

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

October 3, 1968  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Akin presiding.

Roll Call:

Present: Mayor Akin, Councilmen Janes, LaRue, Long, Nichols  
Absent: None

Invocation was delivered by REVEREND EDWARD PIETRUCHA, St. Austin's Catholic Church.

MINUTES APPROVED

Councilman Long moved the Minutes of the Meetings of August 8, 1968 and of September 26, 1968 be approved. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Present but not voting: Councilman LaRue

INTRODUCTION OF DIGNITARY

MAYOR AKIN introduced MR. ZAKARIA SULTAINAN - Sultanate of Brunei, extending him a warm welcome to the Council Chamber and noting his Country did not have an income tax. He hoped his visit would be very pleasant.

HORTICULTURE BUDGET REQUEST

MR. DOUGLAS BLACHLY and a group representing the Ornamental Horticulture Committee appeared to discuss the City's portion of their budget. Mr. Blachly explained the program in Austin as a joint program sponsored by the City, which had contributed \$3,500 in the past; and funds were appropriated by the County. In addition to the TV program, they had some garden schools each spring and fall. MR. JESSE FOX reported on the schools stating they were well attended, with an average of 874 for a total attendance for the four nights. MRS. CECIL CABINESS announced Austin was one of the very few cities anywhere that had this service, but now other cities are beginning to use it. She reported about 3,175 individuals had asked for assistance for problems on ornamental plants. The Committee had participated in 39 radio broadcasts, 65 television programs, and this is a very important program of the City.

COUNCILMAN LaRUE asked if the Parks and Recreation Department used the service. The City Manager stated it did to a limited extent. Various citizens spoke on the individual consultation they had and the help received. Others spoke in favor of the continuation of the program. The City Manager, Mr. Tinstman, stated it would be premature to act upon this until the Budget was considered by the Council. MR. JOE GLOVER, District Agricultural Service, Area 22, stated it was unfortunate they had not kept the Council informed, and they needed to keep in mind when the Budget is being formulated.

Councilman Nichols moved this be referred to the City Manager and let him discuss it with the Parks and Recreation Department and report back. The motion, seconded by Councilman LaRue, carried by the following vote:

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

COUNCILMAN LONG noted a full time horticulturist was being employed by the City, and if they would work together, this might be included, as it is a service rendered the citizens and they could work together more closely and get better reporting.

MR. JAMES DAMON, TRAVIS COUNTY NEW PARTY

MR. JAMES DAMON, stated the New Party of Travis County had instructed him to bring to the Council's attention a serious incident which recently occurred in East Austin, concerning the Police Department and the Political organization of the Student Non-violent Coordinating Committee, affectionately called SNCC by Civil rights workers. The incident received little attention outside of East Austin, but it should have received a great deal. He stated it reflected Police policies of intimidation and provocation. MR. JAMES MACKEY, delegate at the SNCC State-wide convention from September 21-September 23, reported there were about 60 delegates and 43 policemen who came over to the East Austin Convention and arrested about nine delegates from Houston SNCC. They had received information from the Houston Police. Mr. Mackey asked if the Houston Police knew of any stolen vehicles, why did they not make the arrests before these people came to the State Convention. The Austin Police had special units set up in East Austin for these arrests, and there was a lot of intimidation. Mr. Damon stated this was not an isolated incident of the misuse of Police powers, referring to a shooting in the spring. Intimidation and harrassment in East Austin is not limited to racial minorities unfortunately. A number of the New Party has been similarly intimidated. Their State Secretary, Elaine Doherty and Mr. Stan Hayden were questioned about their business in East Austin. Mr. Damon referred to the Witherspoon guide lines presented in the spring. He asked the Council to reconsider and adopt the Witherspoon program. MAYOR AKIN stated Mr. Damon lacked some information in regard to the depth the Council had gone into the matter that he had raised. Councilman Janes stated Mr. Damon had expressed a number of opinions to which he was entitled, but it does not necessarily follow that they are based on fact. As far as he was concerned he was pleased with the manner in which the Police handled the SNCC meeting last month.

COUNCILMAN LaRUE took exception to the statements made by Mr. Damon as he did not have the experience of working with the Police as long as the Council had. They are not anticipating and looking for action. The City Manager stated many of the suggestions or points made by Dr. Witherspoon were reflected in the new policies that have been adopted.

MRS. DICKERSON, 5404 Harmon, made numerous complaints against the Police

Department, and reported people were letting the air out of her tires, her house was ransacked every time she left; and the house was so damaged the Tax Department reduced her taxes from \$ 125.00 to \$ 74.00. She claimed she was unable to get any help from the Police Department and one police officer lived across the street from her. Mayor Akin suggested that she put her complaints in writing as she had suggested and present them to the City Manager, and he would be glad to investigate every single one of the grievances.

#### ZONING HEARINGS

Pursuant to published notice thereof the following zoning applications were publicly heard:

HOWARD BRUNSON

1000-1016 East Ave.  
701-721 E. 11th St.  
1001-1015 Sabine St.  
700-720 E. 10th St.

From "C" Commercial 3rd  
Height and Area  
To "C" Commercial 4th  
Height and Area  
RECOMMENDED by the  
Planning Commission

Councilman Nichols moved that the recommendation of the Planning Commission be upheld and the change to "C" Commercial 4th Height and Area be granted subject to the amendment to the Urban Renewal Plan. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial 4th Height and Area subject to the amendment to the Urban Renewal Plan, and the City Attorney was instructed to draw the necessary ordinance to cover.

