Call:

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

Absent: Councilman Handcox, out of town due to death of mother-in-law.

The Invocation was delivered by REVEREND CHARLES A. SUMNERS, St. Davids Episcopal Church.

MINUTES APPROVED

Councilman Nichols moved the Council approve the Minutes of the Regular Meeting of September 7, 1972. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Lebermann, Mayor Butler

Noes: None

Absent: Councilman Handcox

Abstain: Mayor Pro Tem Love

Not in Council Chamber when Roll was called: Councilman Friedman

PROCLAMATIONS

Mayor Butler read a proclamation designating the week of October 1st through 7th as "National Pharmacy Week" in Austin, and presented the document to Messrs. Mark Noble, Don Bottoni, John Bell, Alf Castilla, Barnett Lew, and Mrs. Doris Smith - all members of the Capital Area Pharmaceutical Association.

Mayor Pro Tem Love read a proclamation naming October 1st through 7th as "Model Cities Week" in Austin, and congratulated Mr. Tony Ojeda, Director of the Model Cities Department, who accepted the proclamation. The Council was invited to a self modular multi-media show at Highland Mall, presented by the Model Cities Department.

COMMENDATION

Messrs. Robert Sternberg and Jerry Burrows of "Middle Earth" appeared to commend the great courage shown by the Council in recognizing that any program to combat drug abuse must encompass law enforcement, treatment, and rehabilitation, and in beginning this first program.

Mr. John Lane, of the Youth Emergency Service and Community Switchboard, also thanked the Council for its interest and concern, and invited the Council to Switchboard at any time.

INTRODUCTION

Councilman Lebermann, at Mayor Pro Tem Love's request, introduced his wife, Louise Lebermann; his mother, Sue Lebermann; and his cousin, Carolyn Negrette, who were present in the Council Chambers.

ITEMS POSTPONED - 1 WEEK

The Council postponed any action on the following items for 1 week:

- (1) Action on amendment to the Austin Development Plan heard by the City Council on March 30, 1972, for the following:

An area of approximately 818 acres known as Travis Country Subdivision plus an additional area of 1,759 acres - from undesignated and suburban residential to low density residential - requested by Walter Carrington, Owner, Paul Jones, Attorney.

- (2) Consideration of Travis Country Park Municipal Utility District.
- (3) Consideration of a contract with Travis Country Park Municipal Utility District covering financial assurance, operation of facilities, dedication of park land and related matters.

ANNEXATION HEARING SET

Mayor Pro Tem Love moved the Council adopt a Resolution setting a public hearing at 10:00 A.M., October 12, 1972, to consider annexing the following:

Total of 61.07 acres of land out of the Santiago Del Valle Grant:

28.59 acres of land - proposed FRONTIER VALLEY.
(requested by owner's representative)

32.48 acres of unplatted land. (initiated by
City of Austin)

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

EASEMENTS RELEASED

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

A portion of an existing Waste Water Easement out of SHOAL CREEK NORTH.

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

Ayes: Councilman Lebermann, Mayor Butler, Councilmen Dryden, Nichols

Noes: None

Absent: Councilman Handcox

Not in Council Chambers when Roll was called: Councilman Friedman,
Mayor Pro Tem Love

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

A portion of an existing public utilities easement out of Lot 16, Block Y, NORTHWEST HILLS, CAT MOUNTAIN SECTION.

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

Ayes: Councilman Lebermann, Mayor Butler, Councilmen Dryden, Nichols

Noes: None

Absent: Councilman Handcox

Not in Council Chambers when Roll was called: Councilman Friedman,
Mayor Pro Tem Love

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

A portion of an existing public utilities easement out of Lot 4-B, resubdivision of Lot 4, ROGERS WILSON SUBDIVISION.

