

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 7, 1968

9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Akin presiding.

Roll Call:

Present: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin

Absent: None

The Invocation was delivered by REVEREND FRANK B. WALKER, JR., First Southern Presbyterian Church.

APPROVAL OF MINUTES

Councilman Long moved the Council approve the Minutes of February 15, 1968 and a correction to the Minutes of a Special Meeting held February 23, 1968. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin

Noes: None

BRACKENRIDGE HOSPITAL AUXILIARY

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, among all the qualities which have caused Austin to be known as "The Friendly City", few, if any, can surpass the example of that remarkable group of women who have freely and voluntarily given over 162,500 hours of tender devotion, self-denial, great risk, and often back-breaking work in helping to make life, and sometimes death, more bearable for those who come to Brackenridge Hospital; and,

WHEREAS, we who are the beneficiaries of their generosity can lightly say that "the best things in life are free", only because the members of Brackenridge Hospital Auxiliary have, by their example, shown that true happiness can be more surely found in giving than in receiving; and,

WHEREAS, the people of Austin can never adequately express their appreciation for the time, energy, money, talent and love which the members of Brackenridge Hospital Auxiliary have invested in the patients, the personnel, the student nurses, and the physical facilities at Brackenridge Hospital; Now, Therefore,

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

That although the full gratitude of all the people of Austin can never be officially or unofficially expressed to the members of Brackenridge Hospital Auxiliary, that this Resolution be permanently inscribed in the official records of the City and that a copy of the same be delivered to Brackenridge Hospital Auxiliary with the warmest thanks of the people of Austin.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

MOONLIGHT TOWERS REPORT

City Manager Robert Tinstman presented a report on the Moonlight Towers to the Council, in which he included a history of the towers and installation considerations. He recommended two experimental installations of different construction and asked that the lighting in Zilker Park be changed. Councilman Long moved the Council note the receipt of the report. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

MUNICIPAL COMPARATIVE DATA

City Manager Tinstman stated that the M&C #4 (Part II), Municipal Comparative Data, showed how Austin compared with the five largest Texas cities in general community characteristics. Councilman LaRue moved the Council note receipt of the report. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

LEVEL OF LAKE AUSTIN DISCUSSED

Mr. Earl Podolnic requested that Lake Austin be lowered until April 1 to allow the City and Lake property owners to kill out the weeds and generally improve their properties. He described the condition of his own property and listed the improvements he would like to make.

Councilman LaRue asked about the cost involved in leaving the lake down until April 1. City Manager Tinstman explained that, under an agreement with the LCRA, should the Lake be kept down at the request of the City, then the City would be expected to compensate the LCRA for the loss of the hydraulic energy that otherwise would have been produced. The cost would be about \$500.00 per day. However, there would be no loss on the City's plants. There would be an adverse effect on the sewage treatment plants because they would have to pump from another location.

Councilman Long felt that the expense of keeping the Lake level down for a few people was too great. She and Councilman Janes felt the Lake should be kept down until March 10 and no longer.

Mrs. Eugene Scott, Mr. Ed Grimmer and Mr. Mack McClusky urged the Council to bring back up the level of the Lake on March 10.

Councilman Long stated that the Council had set March 10 as the date to raise the level of the Lake and that no other action was required. She announced that at 6:00 A.M. on March 10 the Lake would start going up.

ANNEXATION ORDINANCE - GARRISON PARK

Mayor Akin opened the public hearing on the ordinance annexing property in the vicinity of Garrison Park. One of the prime factors leading to the Council's considering the property for annexation, according to City Manager Tinstman, was the need for improving Manchaca Road and extending it to the point where the Highway Department had improved the road as part of the Farm to Market system.

Appearing in opposition to the annexation were Mrs. Bert Linam and Mr. Dick Layman, property owners in the area.

Mr. Max Haddock, Mr. Lou Hunt and Mr. M. B. Mindietta appeared before the Council to express their desire to be annexed by the City.