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ROBERT L. OGDEN

601 Oakland Ave.  
1406 W. 6th St.

From "B" Residence 2nd  
Height and Area  
To "O" Office 2nd  
Height and Area  
NOT Recommended by the  
Planning Commission

Councilman Long moved that the change to "O" Office 2nd Height and Area be granted, subject to 5' right of way. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The Mayor announced that the change had been granted to "O" Office 2nd Height and Area subject to 5' right of way, and the City Attorney was instructed to draw the necessary ordinance to cover.

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W.A. ENGSTROM

409-411 E. 38th St.  
3706-3710 Duval St.

From "A" Residence  
To "B" Residence  
RECOMMENDED by the  
Planning Commission

Councilman LaRue moved that the recommendation of the Planning Commission be upheld and the change to "B" Residence be granted subject to a 5' right of way on Duval and a 10' right of way on E. 38th. The motion, seconded by Councilman Nichols, carried by the following vote:

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

The Mayor announced that the change had been granted to "B" Residence, subject to a 5' right of way on Duval and a 10' right of way on E. 38th, and the City Attorney was instructed to draw the necessary ordinance to cover. Mr. Jessen was concerned over the ultimate dedication of 10' of his property.

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MARK D. BURNETT  
By Richard Baker

3614-3618 Bull Creek  
Road

From "A" Residence  
To "GR" General Retail  
(as amended)  
RECOMMENDED by the  
Planning Commission

Councilman Nichols moved that the recommendation of the Planning Commission be upheld and the change to "GR" General Retail be granted, subject to right of way. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The Mayor announced that the change had been granted to "GR" General Retail subject to right of way, and the City Attorney was instructed to draw the necessary ordinance to cover.

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J. E. YOUNGQUIST

2401-2413 Buell Ave.  
8238-8304 Burnet Rd.

From Interim "A" Residence  
1st Height and Area  
and "GR" General Retail  
1st Height and Area  
To "GR" General Retail  
1st Height and Area  
RECOMMENDED by the  
Planning Commission

Councilman Nichols moved that the recommendation of the Planning Commission be upheld and the change to "GR" General Retail be granted subject to right of way - ("GR" General Retail 1st Height and Area). The motion, seconded by Councilman LaRue, carried by the following vote:

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

The Mayor announced that the change had been granted to "GR" General Retail 1st Height and Area subject to right of way, and the City Attorney was instructed to draw the necessary ordinance to cover.

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ALEX DOCHEN, ET AL      5400-5420 Burnet Rd.  
By Sterling Sasser, Jr.   2100-2108 Lawnmont Ave.

From "A" Residence 1st  
Height and Area  
"C" Commercial 2nd  
Height and Area  
To "C-2" Commercial 2nd  
Height and Area  
NOT Recommended

Councilman Janes moved that the presently zoned "A" Residence be zoned "C" Commercial and the present "C" Commercial zoning be changed to "C-2" Commercial for the North 125' subject to right of way, satisfying right of way requirements. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mr. Dochen said he did not intend to give right of way.

The Mayor announced that the change had been granted to the presently zoned "A" Residence be zoned "C" Commercial and the present "C" Commercial zoning be changed to "C-2" Commercial for the North 125' subject to right of way, satisfying right of way requirements, and the City Attorney was instructed to draw the necessary ordinance to cover.

CARL V. SHOOTER      1915 Garden St.  
64-68 ½ Lynn St.  
2000 Garden St.  
71-73 Lynn St.

From "C" Commercial  
To "A" Residence  
NOT Recommended by the  
Planning Commission

Mr. Shooter wanted the zoning rolled back to decrease the taxes. Taxes are not based always on zoning.

Councilman Long moved that this be referred back to the Planning Commission for a study of the whole area. The motion, seconded by Councilman Janes, carried by the following vote:

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

JAMES EICHELBERGER      313-323 E. 12th St.  
1112-1122 Trinity St.

From "C" Commercial 2nd  
Height and Area  
To "C" Commercial 4th  
Height and Area  
RECOMMENDED by the  
Planning Commission

Councilman Long moved that the recommendation of the Planning Commission be upheld and the change to "C" Commercial 4th Height and Area be granted, subject to the amendment of the Brackenridge Urban Renewal Plan to allow a height of 200'. The motion, seconded by Councilman Nichols, carried by the following vote:

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

It was pointed out this was in the Brackenridge Urban Renewal Plan.

The Mayor announced that the change to "C" Commercial 4th Height and Area had been granted subject to amendment of the Brackenridge Urban Renewal Plan to allow a height of 200', and the City Attorney was instructed to draw the necessary ordinance to cover.

MACE B. THURMAN  
By Leon Annis

3704-3708 Guadalupe St.

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

Councilman Nichols moved that the recommendation of the Planning Commission be upheld and the change to "C-2" 2nd Height and Area be granted. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The Mayor announced that the change had been granted to "C-2" Commercial 2nd Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

CHERRYLAWN CORPORATION  
By John B. Selman

6115-6117 Walnut Hills  
Drive

From "A" Residence  
To "B" Residence  
RECOMMENDED by the  
Planning Commission

Councilman LaRue moved that the recommendation of the Planning Commission be upheld and the change to "B" Residence be granted as amended - reducing width of property from 30' to 20'. The motion, seconded by Councilman Long, carried by the following vote:

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

The Mayor announced that the change had been granted to "B" Residence as amended - reducing width of property from 30' to 20' and the City Attorney was instructed to draw the necessary ordinance to cover.