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

Ayes: Councilman Lebermann, Mayor Butler, Councilmen Dryden, Nichols,

Noes: None

Absent: Councilman Handcox

Not in Council Chambers when Roll was called: Councilman Friedman,
Mayor Pro Tem Love

CONDEMNATION OF EASEMENT

Councilman Nichols moved the Council adopt a Resolution authorizing condemnation of an electric 138 KV transmission line easement on FM Road 973, for William B. Hilgers. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Councilman Nichols moved the Council adopt a Resolution authorizing condemnation of an electric 138 KV transmission line easement on FM Road 973, for H. F. Green. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Councilman Nichols moved the Council adopt a Resolution authorizing condemnation of an electric 138 KV transmission line easement on FM Road 973, for Carl Stengel, etal. The motion, seconded by Councilman Dryden, carried by the following vote:

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

SUBSTANDARD STRUCTURES

Councilman Nichols moved the Council accept the recommendations of the Building Standards Commission that the Law Department take proper legal disposition of the following substandard structures which have not been repaired or demolished within the required time:

104½ Mockingbird Lane	-	O. D. Whorton
2501 Buell Avenue	-	J. E. Youngquist
800 Montopolis Drive	-	Mrs. Emilie Yerger
2206 Haskell Street	-	Jacqueline Wilson

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

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

APPLICATIONS FOR FEDERAL MONIES

Councilman Nichols moved the Council adopt a Resolution authorizing the City Manager to apply under two applications for \$45,670 in federal money from the U.S. Civil Service Commission to fund an Equal Employment Opportunity Compliance Project and a Civil Service Administration Project in the Personnel Department. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

ACCEPTANCE OF GRANTS

Councilman Nichols moved the Council adopt a Resolution authorizing the City Manager to accept a Texas Criminal Justice Council Grant in the amount of \$27,948 for a Narcotics and Dangerous Drug Analysis Laboratory, and agree to abide by all provisions of the grant agreement. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Councilman Nichols moved the Council adopt a Resolution authorizing the City Manager to accept a Texas Criminal Justice Council Grant in the amount of \$120,262 for a second year of the Police Community Relations Program, and agree to abide by all provisions of the grant agreement. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

PAYMENT TO AUSTIN TRANSIT

Councilman Nichols moved the Council adopt a Resolution authorizing payment to Austin Transit Corporation for transit service during the month of August, 1972, in the amount of \$15,393.00. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

MODEL CITIES PROPOSAL

Councilman Nichols moved the Council adopt a Resolution authorizing the Austin Model Cities Department to renew contract with the Austin Police Department for second year Police Community Relations Project # 21100. Total cost of this project is \$165,643 - Model Cities and City share is \$45,381 - Criminal Justice Council share is \$120,262. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

REFUND CONTRACTS

Mayor Butler introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CERTAIN REFUND CONTRACTS WITH SOMMERSET WEST DEVELOPMENT COMPANY AND BURBA-CLARK DEVELOPMENTS; 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 Mayor Pro Tem Love, carried by the following vote:

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

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 HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: A 5.03 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND,
TRACT 2: A 7.87 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND,
TRACT 3: A 1.65 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND,
TRACT 4: A 5.781 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; LOCALLY KNOWN AS 6400-6706 ED BLUESTEIN BOULEVARD; 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.
(L. D. Turner C14-69-105)

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 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

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:

TRACT 1: LOTS 14, 15 AND 16, ST. ELMO INDUSTRIAL SUBDIVISION, LOCALLY KNOWN AS 4301-4335 WILLOW SPRINGS ROAD; AND,

TRACT 2: LOTS 8, 9 AND 10, ST. ELMO INDUSTRIAL SUBDIVISION, LOCALLY KNOWN AS 4361-4381 WILLOW SPRINGS ROAD; AND,

TRACT 3: LOTS 35-37, ST. ELMO HEIGHT ADDITION, SECTION 1, LOCALLY KNOWN AS 411-419 INDUSTRIAL BOULEVARD; AND,

TRACT 4: LOTS 43-50, ST. ELMO HEIGHTS ADDITION, SECTION 1, LOCALLY KNOWN AS 443-521 INDUSTRIAL BOULEVARD,

FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "D" INDUSTRIAL, FIRST HEIGHT AND AREA 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. (Odas Jung C14-70-001, Area Study)

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 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

The Mayor announced that the ordinance had been finally passed.