Various other citizens, including Mrs. Elizabeth Arnold (represented by Mr. Odes Arnold), Mr. H. E. Lais, Mrs. Ben Nolan, Mrs. Herzog, Mr. Leroy Benoit (represented by Mr. Milton Dowd), and several unnamed residents of the area addressed many questions to the Council concerning the changes that would take place upon annexation. The Council and City staff answered all questions.

Councilman Janes moved the Council close the hearing. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Mayor Akin introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 241.44 ACRES OF LAND, SAME BEING FIVE (5) TRACTS OF LAND OUT OF AND A PART OF THE THEODORE BISSEL AND THE WM. CANNON LEAGUES 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 Janes moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

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

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

WILLIAM PITSTICK ANSWERS QUESTIONS

Mr. William J. Pitstick, Director of the North Central Texas Council of Governments, Mr. David Barrow, Chairman of the Regional Planning Commission, Mr. Hoyle Osborne, Director of Planning, and the Council members met in the Council chambers after an informal luncheon, and answered questions.

MASTER PLAN AMENDMENT

After some discussion, Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN AMENDING THE MASTER PLAN ADJACENT TO THE UNIVERSITY OF TEXAS CAMPUS

WHEREAS, the University of Texas at Austin is growing at a rapid rate and has received Legislative approval to acquire all land within the University East Urban Renewal Project Area; and,

WHEREAS, the Master Plan must be amended to provide for such University Expansion; and,

WHEREAS, on March 5, 1968, following a public hearing, the City Planning Commission recommended to the Council that the Master Plan be amended to permit Public and Semi-public uses in the University East Area; NOW, THEREFORE:

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

That the City of Austin Master Plan embracing that area described in Exhibit "A" attached hereto and made a part hereof, which area includes the University East Urban Renewal Area, is hereby amended by changing the use designation from "Medium Density Residential" and High Density Residential" to "Public and Semi-Public Use."

(See original Resolution for Exhibit A)

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
 Noes: None

UNIVERSITY DEVELOPMENT PLAN

Councilman Long moved that the recommendation of the Planning Commission concerning the University Campus Development Study be accepted as discussed, offered the following resolution, and moved its adoption:

(RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN APPROVING THE UNIVERSITY OF TEXAS CAMPUS DEVELOPMENT PLAN

WHEREAS, the University of Texas at Austin, acting by and through its duly authorized Officials, has prepared a "Preliminary Campus Development Study" of the Austin Campus; and,

WHEREAS, following a review and public hearing, the City Planning Commission has made its recommendation to the Council; and,

WHEREAS, the Council conducted a public hearing on said proposed Plan at its regular meeting on the 7th day of March, 1968; NOW, THEREFORE;

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

1. That the "Preliminary Campus Development Study of the University of Texas at Austin" as shown upon the map attached hereto, marked Exhibit "A" and made a part hereof for all purposes, is hereby approved; PROVIDED, HOWEVER, that the street plan, primarily relating to major arterials and expressways, in and adjacent to such area is subject to modification and change if such is warranted by further studies by the City of Austin, the University of Texas, the Texas Highway Department, and the Urban Renewal Agency of the City of Austin, and upon approval thereof by this Council.

(See original Resolution for Exhibit A)

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

GENERAL NEIGHBORHOOD RENEWAL PLAN
GLEN OAKS II URBAN RENEWAL

The Council discussed at length the General Neighborhood Plan for the Glen Oaks II Urban Renewal Project.