FRANK T. SEFCIK  
By John B. Selman

2973-3011 E. 51st St.

From "A" Residence  
To "B" Residence  
NOT Recommended by the  
Planning Commission  
RECOMMENDED "BB" on all  
of the area north of  
drainage easement

Councilman Long moved that the change to "BB" on all of the area north of

drainage easement, as amended, be granted. The motion, seconded by Councilman Janes, carried by the following vote:

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

The Mayor announced that the change had been granted to "BB" Residence on all of the area north of drainage easement - as amended and the City Attorney was instructed to draw the necessary ordinance to cover.

J. H. HUDSON  
By John B. Selman

512-612 S. 1st St.

From "C-2" Commercial 2nd  
Height and Area and  
"A" Residence 1st  
Height and Area  
To "B" Residence 2nd  
Height and Area  
NOT Recommended

Councilman Janes moved that the change to "B" Residence 2nd Height and Area subject to right of way, be granted. The motion, seconded by Councilman Nichols, carried by the following vote:

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

The Mayor announced that the change had been granted to "B" 2nd Height and Area subject to right of way and the City Attorney was instructed to draw the necessary ordinance to cover.

#### ZONING WITHDRAWN

MR. JOHN SELMAN asked to have the following zoning application withdrawn:

MANTON NATIONS

3200 Duval St.  
400-412 E. 32nd  
3201-3205 Tom Green

From "A" Residence  
To "B" Residence

MR. JOE DARNELL had filed a petition under Section 31 (b) of the Zoning Ordinance. Councilman LaRue moved that the request for withdrawal of the zoning application be granted. The motion, seconded by Councilman Nichols, carried by the following vote:

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

#### MONTHLY FINANCIAL REPORT

Councilman LaRue moved the Council receive the Monthly Financial Report. The motion, seconded by Councilman Janes, carried by the following vote:

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

## ANNEXATION HEARING

It being 10:30 A.M., Mayor Akin opened the public hearing on the annexation ordinance scheduled for this time. No one appeared to be heard. Councilman Janes moved the hearing be closed. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Mayor Akin brought up the following ordinance for its first 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 20.61 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 57 AND THE WILLIS AVERY 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.

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

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

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 LaRue, carried by the following vote:

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

## BUS FRANCHISE ORDINANCE

Councilman Long moved that the hearing of the Bus Franchise Ordinance be postponed until October 17, 1968. The motion, seconded by Councilman LaRue, carried by the following vote:

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

## ANNEXATION ORDINANCE PASSED

Mayor Akin brought up the following ordinance for its third 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 35.52 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS 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.

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

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

The Mayor announced that the ordinance had been finally passed.

## ZONING ORDINANCES

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:  
LOTS 2 AND 3, BLOCK 1, AUSTIN HEIGHTS SUBDIVISION, LOCALLY KNOWN AS 2703-2705 MANOR ROAD, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL 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 Nichols moved that the rule be suspended and the ordinance be passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Mayor Akin, Councilmen Janes, Long, Nichols  
Noes: None  
Present but not voting: Councilman LaRue

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

Ayes: Mayor Akin, Councilmen Janes, Long, Nichols  
Noes: None  
Present but not voting: Councilman LaRue

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

Ayes: Mayor Akin, Councilmen Janes, Long, Nichols  
Noes: None  
Present but not voting: Councilman LaRue

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS AS FOLLOWS:

(1) LOTS 18, 19, 20, BLOCK 7, NORTH LOOP TERRACE RESUBDIVISION, LOCALLY KNOWN AS 1600-1604 NORTH LOOP BOULEVARD AND 5300-5310 JIM HOGG AVENUE, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;

(2) (a) LOTS 22, 23, 24, BLOCK 10, NORTH LOOP TERRACE SUBDIVISION, LOCALLY KNOWN AS 1506-1510 NORTH LOOP BOULEVARD, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;

(b) LOTS 21, 25, 26, 27, BLOCK 10, NORTH LOOP TERRACE SUBDIVISION, LOCALLY KNOWN AS 1500-1504 NORTH LOOP BOULEVARD AND 5300-5306 JOE SAYERS AVENUE, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT;

(3) LOTS 4, 4A, AND 5, BLOCK 8, NORTH LOOP TERRACE RESUBDIVISION, LOCALLY KNOWN AS 1601-1605 NORTH LOOP BOULEVARD AND 5222-5226 JIM HOGG AVENUE, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;

(4) LOT 17, BLOCK 7, NORTH LOOP TERRACE RESUBDIVISION AND LOTS 15 AND 16, BLOCK 7, BROADACRES SUBDIVISION, LOCALLY KNOWN AS 5312-5322 JIM HOGG AVENUE, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;

(5) (a) LOTS 1, 2, 3, BLOCK 10, BROADACRES SUBDIVISION, LOCALLY KNOWN AS 1507-1511 HOUSTON STREET AND 5407-5411 JIM HOGG AVENUE, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT;

(b) LOTS 4-8, BROADACRES SUBDIVISION, AND LOTS 9-10, 16-20, BLOCK 10, NORTH LOOP TERRACE RESUBDIVISION, LOCALLY KNOWN AS 5311-5405 JIM HOGG AVENUE AND 5308-5400 JOE SAYERS AVENUE, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;