CASH SETTLEMENT

Councilman Nichols moved the Council adopt a Resolution authorizing 60/40% cash settlement in lieu of a refund contract with RICHARD DORRELL & RONALD E. TYNES for water and sewer service in the 3.78 subdivision, with the understanding that all costs in excess of \$5,000.00 or 60% be absorbed by the developer. Owner's cost \$4,501.19; City's cost - \$5,000.00. The motion, seconded by Councilman Dryden, carried by the following vote:

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

CLINICAL EXPERIENCE FOR STUDENTS

Councilman Dryden moved the Council adopt a Resolution authorizing an agreement between the City of Austin for Brackenridge Hospital, and the Board of Regents of the University of Texas System, for and on behalf of the University of Texas Medical Branch at Galveston, to provide clinical experiences for students of the School of Allied Health Sciences. 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

LEASE - COMPUTER PROGRAMS - HOSPITAL

Mayor Pro Tem Love moved the Council adopt a Resolution authorizing an agreement between TRI-CITY HOSPITAL AUTHORITY, SOUTH FULTON HOSPITAL, East Point, Georgia, and CITY OF AUSTIN FOR BRACKENRIDGE HOSPITAL, to lease four available computer programs for the Hospital's 1800/2790 Computer - \$4,750.00. 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

PARKING METERS

Councilman Nichols moved the Council adopt a Resolution authorizing deletion of Parking Meters at the following locations:

- W. 9th St. - 300 Block, South Side - 120 Minute Time Limit
- W. 9th St. - 200 Block, North Side - 60 Minute Time Limit
- W. 9th St. - 200 Block, South Side - 30 Minute Time Limit

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

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

Councilman Nichols moved the Council adopt a Resolution authorizing installation of Parking Meters at the following locations:

- W. 9th St. - 300 Block, South Side - 60 Minute Time Limit
- W. 9th St. - 200 Block, North Side - 30 Minute Time Limit
- W. 9th St. - 200 Block, South Side - 15 Minute Time Limit

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

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

Noes: None

Absent: Councilman Handcox

Not in Council Chamber when Roll was called: Councilman Friedman

PENDING ZONING APPLICATIONS

Recommended for Dismissal

The City Council had before it a list of pending zoning applications which were recommended for dismissal as no action had been taken by the applicant to complete the conditions.

After discussion with the Planning Director, the Councilman Lebermann moved the Council grant a 90 day extension on the following zoning cases at the request of the applicant:

ALLEN DOUGLAS C14-68-271	1713-1715 Patton Ln. 6512 Hickman Avenue	From "A" Residence To "BB" Residence
W. L. MAYFIELD C14-69-190	3625-3919 Cima Serena	From Interim "A" Residence First Height and Area To "BB" Residence, First Height and Area
RICHARD DORRELL C14-70-224	7543-7561 Cameron Rd.	From Interim "A" Residence First Height and Area To "GR" General Retail, First Height and Area
RYLANDER'S FORD VILLAGE, INC. C14-71-164	6931-7115 Manchaca 1806-1818 Matthews Ln.	From Interim "A" Residence First Height and Area To "GR" General Retail, First Height and Area

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

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

Noes: None

Absent: Councilman Handcox

Councilman Lebermann moved the Council uphold the recommendation that the following zoning cases be dismissed:

MRS. O. L. ALBRIGHT (Nelson Puett, New owner) C14-66-191	1312-1404 So. Lamar	From "A" Residence To "C" Commercial
DONALD & NITA KITLEY C14-67-082	809 Park Blvd.	From "A" Residence To "O" Office
ALICE MILLER & ANN MILLER CROCKETT C14-67-164	1016-1022 E. 50th St. 5000-5002 I.H. 35	From "A" Residence To "C" Commercial
ROBERT L. OGDEN C14-68-180	601 Oakland Ave. 1406 W. 6th St.	From "B" Residence To "O" Office
CITY OF AUSTIN (Pete Sosa, new owner) C14-68-248	309-Cumberland Rd. 2701-2705 Wilson St.	From "A" Residence First Height and Area To "B" Residence or more restrictive district
JON COFFEE C14-69-114	1109-1113 Post Oak St.	From "A" Residence To "BB" Residence
MR. & MRS. DOYLE MOORE C14-69-297	1901-1921 Dalton Ln.	From "A" Residence To "LR" Local Retail
GALAXIE CORPORATION C14-70-076	3700-4026 Payload Pass 500-544 Ben White	From "A" Residence, First Height and Area To "D" Industrial, Third Height and Area DISMISSED all but south 400 feet which has been finalized.
LEON SCHMIDT, TRUSTEE C14-71-147	8555-8561 Hwy. 183	From Interim "A" Residence First Height and Area To "C-2" Commercial, Fifth Height and Area
ROLF A. NORMANN C14-71-254	4101-4105 Ave. H	From "A" Residence To "B" Residence
MRS. CHARLENE CRUMP C14-71-188	418 and 415-419 Crockett	From "A" Residence To "B" Residence
R. H. SNIDER, MD C14-71-308	1301 W. Ben White 4100-4108 Banister Ln. 1301-1307 Morgan Ln.	From "A" Residence To "GR" General Retail & "B" Residence

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

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

Mayor Pro Tem Love moved the Council approve the recommendation for ninety day extensions as conditions are in the process of completion, as follows:

HOWARD BRUNSON C14-68-179	1000-1016 East Ave. 701-721 E. 11th St. 1001-1015 Sabine St. 700-720 E. 10th St.	From "C" Commercial, Third Height and Area To "C" Commercial, Fourth Height and Area
CARL V. SHOOTER C14-68-187	1915 Garden St. 64-68½ Lynn St. 2000 Garden St.	From "C" Commercial To "A" Residence
HENRIETTA RADER (Joe Crow's children, new owner) C14-68-297	8401-8415 I.H. 35 800-818 Fenelon Dr.	From "A" Residence, First Height and Area To "GR" General Retail Fifth Height and Area
WALTER ELLISON C14-69-012	2106-2110 Tillery St.	From "A" Residence To "BB" Residence
WILLIAM C. KENNEDY, ET AL C14-69-040	7018-7024 Balcones Rear of 7608-7640 Balcones	From Interim "A" Residence, First Height and Area To "BB" Residence, First Height and Area
C. C. NOLEN C14-69-091	2307 Longview	From "A" Residence, First Height and Area To "B" Residence, Second Height and Area
WILLIAM E. NICKEL C14-69-107	712 Henderson	From "B" Residence To "C" Residence
C. T. USELTON C14-69-139	825-829 Anderson Ln. 901-907 Anderson Ln. 820-826 Stobaugh 900-906 Stobaugh	From "A" Residence & "C" Commercial To "C" Commercial
JOHN J. MCKAY, TRUSTEE C14-69-145	4600-4617 F.M. Rd. 969 4301-4501 Springdale	From "A" Residence To "C" Commercial
RICHARD RESENDEZ C14-69-191	805-807 Montopolis 6300-6302 Felix Ave.	From "GR" General Retail To "C" Commercial
FRED B. WERKENTHIN C14-69-258	6101-6403 Bolm Rd.	From Interim "A" Residence, First Height and Area To "B" Residence, First Height and Area
THE SIGNAL COMPANIES, INC. C14-69-304	8153-8213 Research Rear of 8153-8213 Research Blvd.	From Interim "A" Residence, First Height and Area To "C" Commercial, Tract 1 "B" Residence, Tract 2

HAROLD GENE PATTERSON
C14-69-330

Rear of 4002-4038
Spicewood Springs Rd.

From Interim "A" Residence,
First Height and Area
To "LR" Local Retail,
First Height and Area

AUSTIN CORPORATION
C14-70-018

6911 Thorncliff Dr.
Rear of 3807-3811
North Hills Dr.
Rear of 3501-3600
North Hills Dr.
Rear of 6500-6643
Valleyside Dr.

From Interim "A" Residence,
First Height and Area
To "BB" Residence,
First Height and Area

WALTER CARRINGTON
C14-70-037

Tract 1
206-220 Ramble Ln.
Tract 2
100-204 Ramble Ln.
Tract 3
4816-5102 S. Congress
Tract 4
5218-5226 S. Congress
101-307 Ramble Ln.