ZONING ORDINANCE

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

(1) LOT 4, BLOCK 6 OF THE CHARLES JOHNSON ADDITION, LOCALLY KNOWN AS 505 HEARN STREET, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT;

(2) A TRACT OF LAND LOCALLY KNOWN AS 4601-4605 LEDESMA STREET AND 1143-D-1145-D SPRINGDALE ROAD, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;

SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The ordinance was read the third time and Councilman LaRue moved that the ordinance be finally passed. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

SPEED ZONES

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum, reasonable and safe speed for the operation of vehicles at the following locations is more than thirty (30) miles per hour; and,

WHEREAS, after said investigation the City Council has found that the maximum, reasonable and safe speed for the operation of vehicles is thirty-five (35) miles per hour at the following locations:

| <u>ON</u> | <u>FROM</u> | <u>TO</u> |
|-------------|-------------|---------------|
| 15th Street | West Avenue | Enfield Road; |

and,

WHEREAS, after said investigation the City Council has found that the maximum, reasonable and safe speed for the operation of vehicles is forty-five (45) miles per hour at the following location:

| <u>ON</u> | <u>FROM</u> | <u>TO</u> |
|----------------|-------------|--|
| Balcones Drive | Foster Lane | North City Limits Line at Hydrige Drive; |

and,

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

That the City Clerk be authorized and instructed to record these findings in Section 33.40 of the Traffic Register.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

STREET NAME CHANGED

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on certain maps or plats of the City of Austin a certain street designated as Alice Avenue is shown as extending from the north or northeast line of West 38th Street in a northerly direction to the east or southeast line of Burnet Road; and,

WHEREAS, the owners of lots abutting the hereinafter described street have requested that the name of Alice Avenue be changed to Medical Parkway; Now, Therefore,

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

That the name of the following described street designated as Alice Avenue, as the name appears on maps or plats of the City of Austin, be and the same is hereby changed to Medical Parkway, said street so changed being described as follows:

Being all that certain street in the City of Austin, Travis County, Texas, known as Alice Avenue and as shown on maps or plats of the City of Austin; which certain street known as Alice Avenue extends from the north or northeast line of West 38th Street in a northerly direction to the east or southeast line of Burnet Road.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

RELEASE OF EASEMENT

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, certain easements were granted to the City of Austin for electrical purposes by instrument of record in Volume 454 at Page 361 of the Deed Records of Travis County, Texas, and by prescription; said easements being out of and a part of those certain tracts of land out of the Santiago Del Valle Grant in the City of Austin, Travis County, Texas, as described in Volume 3065 at Pages 1670 and 1678 and in Volume 3077 at Page 1637 of the Deed Records of Travis County, Texas; and,

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

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

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

That the City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portions of said electrical easements, to-wit:

Three (3) strips of land, same being out of and a part of those certain tracts of land out of the Santiago Del Valle Grant in the City of Austin, Travis County, Texas, as described in Volume 3065 at Pages 1670 and 1678 and in Volume 3077 at Page 1637 of the Deed Records of Travis County, Texas; strips Number One and Number Two are to be released from the electrical easement provided by an instrument of record in Volume 454 at Page 361 of the Deed Records of Travis County, Texas; strip Number Three is to be released from the electrical easement acquired by prescription and is more particularly described as follows:

BEGINNING at the intersection of Strips Number One and Number Two referred to above;

THENCE, in a northerly direction along a line formerly occupied by an electric transmission line to point of termination in the south line of South Lakeshore Boulevard.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

OFF-STREET PARKING CREATED

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of ALPHA EPSILON PHI SORORITY HOUSE for a building permit together with a site plan dated March 4, 1968 meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 2500 Rio Grande Street, more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, based upon the use of the premises for the purpose of erection of an addition to sorority house the maximum number of parking spaces which will probably be used by employees and customers of such establishment, taking into account the loading facilities on the site, the public parking areas and street space available for parking in the vicinity, public safety, and free circulation of traffic both on and off the site, is forty-one (41) parking spaces;
Now, Therefore,

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

That forty-one (41) spaces is an adequate number of parking spaces for the establishment shown on the site plan of ALPHA EPSILON PHI SORORITY dated March 4, 1968, for use of the premises for the purpose of erection of an addition to sorority house.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