(6) (a) LOT 1 & SOUTH 59' OF LOT 2, BLOCK 11, NORTH LOOP TERRACE RESUBDIVISION, LOCALLY KNOWN AS 1511 NORTH LOOP BOULEVARD AND 5217-5223 JIM HOGG AVENUE, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT;

(b) LOTS 5 AND 6, BLOCK 11, NORTH LOOP TERRACE RESUBDIVISION, LOCALLY KNOWN AS 1501-1503 NORTH LOOP BOULEVARD AND 5216-5222 JOE SAYERS AVENUE, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT;

ALL OF 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 Nichols moved that the rule be suspended and the ordinance be passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Mayor Akin, Councilmen LaRue, Long, Nichols

Noes: None

Present but not voting: Councilman Janes

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

Ayes: Mayor Akin, Councilmen LaRue, Long, Nichols  
Noes: None  
Present but not voting: Councilman Janes

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

Ayes: Mayor Akin, Councilmen LaRue, Long, Nichols  
Noes: None  
Present but not voting: Councilman Janes

#### SPECIAL ELECTION

Mayor Akin introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 680812-B ENTITLED:  
"AN ORDINANCE ORDERING AN ELECTION TO BE HELD IN THE CITY  
OF AUSTIN ON OCTOBER 19, 1968 SO THAT THE VOTERS OF THE  
CITY MAY APPROVE OR REJECT A PROPOSED FAIR HOUSING  
ORDINANCE OF THE CITY OF AUSTIN ENACTING PROVISIONS  
INCIDENT AND RELATING TO THE PURPOSES OF THIS ORDINANCE;  
AND DECLARING AN EMERGENCY, " WHICH ORDINANCE WAS PASSED  
BY THE CITY COUNCIL ON AUGUST 8, 1968, BY AMENDING SECTION  
4 OF SAID ORDINANCE; AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

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 18.64 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THEODORE BISSEL 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. (Requested by representative for owner) (Por. of Proposed Cherry Creek IV & V)

Councilman Long moved that the ordinance be published in accordance with Article 1, Section 6 of the Charter of the City of Austin and be set for public hearing on October 17, 1968 at 10:30 A.M. The motion, seconded by Councilman LaRue, carried by the following vote:

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

#### ELECTRIC TRANSMISSION LINE EASEMENT

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 Mayor be and he is hereby authorized and directed to enter into an Electric Power Transmission Line Contract on behalf of the City of Austin, with Missouri-Kansas-Texas Railroad Company, for the installation of a three phase, 60 cycle, 138 KV volt line crossing the railroad company's right-of-way approximately 1,385 feet south of Bridge No. U-941.7, in accordance with specifications and standard drawing, and also in accordance with the terms and provisions of a certain license exhibited to the City Council; and,

BE IT FURTHER RESOLVED:

That the City Clerk is hereby directed to file a copy of said Agreement in the permanent records of her office without recordation in the Minutes of the City Council.

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

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

Councilman Long offered the following resolution and moved its adoption:

#### (RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council: therefore,

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

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in GLENHILL ROAD from a point 120 feet west of the west property line of Berkman Drive, easterly 423 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said GLENHILL ROAD.
- (2) A gas main in BERKMAN DRIVE, from Glenhill Road, southerly to a point 150 feet south of the south property line of Coronado Hills Drive; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said BERKMAN DRIVE.
- (3) A gas main in CORONADO HILLS DRIVE, from a point 170 feet west of the west property line of Berkman Drive, easterly 371 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said CORONADO HILLS DRIVE.

Said gas mains described above and Number 1 through 3 shall have a cover of not less than 2½ feet.

be and the same is hereby granted and the Director of Public Works is hereby authorized to issue a permit for the construction of such improvements, said grant and permit to be subject to the following conditions:

- (1) The improvements shall be constructed and maintained in compliance with all ordinances relating thereto.
- (2) The permit shall be issued and accepted subject to all reasonable police, traffic, fire and health regulation as the City of Austin, now existing or hereafter adopted.
- (3) The repair or relocation of any and all utilities in the vicinity necessitated by the laying of these improvements shall be done at the expense of the Southern Union Gas Company of Austin, Texas.
- (4) The Southern Union Gas Company of Austin, Texas, will indemnify and save the City of Austin harmless from any and all claims against said City growing out of or connected with the construction or maintenance of said improvements.
- (5) That all backfill under street surfaces between existing or future proposed curbs and under driveways and alleys, shall be tamped with

mechanical tampers in six (6) inch layers. Each layer shall be compacted to not less than 90 per cent of maximum density as determined by the Standard Method of Test for Compaction and Density of Soils, A.A.S.H.O. Designation T99-49.

(6) The City of Austin may revoke such permit for good cause after notice to the Southern Union Gas Company, in Austin, and hearing thereon, and upon such revocation the owner of such improvements will remove the same and pay all costs and expenses attendant therewith.

#### PLANTER BOXES

Councilman Long moved that the Council approve the request of the Whitley Company to install four planter boxes, six light poles and install pebble-finish concrete with brick pavers at the main entrance to their building located at 301 Brazos Street. The motion, seconded by Councilman LaRue, carried by the following vote:

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

#### CONTRACT - WATER MAIN

Councilman LaRue offered the following resolution and moved its adoption:

#### (RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 30, 1968, for the installation of 651 feet of 6-inch cast iron water main and 526 feet of 8-inch concrete sanitary sewer main in Buell Avenue; and,

WHEREAS, the bid of Ford-Wehmeyer, Incorporated, in the sum of \$ 9,219.70 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Water and Sewer Department 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 bid of Ford-Wehmeyer, Incorporated, in the sum of \$ 9,219.70, 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 Ford-Wehmeyer, Incorporated.