From Interim "A" Residence,
First Height and Area
To "GR" General Retail, Tr. 1
"C" Commercial, Tr. 2, 3, 4

FRED L. FOSTER
& RAYMOND W. FOSTER
C14-70-046

412-504 Wonsley Dr.
501-507 E. Powell Ln.
601-603 E. Powell Ln.
606-700 Wonsley Dr.
609-707 E. Powell Ln.

From "A" Residence
To "B" Residence

WILLOW CREEK HILLS
C14-70-204

2000-2047 Willow Creek
Drive

From Interim "A" Residence,
First Height and Area
To "B" Residence in Tr. 1;
"B" Residence, "BB" Residence,
"GR" General Retail in Tr. 2;
"BB" Residence in Tr. 3;
"B", Second Height and Area
in Tr. 4.

AUSTIN NATIONAL
BANK TRUSTEE FOR
VERA WOODS SMITH,
ET AL, TRUST
C14-70-234

Rear of 6421-6511
No. Lamar Blvd.

From "A" Residence
To "C" Commercial

KERRY G. MERRITT
C14-70-245

100-410 Northway Dr.
W801-7806 Northcrest

From "A" Residence
To "BB" Residence

JOE G. MILNER
C14-71-011

1703-1803 Dalton Ln.
1706-1806 Old Lockhart
Highway

From Interim "A" Residence,
First Height and Area
To "GR" General Retail,
First Height and Area

HENRY WETZEL, JR.
C14-71-013

1812-1814 Waterston

From "A" Residence
To "B" Residence

CARLTON BUSKE C14-71-021	Rear of 3633-3723 Manchaca Road	From "A" Residence To "BB" Residence
JOE RUSSO, TRUSTEE C14-71-042	4501-4705 E. Riverside	From "BB" Residence To "GR" General Retail
R & J INVESTMENTS, INC., C14-71-221	2904-2908 Sweeney Ln.	From "B" Residence To "LR" Local Retail
BRIAN SCHULLER C14-71-231	Rear of 502-602 Rundberg Lane	From Tr. 1 & 2 "B" Residence Tr. 3 & 4 "BB" Residence To Tr. 1 & 4 "O" Office Tr. 2 "GR" General Retail Tr. 3: "B" Residence
WILLIAM JOE GAGE, SR. C14-71-272	Rear of 1411 Morgan Ln.	From "A" Residence To "GR" General Retail
PETER REINHARDT C14-71-276	409-413 W. 38th St.	From "A" Residence, First Height and Area To "B" Residence, Second Height and Area
J. D. CONNOLLY C14-71-317	7101-7125 Ed Bluestein Boulevard	From Interim "A" Residence, First Height and Area To "GR" General Retail, First Height and Area
L. D. ENGLAND, ET AL (Mrs. McCrea) C14-71-204	1013-1015 Anderson Ln. 7813-7817 Watson	From "A" Residence To "C" Commercial

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

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

SALVATION ARMY ZONING CASE

Mr. Lloyd Lochridge, representing the Salvation Army, requested to appear before the Council to amend the zoning application covering 10.02 acre tract at South 5th Street and Cumberland Road. Mr. Lochridge's amendment was from "O" Office (granted by the Council on February 10, 1972, subject to restrictive covenant and right of way) to "B" Residence. Their request was deferred from September 21st to this date. Councilman Nichols moved the Council order the zoning application to be returned to the Planning Department for processing. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

PETITION CONCERNING SIDEWALKS

Mrs. Carolyn Stacks had a petition involving 13 homes, and out of those 13, all but four owners signed the petition asking that these sidewalks be relocated instead of destroying their yards and putting children on a very busy and dangerous street. It was pointed out this route had been determined by the Traffic and Transportation and other departments of the City, from the principals of the schools involved, a representative from the Austin Police Department, and a representative from the Austin Police Department, and a representative from the School Board. Mayor Butler said the Council had petitions and letters urging that the sidewalk be completed. Mr. German, Traffic and Transportation Department, listed the reasons why this route was chosen and pointed out the advantages. Mrs. Stacks was bitterly opposed to placing the sidewalks there rather than at some other location since here lawn would be torn up. Mrs. Roger Wymes, 2709 Steck Avenue, filed a petition with an additional 65 signatures favoring the sidewalks. Mrs. Frank Ivy was in favor of the sidewalks in the City right of way as it would cut down their grass cutting. It was the consensus of the Council that the sidewalks would not destroy the lawn nor the value of Mrs. Stack's home. After considerable discussion, Councilman Nichols moved the Council instruct the City Manager to proceed with the sidewalks. The motion, seconded by Councilman Dryden, carried by the following vote:

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

REQUEST FOR TENNIS COURTS

Mrs. William R. Pitcher, Joslin P.T.A., discussed the great interest in tennis in their neighborhood as well as a need for a tennis court on the Joslin playground. Mrs. Pitcher had filed a petition with over 100 signatures asking for tennis courts.

Councilman Nichols moved the Council referred this request to the Parks Department and to the Task Force having to do with recreational facilities, and ask for them to bring back a report to the Council. 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

Councilman Nichols told Mrs. Pitcher they would be in constant contact with her as to the status and to let her know when she would be scheduled to appear before these various boards.

ANNEXATION ORDINANCE

Mayor Butler introduced the following ordinance for its first and second readings:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 15.53 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPLGAIIT SURVEY; 17.24 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE; 36.87 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THEODORE BISSEL LEAGUE; 94.24 ACRES OF LAND, SAME BEING PARTLY OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY AND PARTLY OUT OF AND A PART OF THE JOHN APPLGAIIT SURVEY; AND 26.58 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT; ALL BEING LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

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

The ordinance was read the second time, and Councilman Nichols moved it be passed to its third reading. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

The Mayor announced that the ordinance had been pass through its first and second readings only.

REQUEST FOR USE OF CITY LAND

Mr. David I. Kuperman, President of Downtown Optimist Club, requested permission to use City owned land at 27th Street and North Lamar for the sale of Christmas trees from November 16 to December 23rd. Councilman Nichols moved the Council grant the request for the Downtown Optimist to use the land they had used on North Lamar for sale of Christmas trees from November 16 to December 24th. 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

ANNEXATION HEARING

Councilman Nichols moved the Council close the public hearing and direct the administration to institute annexation proceedings to annex the following:

Total of 16.58 acres out of the Santiago Del Valle Grant:

1.25 acres of unplatted land. (requested by owner)

15.33 acres of unplatted land. (initiated by City)

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

Councilman Nichols moved the Council close the public hearing and direct the administration to institute annexation proceedings to annex the following:

Total of 409.87 acres out of the William Cannon League:

44.01 acres of land, CARRELL OAKS, SECTIONS 1 and 2.
(requested by owner's representative)

335.12 acres of unplatted land. (initiated by City)

7.21 acres of unplatted land. (initiated by City)

23.53 acres of unplatted land. (initiated by City)

Mr. Allen Law, property owner on Armadillo Road, stated it was his understanding there would be no City services offered; but that they would get an increase in taxes with no services. City Attorney Don Butler explained the City within three years must provide water, sewer and other utilities comparable to what other areas have. Fire and Police Protection would be available now; streets would be laid out, and all City facilities would be available to these areas.

Mrs. Grace Carell, owner of land on Cooper and Matthews, stated her land was in the School District and her vacant land would be no detriment to the City Plans.

Mr. Charles Manske, land owner just off Armadillo Road, registered opposition in that he was ecology minded and did not want this area annexed and the ecology of the area spoiled. He was concerned about City taxes.

Reverend A. D. Eberhart, Pastor of the Pleasant Hill Baptist Church, was concerned about the annexation of the 7.21 acres facing South First Street at the junction of Eberhart Lane. The other property is west of this property. Much of the land is open field, and he asked that the policy of annexing property be initiated at the request of the owner. He was not in favor of this annexation as his taxes would be raised.