ANNEXATION HEARING SET

Mayor Akin introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 2.32 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE CHARLES H. RIDDLE SURVEY 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 LaRue moved that the ordinance be published in accordance with Article I, Section 6 of the Charter of the City of Austin and set for public hearing on March 21, 1968 at 10:30 A.M. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

CONTRACT AWARDED

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on February 28, 1968, for the construction of 1,406 feet of 8-inch concrete sanitary sewer main in Banister Lane from the I and GN Railroad to Morgan Lane; and,

WHEREAS, the bid of Bland Construction in the sum of \$17,952.10 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Assistant Director of Water and Sewer Department and by the City Manager; Now, Therefore,

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

That the bid of Bland Construction Company in the sum of \$17,952.10, be and the same is hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Bland Construction Company.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

BOAT DOCK APPROVED

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

THAT the City Council of the City of Austin hereby approves the erection of a boat dock and residence on the property owned by DR. & MRS. L. L. GREGORY and MR. & MRS. JACK FREY, as described in the Travis County Deed Records and known as Lot 16, Aqua Monte, Lake Austin as described on the attached plot plan and hereby authorizes the said DR. & MRS. GREGORY and MR. & MRS. FREY to construct, maintain and operate this boat dock subject to same being constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Official is hereby authorized to issue an occupancy permit for the erection of this boat dock and residence after full compliance with all the provisions of this resolution. Said permission shall be held to be granted and accepted subject to all necessary, reasonable, and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, fire and health regulations and the right of revocation is retained if, after hearing, it is found by the City Council that the said DR. & MRS. GREGORY and MR. & MRS. FREY have failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

SALE OF HOUSES

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on February 28, 1968 for the sale of fifteen (15) houses that Urban Renewal has turned over to the City for disposal; and,

WHEREAS, the bid of J. A. Miller in the sum of \$50.51 for the house located at 2241A Rosewood to be moved; the bids of Charles McNeese in the sum of \$20.00 for the house located at 2241B Rosewood to be demolished, in the sum of \$10.00 for the house located at 2312 Waldine to be demolished, and in the sum of \$15.00 for the house located at 1140 Nile to be demolished; the bids of Weldon Johnson in the sum of \$37.60 for the house located at 1176 Singleton to be demolished, in the sum of \$18.00 for the house located at 2206 Martha to be demolished, and in the sum of \$77.60 for the house located at 1603 New York to be demolished; the bids of M. T. Powell in the sum of \$49.50 for the house located at 2600 Vaiden to be demolished, in the sum of \$18.00 for the house located at 1709 E. 12th Street to be demolished, and in the sum of \$28.00 for the house located at 1406-1/2 Cotton to be demolished; the bids of A. Heyer in the sum of

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\$25.00 for the house located at 1406-1/2 Cotton to be demolished; the bids of A. Heyer in the sum of \$25.00 for the house located at 906 Midway to be demolished, in the sum of \$11.00 for the house located at 911 Nile (A & B) to be demolished, in the sum of \$51.00 for the house located at 2510 New York to be demolished, and in the sum of \$51.00 for the house located at 805 Nile to be demolished; and the bid of Clarence Cullen in the sum of \$32.51 for the house located at 1158 Angelina to be demolished, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Building Official of the City of Austin and by the City Manager; Now, Therefore,

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

That the above enumerated bids of J. A. Miller, Charles McNeese, Weldon Johnson, M. T. Powell, A. Heyer and Clarence Cullen, be and the same are hereby accepted, and that R. M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City with said named parties.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

FEEDWATER HEATERS

Councilman Nichols moved the Council authorize the City Manager to enter into a contract with the Krueger Engineering and Manufacturing Company to purchase four Feedwater Heaters for turbines at the Seaholm Plant for \$28,184.00. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

ADJOURNMENT

The Council then adjourned.

APPROVED: _____

Harry Akin
Mayor

ATTEST: _____

Grace Monroe
Asst. City Clerk