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

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

#### REFUND CONTRACTS

Mayor Akin introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSISTANT TO THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH AUSTEX DEVELOPMENT

COMPANY, LTD., FOR THE APPROPRIATION OF MONEY  
PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT;  
AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSISTANT TO THE CITY  
MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BILL  
MILBURN, FOR THE APPROPRIATION OF MONEY PAID TO THE  
CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING  
AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

## EMPLOYMENT VACANCIES AND TURNOVER

The Council had received a report as to City employment, vacancies and turnover, and discussed it in lengthy detail noting the percentage of vacancies, and percentages of turn-over in departments of equal sizes, applying pay and working conditions, or nature of the work to the turnover in the various departments. The City Manager called attention to the pay scales' being out of date, and contributing to a higher turnover in critical area. He pointed out also there could be a high rate of turnover; yet the majority of employees would be stable and stay on the job. Although a report as this was not available from other cities, the report on employees per thousand stood out very favorably. Councilman Nichols moved that the Council note receipt of the Report. The motion, seconded by Councilman LaRue, carried by the following vote:

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

## PRIVATE SECURITY GUARD

The City Manager, according to the previous hearing, had reviewed further this particular ordinance regarding private security service and guard service, in consultation with the Police Department and the Legal Staff. One section had been revised and two sub-sections added. The six private security businesses have been notified by letter and by telephone that the ordinance in its revised form was being presented to the Council today. The revisions relate to revocation, suspension and reinstatement of license. Subsection 6 was expanded to put in a general prohibition in interfering with normal police services. Councilman Nichols said the Council's serious concern was about armed patrols, and also that the Council was not trying to limit this to exclude a single family that might want protection. The City Attorney, MR. DOREN ESKEW, stated general patrolling would be eliminated, but it would not eliminate special individual patrol service on an individual basis.

MR. NORMAN RYLANDER asked for interpretations of various sections, as to patrolling and rendering service to a customer, advertising and soliciting, using the licensed or bonded "by the City of Austin"; or "licensed and approved by the Austin Police Department". These points were discussed, and were covered in the ordinance, MR. FRANK LATHAM, Texas Security System, had included this phrase in his ad for next year and review it with the Chief of Police. Those already having their letterheads printed could comply with the ordinance after presenting them to the Chief of Police. Mr. Latham brought out "Nightwatchman" was not defined in this ordinance. MR. LESLIE PHARES stated 28 years ago they started with the word "nightwatchman", but changed it to Patrol. It was noted that "Security Guard" would be more professional than "Patrol". Mr. Phares stated there were plenty of Federal and State laws, with severe penalties if one interfered with law enforcement in any way. The way this was interpreted allows them to continue in business and still contract with any individual regardless whether they live in a residential area or commercial area. It does prevent them from doing what may have been abused in the past by referring to the service as a "residential patrol" and referring to the Police Department endorsement. It was pointed out he was rendering a service, not as a patrol, but to an individual. Mr. Phares stated the ordinance as revised permits him to operate basically in the same manner in which he had been for the last 28 years. One exception - their guards had a band or patch with "PATROL". He saw no objection to any portion of the ordinance presented this morning. MR. LLOYD LIGON, Master Burglar Alarm Company, discussed Section 12. The City Attorney stated it had nothing to do with answering inquiries, but with making affirmative advertisement by mail or



promotional material. MR. HORSEFELDS objected to this type of operation. The Ordinance was reviewed Section by Section, and explained to each of those appearing in its interest. Councilman Long moved that it be amended to add "security guard". The motion, seconded by Councilman Janes, carried by the following vote:

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

Mayor Akin introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 43 OF THE AUSTIN  
CITY CODE OF 1954 PERTAINING TO PRIVATE SECURITY  
AND GUARD SERVICE.

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

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

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

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

INVITATION TO COUNCIL

MR. JAMES STRICKLAND, Human Opportunities Corporation, invited the City Council, Mr. Doren Eskew, City Attorney, and Mr. Richard Lilly, Assistant Planning Director, to a meeting on October 8, Thursday night at 8:00 P.M. in Sweetholm Baptist Church, 1725 West 11th.

MR. STRICKLAND reported the Clarksville group had met with the Assistant Planning Director, and Mr. Lilly had discussed the plans' being prepared for this area. Their main questions now concern when the property is going to be acquired, and the particulars concerning acquisition of individual properties. The people are interested in having the information. The Human Opportunities Corporation is interested only in the Clarksville situation now in that there were some bad relations that got started through the Vista volunteers who were responsible for some misinformation being passed on to the Clarksville people. The Human Opportunities Corporation, to protect its own name, set about the process of informing the Clarksville people the best they could about what actually was taking place. As a result the Neighborhood Organization in the Clarksville area was formed. Councilman Long stated the people wanted explained to them the processes of purchasing property and what they could expect -- whether or not they would fall into any program at all for compensation above the usual market value price. This should be evaluated in the meantime. It was decided to meet with this group next Thursday, October 10, at 8:00 P.M.