Mrs. Cecil Meredith, owner of 50 acres along the railroad track, wanted to keep their homestead with its pasture land. They are not interfering with any development of any other parts of this acreage that would be annexed. Their liveli-

hood is boarding, training, and selling horses. Taxes would be such that they could not keep their home. Councilman Dryden explained when annexation did take place there would be some City taxes; on the other hand, it is necessary to have planned development of sewer lines, etc. The Director of Planning pointed out the hazards toward development with little tracts in the county completely surrounded by the City.

(1) Mr. Jess Webb, interested in 140 acres, did not oppose the annexation, stating it was agreeable to him for the City to annex this. He had in addition, the Carrell Oaks Sections 1 & 2, and approximately another 100 acres in the same grouping.

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

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

Councilman Nichols moved the Council close the public hearing and direct the administration to institute annexation proceedings to annex the following:

Total of 651.24 acres out of the Santiago Del Valle Grant:

- (1) 604.70 acres of unplatted land out of the Santiago Del Valle Grant. (initiated by City of Austin)
- (2) 46.54 acres of land - proposed DOVE SPRINGS SECTIONS I and II. (requested by owner's representative)

(1) Mr. Charles Perkins appeared before the Council, pointing out that Emerald Forest Drive was to come south toward his property line in such a way as to eliminate access to this street. He was concerned about lack of access. The Planning Director, Mr. Dick Lillie, explained the annexation would not affect access to any property and those problems would be taken care of through the subdivision process. Later in the meeting Mr. Perkins spoke again regarding the annexation of the area, stating these arterial streets are being brought into the area but these properties are being excluded from access to these major streets that are being developed through this property. Mr. Lillie invited Mr. Perkins to meet with him in the Planning Department and work something out.

(1)(2) Mr. Irvin Ebaugh had in excess of 3.14 acres on the expressway that he had held for 18 years. He gave a history of the property as it passes through water districts, school districts, all of which called for taxes. He realized there would be an added taxation if annexed. He cannot sell the property as he cannot provide water to this property. Councilman Nichols pointed out there was a million dollars in the last Capital Improvements Program for a line into this area. The City Manager stated he would be glad to get Mr. Ebaugh a more accurate projection as to this matter.

Mr. Jack Cashin spoke in behalf of Miss Fannie Willcox and Miss Virgia Cage, who were interested in six acres fronting on I.H. 35, opposing the annexation.

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

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

Councilman Friedman commented on his negative vote that he was in favor of closing islands surrounded by the City, but not at the same time creating more "holes in the donut", and have to come back and close them.

SEPTIC TANK ORDINANCE

Mayor Butler announced it was 2:00 P.M., and introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 41 AND CHAPTER 13 OF THE AUSTIN CITY CODE OF 1967, RELATING TO REQUIREMENTS FOR THE SEWAGE-COLLECTING AND TREATMENT SYSTEMS FOR SUBDIVISIONS; LOT SIZES AND TESTING OF SOILS TO DETERMINE THE SUITABILITY OF LOTS AND SUBDIVISIONS FOR SEPTIC TANK USE; ADOPTING AND INCORPORATING "CITY OF AUSTIN REGULATIONS FOR SEPTIC TANK SYSTEM USE IN SUBDIVISIONS"; AND "CITY OF AUSTIN REGULATIONS FOR SEPTIC TANK SYSTEMS"; PROVIDING A SEVERABILITY CLAUSE; DECLARING AN EMERGENCY; AND PROVIDING AN EFFECTIVE DATE.

City Attorney Don Butler gave a resumé of the amendment. Mr. Tom Curtis, representing the Austin Association of Home Builders, stated his client, the City's Environmentalist and City-County Health officials, are in agreement now with respect to the proposal that is before the Council. There is only one area where they were not in agreement, and that is about the point of an appeal from the Planning Commission to the City Council. City Attorney Don Butler did not believe that the statute would permit the proposal or change Mr. Curtis was proposing. Dr. Sessums pointed out the two items: One relates to the individual system on which the Health Department would make a ruling and any appeal would go to the Council. The other pertains to regulations for septic tank use in a subdivision, and appeals from that ruling would go the Planning Commission.

