

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 3, 1969
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 ALBERT JESSE, St. Paul's Lutheran Church.

RECOGNITION OF NAVAL RESERVE OFFICERS

Lt. Robert Woodman was introduced to the Council by Mayor Akin. He, in turn, introduced Captain Roy Lovelady and Commander H.A. Henry, both Naval Reserve officers. Lt. Woodman commended the Austin men who had fought in Viet Nam and then introduced Reservist Lt. Commander George Sears, who invited the members of the Council to a party at the Balcones Country Club.

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Mobile Construction Battalion 22 of the United States Naval Reserve was called to active duty in May of 1968; and,

WHEREAS, Mobile Construction Battalion 22 served in the battle areas of the Republic of Viet Nam and members from the Austin area distinguished themselves as outstanding members of the military service and,

WHEREAS, these members are a source of great pride to Austin because of their selfless dedication to duty that caused them to devote themselves to serving their country, often in the face of great personal hardship; Now, Therefore,

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

That we hereby express our appreciation to these patriotic citizens for a job well done.

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

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

JOHNNY JOHNSON ON THE HEALTH OF THE COMMUNITY

Mr. Johnny Johnson appeared before the Council to protest several examples of alleged water pollution in area lakes. He and the Mayor discussed the possibility that his presentation advocated a platform plank and that he was advancing a political approach. Mr. Johnson denied this.

RECESSED HEARING

Mayor Akin announced that a hearing was scheduled for 10:30 A.M. Councilman LaRue moved the Council open and recess the hearing. The motion, seconded by Councilman Nichols, carried by the following vote:

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

CONTINUATION OF JOHNSON HEARING

Mr. Johnson brought up the question of whether raw sewage or effluent was being dumped in to City water by the Austin Transit Company and the Govalle Plant. Councilwoman Long and City Manager Robert Tinstman stated that they intended to investigate the allegations.

PRESENTATION FROM DOWNTOWN OPTIMIST CLUB

City Manager Tinstman introduced Mr. Jess Manfield, President of the Downtown Optimist Club. Mr. Manfield pledged continuing dedication to the community and state, on the 50th anniversary of the Downtown Optimist Club.

RECEIPT OF 1968 INVENTORY OF TRAFFIC CONTROL DEVICES

Councilwoman Long moved the Council accept the report of the 1968 Inventory of Traffic Control Devices. The motion, seconded by Councilman Janes, carried by the following vote:

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

PUBLIC HEARING - PROPOSED SIDEWALK DEVELOPMENT POLICY

Mayor Akin opened the recessed hearing on the proposed sidewalk development policy.

Mr. Don West, President of Home Builders, appeared before the Council to say that he felt most subdividers and home owners in those areas are in favor of sidewalks, but that the cost of the sidewalks will considerably raise the construction costs, especially in the low-cost housing subdivision. He also pointed out that subdividers need flexibility in what they can do, one example being whether or not to build sidewalks at the curb or recessed seven feet.

Mrs. Margret Hofman spoke in favor of more sidewalks around schools in the City. She presented to the Council a San Antonio project for building sidewalks on school property. Who would be paying for these sidewalks in Austin was also discussed.

Mr. Stuart Norris appeared before the Council to state that he was in favor of putting in sidewalks and that he felt the cost to the homeowner or builder should be spread over many years to make the sidewalks possible. He considered sidewalks to be a part of public safety.

Mr. Herb Mendieta, with the Cunningham PTA, stressed the need to get on with the project, especially on Manchaca Road. He is in favor of sidewalks set back from the curb.

Mr. Thomas J. Shefelman appeared before the Council to express what he considered to be the urgency of the sidewalk situation.

Mr. Jesse Mitchell asked for better traffic control during school hours on Guadalupe Street and Airport Boulevard, saying this would do more to protect school children than sidewalks.

Mr. Ken Zimmerman, with the Austin Association of Home Builders, requested that time and consideration be put into drawing up the ordinance before the Council.

Mr. Phillip Perry brought up the question of sidewalk maintenance and was told by the Council that this is already covered by ordinances.

Mr. Buford Stuart stated that sidewalks should be compulsory in new subdivisions and that he would provide them in all of his future plans.

Mr. Paul Hardy of the Pringle Company said he was willing to go along with the proposed ordinance.

Mrs. Carl Burnet presented petitions to the Council asking for a plan which would assess the property owners in school areas 40% of the cost of building sidewalks, with PTA groups raising money to reimburse the owners.

After further discussion among the Council and City Manager Tinstman, the Council recessed the hearing until 2:30 P.M.

RECESSED MEETING

2:30 P.M.

Mayor Akin called the afternoon session to order.

The Council then resumed the recessed hearing on the proposed sidewalk development policy. Following a brief discussion as to the content of the proposed sidewalk ordinance, Councilwoman Long moved the Council instruct the City Manager to draw up an ordinance with flexibility and the right of appeal written in to it. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Councilwoman Long moved the City Council go on record in favor of sidewalks in both old and new areas, and that it ask the City Manager to bring to it a specific recommendation on construction. The motion, seconded by Councilman LaRue, carried by the following vote:

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

PUBLIC HEARING - ANNEXATION ORDINANCE

Mayor Akin opened the public hearing scheduled for this time on the following annexation ordinance. No one appeared to participate. Councilwoman Long moved the Council close the hearing on the following annexation:

17.04 acres of land out of the John Applegate Survey
proposed Northcape, Section Two (requested by representative for owner)

The motion, seconded by Councilman LaRue, 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 17.04 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPELEGATE 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 Councilwoman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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

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

ZONING HEARINGS

ZONING GRANTED

IVY L. KILPATRICK
By Bob Porterfield

505 Swanee Drive

From "A" Residence
To "B" Residence
NOT Recommended by
Planning Commission

Councilman Janes moved the Council grant the change from "A" Residence to "BB" Residence, subject to right of way. 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 change had been granted to "BB" Residence, subject to right of way, and instructed the City Attorney to draw the necessary ordinance to cover.