TRAFFIC PROBLEMS ON 9TH STREET AND SAN JACINTO

MRS. HELEN HARDCASTLE, understanding East 9th Street eventually would be

opened east of Trinity when funds were available, reported difficult and congested traffic around the post office building. She asked the Council and Planning Commission to give consideration to widening that street East of Trinity. The City Manager said they had been in touch with the Church authorities; emphasized that the Council and City staff were conscious of the traffic problem, and the Police Department had been asked to take whatever steps appropriate to correct that problem. It is hoped to open 9th Street on to Interstate 35. The City Attorney explained the Church is setting back to provide full 80' of right of way, the street normally being from 30' to 60' of roadway with sidewalks. The Church building does not cover what was once 9th Street. Mrs. Hardcastle thanked the Council for its information.

The Council recessed for lunch.

#### RECESSED MEETING

2:30 P.M.

At 2:30 P.M. the Council resumed its business.

#### CROSSTOWN UTILITY TUNNEL

The City Manager, Mr. Tinstman, stated MR. VIC SCHMIDT, Director of Water and Wastewater Utilities, would present this possibility and point out the route on a map. The purpose in presenting this to the Council now is to submit a possibility to the Council and seek guidance whether or not this concept should be pursued further, or developed in some other direction. The Director of Water and Wastewater Utilities pointed out the sanitary sewage drainage areas on the map -- Bull Creek drainage area; Dry Creek, Taylor Branch, Johnson Creek, Shoal Creek, Waller, Boggy, on over to Walnut Creek, all draining into the Colorado River. If the sewer lines follow these drainage areas, there will have to be very large outfalls along the north side of the river.

Everytime a new drainage area was extended to the west (Bull Creek and Dry Creek), a tremendous drainage area eventually would have to be brought all the way down to the Govalle Plant. There is no way of following the river bank or getting to the Govalle Plant without lift stations by the dozens. The terrain is such that there would be difficulties. The outfall along the north bank of the Colorado River will continually be enlarged. It becomes extremely difficult and expensive to continue to enlarge with all the development taking place along Town Lake, aside from the fact of tearing up the banks of Town Lake and creating another disturbance down there. There is also the possibility of having pollution of Town Lake by having a lift station failure or power failure.

The idea of an interceptor tunnel at the mouth of Bull Creek, which would intercept all of the drainage area north of Town Lake with a crosstown tunnel which could take the sewage to the new Waller Creek plant rather than the problem of continuing to enlarge the Govalle Plant, which is already tight in space. The 35th Street Tunnel would go, by gravity, from the mouth of Bull Creek to the Waller Creek Plant thus eliminating the lift stations. This would intercept every one of these drainage areas. This would relieve the load on the sewer south of the tunnel and allow for the density increases that are taking place. MR. SCHMIDT explained this was preliminary thinking and expected to be back before the Council in the near future to discuss the feasibility of this.

He pointed out another advantage of a tunnel in that it would not be

necessary to follow street rights of way, or interfere with traffic. The art of tunnel construction has advanced so far at this time that this operation can be down without having anyone knowing they are working. Mr. Schmidt stated there had to be an economic study made to determine if this is more feasible than rebuilding all of these outfalls that would be involved down the river. He did not know how the pollution control would be evaluated, but this would eliminate the problem of lift stations along the banks of the river which could fail and overflow.

The City Manager, Mr. Tinstman, reported in Mr. Schmidt's working recently with consultants on the Shoal Creek line, this tunnel method came up because of the design on Shoal Creek and the overload problem there. Should this be considered further or eventually come into being, that method could have an effect on what they may or may not do on Shoal Creek. Before proceeding on the Shoal Creek line, it might be well to look into this tunneling possibility. Mr. Schmidt said the tunnel would be from 35th to Town Lake.

COUNCILMAN LARUE asked about experience from other cities. The Director of Water and Wastewater Utilities, Mr. Schmidt, stated a "guesstimate" would be \$10,000,000 from Bull Creek to Walnut Creek. What had to be done was to come up with the alternatives. He reported the Water Utility Department wanted to bring this idea before the Council for thought and study; and it was not making a recommendation nor taking any action. The only way this could be justified would be on the matter of economics. There are some aesthetics involved, and how much it is worth to protect Town Lake better than it is now protected. Also there is the possibility of eliminating the overflows. He pointed out the depth of this tunnel would be 125' - 135', and would have no effect on the surface. Other utility trunk lines could be in the tunnel also. Mr. Schmidt stated this matter is well worthwhile exploring. St. Louis went this route but only for a concrete line sewer pipe. Within the past 15 years, the tunnel industry has developed tremendously, with the Federal Government, and the industry is much more feasible than before.

With all of the development taking place along the lower part of the City, the density increases, his department was looking forward to some rather expensive expenditures. The estimate for excavation, the line, and connections would run about \$10,000,000. Once this method is started, the City would be committed to a completely different concept, and he would want experts, not only on the tunnel, but what effects the tunnel would have on the additional costs or reduction of costs. The City Manager stated besides the aesthetics, the tunnel is a gravity all the way, and would affect future operating expenditures in lower pumping costs, moving the waste water from one water shed to another along Town Lake in some sort of capacity. Mr. Schmidt stated there was no question about moving the sewage by gravity all the way.

The City Manager suggested that Mr. Schmidt pursue this further and talk with different consultants and engineers. Councilman Nichols expressed appreciation for his interest in progress in the City and what could be done to improve situations. This is a good step in that direction. Councilman Long stated this was a new concept in this area and should be seriously considered not only for this one purpose but possibly for multiple purposes. The City Manager proposed its exploration for several possibilities. Mayor Akin congratulated Mr. Schmidt on his forward look.