Mr. Woodrow Sledge was present for the discussion. He briefly discussed the 9,000 square foot minimum for a lot. Mr. Stuart Henry spoke on this point with Mr. Sledge. Mr. Tom Curtis then brought up the length of time for notification for the proposed amendments. Mrs. Nevena Travis, realtor in the City and also the Secretary-Treasurer of the Texas System of Natural Laboratories advocated that the Council pass this ordinance immediately, see how it works and keep working with the Planning Health Divisions. Mr. Guy Thompson proposed a change in the ordinance so that it would call for an adequate area for at least one replacement of the absorption bed. It was suggested the minimum lot size be 12,000 square feet. Mr. Tom Curtis explained that each lot would be looked at by itself.

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 Friedman, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

CONTRACTS AWARDED

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

ED H. PAGE (Austin, Texas)	- For St. Joseph Boulevard Intersection improvements at Burnet Road from Burnet Road easterly 160 feet, Contract No. 72-Pb-131, Unit "A" only - \$14,401.60. (40 working days for completion; Engineer's estimate for Unit "A" was \$10,700.00; Capital Improvements Program Project No. 6068-5)
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The motion, seconded by Councilman Dryden, carried by the following vote:

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

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

GRAYBAR ELECTRIC CO. (Austin, Texas)	- Pad-Mounted, Three Phase, Distribution Transformers - Bid Items 1, 2 & 4 - \$21,694.00.
TECHLINE, INC. (Austin, Texas)	- Pad Mounted, Three Phase, Distribution Transformers - Bid Items 5 & 6 - \$21,500.00.
PRIESTER-MELL, CO., INC. (Austin, Texas)	- Pad Mounted, Three Phase Distribution Transformers - Bid Item 3 - \$5,526.00.

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

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

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

ANCHOR METALS, INC. (Hurst, Texas)	- Twelve (12) each Steel Transmission Line Towers - \$41,410.00.
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The motion, seconded by Councilman Dryden, carried by the following vote:

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

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

INTERNATIONAL HARVESTER CO.
(Austin, Texas)

- One Each 1972 Truck Cab & Chassis -
\$6,497.00.

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

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

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

THE SCOTT HOLMAN CO.
(Houston, Texas)

- One Each 1972 Hydraulic Crana & Platform -
\$13,405.00.

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

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

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

JALCO, INC.
(Houston, Texas)

- For the installation of approximately
1,527 feet of 48" and 65 feet of 42"
C.S.C. and appurtenances - Jollyville
Reservoir 48" C.S.C. Feeder Main -
\$127,249.00. (60 working days for com-
pletion; City's estimate was \$110,670.00;
Capital Improvements Program Project
No. 4067 1)

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

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

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

SOUTHERN STEEL CO.
(San Antonio, Texas)

- For furnishing and installing jail equipment in the
new addition to the Police and Courts Building -
\$158,700.00. (Work to coincide with current con-
struction; Capital Improvements Program Project
No. 8704 0)

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

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

CONTRACTS POSTPONED/DELETED

Councilman Nichols moved the Council postponed the awarding of the following contract at the request of the City Manager:

ALSTON CONSTRUCTION CO.
(Austin, Texas)

- Decker Creek Dam Irrigation System -
\$41,900.00. (120 calendar days for
completion; Engineer's estimate was
\$43,000.00; Capital Improvements Program
Project No. 3914 0)

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

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

Councilman Nichols moved the Council delete the awarding of the following contract at the request of the City Manager:

Bids to be received
September 27, 1972

- Estimated requirement for crushed granite
aggregate for use by Parks and Recreation
in surfacing Town Lake Walk, Bikeway and
Associated Improvements.

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

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

CANCELLATION OF APPEARANCE

Mr. Buddy Dryden, representing Austin Jaycee's, had requested to appear before the Council to propose a "Pitch-In" project in conjunction with the American Brewers Association to place 15 litter barrels in various locations on Town Lake. Mayor Butler announced this request had been cancelled as Mr. Dryden was asked to go before the Town Lake Beautification Committee at the request of the Parks and Recreation Director.

ADJOURNMENT

The Council adjourned at this time.

APPROVED: _____

Ray Butler

Mayor

ATTEST: _____

City Clerk