#### AWARD OF CONTRACTS POSTPONED FOR ONE WEEK

The Council deferred action on awarding contracts for the following, as indicated:

GENERAL ELECTRIC COMPANY - For furnishing equipment and maintenance for Neuro-Cardiovascular Surgical Suite (\$ 91,259.00)

Discussion was held on leasing versus purchasing, along with new technology in the equipment, leaving the hospital with obsolete equipment; also to see if the money for leasing this equipment could be applied to the purchase if desirable.

JACKSON TIRE COMPANY - For estimated requirements of Tires and Tubes for approximately 12 months. (\$ 37,891.25)

Discussion was held if the tires bid were first line tires, Councilman LaRue asking for a deferment until next week, as he did not want to be getting the lowest price tire at the expense of efficiency.

#### EXTENSION FOR ONE YEAR FOR PURCHASE OF WATER METERS

The Director of Water and Wastewater Utilities, explained the bidding processes on meters before, stating the City of Austin had meters from four manufacturers and the respective parts. Councilman Janes noted if Rockwell were willing to extend the present contract, it would not bid higher than this. The Council finally decided to put this purchase out on bids.

#### REVISED PERSONNEL SCHEDULE FOR MODEL NEIGHBORHOOD ACTIVITY

The City Manager stated while some of the neighborhood and social concerns were significant, he thought they should not underestimate the importance of the physical environment, adequate planning on physical facilities, whether it be housing, neighborhood parks, utility lines, railroad tracts, or whatever the question might be. This is to some extent the change within the salary and staffing on the physical planning. He was proposing a director with three assistants of approximately equal salaries, one for physical planning and one for social planning, and dropping two neighborhood workers. A director of physical planning with an assistant on the Model Neighborhood Staff would be coordinating the physical planning with the City's Planning Department, Urban Renewal, or any of the other programs, but he would be in the Model Neighborhood Budget. The Social Planning Assistant would be in the Planning Department Budget. The City Manager explained the Director of Physical Planning was being upgraded salary-wise from \$ 7,800 to \$ 12,000, but the \$ 7,800 would remain in the Planning Budget and have a Planning Assistant to work in that department within their budget. The difference of money is being picked up in the Model Neighborhood Budget. Councilman Janes found it hard to justify a social planner in the Planning Department. The City Manager stated there is criticism that planners per se are too much concerned with the physical side with not enough concern with the people side. However, he felt the physical side deserved some more emphasis. After more discussion, Councilman Long moved that the Council approve the schedule outlined by the City Manager as follows:

**"Suggested Budget (Modified)"**

	<u>Old</u>	<u>Monthly</u>	<u>Proposed</u>
Executive Director	\$15,000	\$1,250	\$15,000
Administrative Assistant	9,600	800	9,600
Director of Social Planning	12,000	1,000	12,000
Director of Physical Planning	7,800*	1,000	12,000
Director of Neighborhood Organization	12,200	1,000	12,000
Planning Assistant, Physical	-0-	700	8,400
Planning Assistant, Social	-0-	650	7,800
Neighborhood Worker	4,800	400	4,800
Neighborhood Worker	4,800	400	4,800
Neighborhood Worker	4,800	400	4,800
Neighborhood Worker	4,800	-0-	-0-
Neighborhood Worker	4,800	-0-	-0-
Senior Secretary	5,100	425	5,100
Junior Secretary	4,500	375	4,500
Total Personnel			\$ 100,800
Fringe Benefits			10,080
Total			\$ 110,880

\*included in City Planning Department Budget "

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

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

Councilman Janes made the following statement regarding his vote:

"I vote 'aye' for the adoption of the schedule  
but that does not mean I approve of the Model  
Cities Program."

**MONTOPOLIS COMMUNITY ACTION GROUP MEETING**

COUNCILMAN LONG reported that on Tuesday night she had met with the Montopolis Community Action Group and brought up some questions she wanted answered for this group.

Paving - Petitions had been furnished but the majority had not been returned.

PONCA STREET petition had its 51% signatures, but is not on the paving list. It was brought out, as she had advised the group, that PONCA needed right of way.

MONTOPOLIS - is scheduled to be paved this year, omitting a portion. FATHER UNDERWOOD had proposed paving in the vicinity of their property, and had petitions and right of way to connect with Riverside Drive. The Director of Public Works reported this petition had the 51% property owner approval, and they were to provide right of way from Club Terrace to Riverside Drive. The small strip left unpaved needs right of way to be acquired.

MANCHACA  
ROAD

The Public Works reported the County acquired the right of way from Ben White Boulevard to Mathews Drive. Some right of way had been acquired when the new subdivisions came in and others had been obtained by the City. The City Manager stated Manchaca Road had right of way problems.

COUNCILMAN LONG inquired if, through the Model City and Urban Renewal Programs, the City could do some paving and get credit later. The City Manager stated in the Model City's, it would depend on what the people in the area and the City were able to accomplish during the planning period. Paving would proceed with the Catholic Church project. It was felt this paving should connect south of the river or north on up to the bridge, and the property owners should be contacted and more cooperation received; petitions should be signed and the right of way south obtained. Councilman Long stated the people had not been well informed; that even after they furnished the petitions, other things may have to be done before the paving--widening of streets, storm sewers, etc. The City Manager explained that when there were several other locations where property owners petitioned for paving and were ready to dedicate their part of right of way if necessary, the paving is done, and it does tend to put these others in a lower priority. Councilman Long stated that this group was organized and wanted to bring their area up. They need technical knowledge on how to get these easements. It was explained the individual obtaining the petition was asked to inform the petitioners that right of way would be needed. The City does not have the personnel to seek out these dedications of rights of way from paving petitions. Councilman Long urged the paving of Ponca.

SANITARY  
FILLS

These fills back up to the properties and the people claim they are left open overnight sometimes. There is only one worker who cannot keep the fill covered.

RATS

There are rats running all over the neighborhood; and even though they poison and try to get rid of the rats they cannot when they are breeding in

the sanitary fill. It was stated this fill would not be there but about 2 1/2 more years. Discussion was held on others dumping at this fill during the night; and it would need to be fenced. The Director of Public Works stated the City could go to the rear of the Steiner tract for dumping, a seven mile run as to a 2 1/2 mile distance for this present fill.

**SUBSTANDARD STRUCTURE** - This house has been condemned for over three years and nothing had been done except the posting. The Real Estate Board is in the area improving some of the houses. She suggested making a contract with the people in the area, clear the lots, clean them, and keep the good lumber to repair the houses. The City could clear off the debris.

These were the reports from the people in the neighborhood, and when they make these reports and requests, she stated the City should help them in following up. Councilman Long asked that the Director of Public Works check with Mr. Darby on the conditions, and also see what the problems are about the petitions that are out; and also work with the Real Estate Board, University, and others in the clean-up project.

**PRIVATE CLUB CONTROVERSY  
ZONING TEXT AMENDMENT SET FOR HEARING**

The City Manager reported he had met with a group of the residents on Bowman Drive as to the status of the private club. He had the text of the amendment to the zoning ordinance in general terms. Part of the concern was about a possible 90 limitation on the Council's receiving a report from the Planning Commission; however, the administration does not feel that is applicable to their situation. Councilman LaRue moved that the Council set this zoning text amendment for 10:30 A.M., October 24th. The motion, seconded by Councilman Nichols, carried by the following vote:

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

**HUMAN OPPORTUNITIES CORPORATION**

MR. BILL HILGERS had contacted the City Manager stating he was meeting with the Human Opportunities Corporation, citizens from various neighborhoods on City programs, projects and activities, and that he had thought probably to fill the communications gap, it would be well to have the City Council and certain staff members meet jointly with the Human Opportunities Corporation. The residents would be advised and would be present. It was brought out that the VISTA program is a source of misinformation. Councilman LaRue moved that the Council authorize the City Manager to negotiate a meeting at 8:00 P.M., October 14, at the Oak Springs Library with the Human Opportunities Corporation Board and residents. The motion, seconded by Councilman Janes, carried by the following vote:

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

## ELECTRIC CODE REVISION

COUNCILMAN LONG suggested bringing the Electric Code up to date. Councilman Janes stated MR. WELDON LAMB had advised him the journeymen are not represented on the Board. The City Manager was to check on the status of the revision.

## POLLING PLACES

The City Attorney, Mr. Doren Eskew, had a report on the Polling Places to be used in November. He listed the changes of the polling places:

## General Election, November 1968

Precinct 242	Burnet Junior High School
233	Trinity Lutheran Church
237	Murchison Jr. High School
	(instead of Highland Park Baptist Church)
227	University Methodist Church

Mayor Akin introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 680812-B ENTITLED "AN ORDINANCE ORDERING AN ELECTION TO BE HELD IN THE CITY OF AUSTIN ON OCTOBER 19, 1968 SO THAT THE VOTERS OF THE CITY MAY APPROVE OR REJECT A PROPOSED FAIR HOUSING ORDINANCE OF THE CITY OF AUSTIN ENACTING PROVISIONS INCIDENT AND RELATING TO THE PURPOSES OF THIS ORDINANCE; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL ON AUGUST 8, 1968, BY AMENDING SECTION 4 OF SAID ORDINANCE; AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.



ACQUISITION OF PROPERTY FOR MO PAC RIGHT OF WAY

Councilman Janes moved that the Council acquire the property at 1406-1408 Newfield Lane for \$22,750, for right of way for Missouri Pacific Boulevard. The motion, seconded by Councilman Long, carried by the following vote:

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

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Councilman Nichols had looked at the property at 1901 Waterston due to the appraisals placed on it. One man showed him a house he was going to buy at \$3,700 in the same area. This property was well priced. It is a substandard lot in a substandard neighborhood.

Councilman Janes moved that the Council acquire the property at 1901 Waterston for \$5,700, for right of way for Missouri Pacific Boulevard. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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Councilman Nichols moved that the Council acquire the property at 1710 Newfield Lane for \$11,750, for right of way for Missouri Pacific Boulevard. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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Councilman Nichols moved that the Council acquire the property at 820 Essex for \$7,125, for right of way for Missouri Pacific Boulevard. The motion, seconded by Councilman LaRue, carried by the following vote:

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

\* Councilman Long voted against this motion as the price was too low.

ACQUISITION OF PROPERTY FOR MO PAC AND WEST 29TH STREET

The Council deferred action on the following properties for Missouri Pacific Boulevard right of way and West 29th Street:

1011-13-15 Winsted Lane  
801 West 29th Street

The Council was to have an Executive Session.

Councilman Long moved that the Council adjourn. The motion, seconded by Councilman LaRue, carried by the following vote:

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

The Council meeting adjourned at 7:30 P.M.

APPROVED

Harry Akin  
Mayor

ATTEST:

Grace Monroe  
City Clerk