ZONING WITHDRAWN

SHARON ANDERSON &
FRANCES M. BLAKEMORE
By Fancher Archer

4205-4207 Duval St.
501-503 Park Blvd.

From "B" Residence
To "O" Office
NOT Recommended by
the Planning Commission

Director of Planning Dick Lilly recommended that the applicant be allowed to withdraw her request in order that she could apply for the special permit for a museum. Councilman Janes moved the Council allow the applicant to withdraw her request. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: None
Present But Not Voting: Councilwoman Long

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

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

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

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

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

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 ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

TRACT 1: LOTS 8-17, BLOCK A, SOUTHERN OAKS, SECTION 7, LOCALLY KNOWN AS 2611-2629 JONES ROAD, 5101-5105 WEST GATE BOULEVARD, AND 5100-5104 TAHOE TRAIL. LOTS 1-3, BLOCK B SOUTHERN OAKS, SECTION 7, LOCALLY KNOWN AS 2605-2609 JONES ROAD AND 5101-5105 TAHOE TRAIL, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT;

TRACT 2: LOTS 1-7, BLOCK A, SOUTHERN OAKS, SECTION 7, LOCALLY KNOWN AS 5201-5203 WEST GATE BOULEVARD AND 5200-5220 TAHOE TRAIL, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; AND

TRACT 3: LOTS 4-23, BLOCK B, SOUTHERN OAKS, SECTION 7, LOCALLY KNOWN AS 5201-5221 TAHOE TRAIL, 5205-5209 WEST GATE BOULEVARD AND 2604-2620 EKTOM DRIVE, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA 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 LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Mayor Akin
Noes: None
Present but Not Voting: Councilman Nichols

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 Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Mayor Akin
Noes: None
Present but Not Voting: Councilman Nichols

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

Ayes: Councilmen Janes, LaRue, Long, Mayor Akin
Noes: None
Present but Not Voting: Councilman Nichols

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 ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

- (1) LOTS 11-14 OF THE OAKLAND SQUARE SUBDIVISION, LOCALLY KNOWN AS 103-111 WEST 38 1/2 STREET, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;
- (2) LOT 2 (SAVE AND EXCEPT THE EAST 25 FEET OF LOT 2) OF ALLANDALE NORTH SECTION 5, LOCALLY KNOWN AS 8111-8205 AND 8215-8217 BURNET ROAD AND 2306-2314 TEAKWOOD DRIVE, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT AND "GR" GENERAL RETAIL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL DISTRICT AND SIXTH HEIGHT AND AREA DISTRICT;
- (3) A 20,000 SQUARE FOOT PARCEL OF LAND, LOCALLY KNOWN AS 1504-1506 WEST 6TH STREET, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT;
- (4) A 35,417 SQUARE FOOT PARCEL OF LAND, LOCALLY KNOWN AS 701-703 BARTON SPRINGS ROAD AND THE REAR OF 617-619 BARTON SPRINGS ROAD, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; AND

(5) A 5 ACRE TRACT OF LAND, LOCALLY KNOWN AS 311-501 WONSLEY DRIVE, 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 passed to its second reading. The motion, seconded by Councilman LaRue, carried by the following vote:

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

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

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

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

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 0.02 OF ONE ACRE OF LAND, SAME BEING TWO (2) TRACTS OF LAND OUT OF THE GEORGE W. DAVIS SURVEY; 0.69 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NO. 18; 1.08 ACRES OF LAND BEING OUT OF AND A PART OF THE WILLIAM CANNON LEAGUE; 56.54 ACRES OF LAND, SAME BEING TWO (2) TRACTS OF LAND OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT; 13.82 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPELGAIT SURVEY; 65.96 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY; 10.42 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY; AND 139.09 ACRES OF LAND, SAME BEING THREE (3) TRACTS OF LAND OUT OF AND A PART OF THE ISAAC DECKER AND WILLIAM CANNON LEAGUES; ALL OF THE ABOVE LAND 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.

Councilwoman Long 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 April 17, 1969 at 10:30 A.M. The motion, seconded by Councilman LaRue, carried by the following vote:

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

ANNEXATION ITEM WITHDRAWN

The following property scheduled for annexation on April 17, 1969 at 10:30 A.M. was withdrawn at the applicant's request:

32.77 acres of land out of the John Applegait Survey unplatted land

RIGHT OF WAY 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 9.95 ACRES OF LAND, SAME BEING TWO (2) TRACTS OF LAND OUT OF AND A PART OF THE ISAAC DECKER LEAGUE AND WILLIAM CANNON LEAGUE, THE TRACT OF LAND HEREINAFTER DESCRIBED AS NUMBER ONE CONTAINING 6.97 ACRES OF LAND, AND THE TRACT OF LAND HEREINAFTER DESCRIBED AS NUMBER TWO CONTAINING 2.98 ACRES OF LAND, AND 10.26 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER AND WILLIAM CANNON LEAGUES; ALL OF THE ABOVE LAND 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.

Councilwoman Long 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 April 17, 1969 at 10:30 A.M. The motion, seconded by Councilman LaRue, carried by the following vote:

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

RELEASE OF EASEMENTS

Councilwoman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for sanitary sewer purposes in a deed of record in Volume 407 at Page 70 of the Deed Records of Travis County, Texas; said easement being in, upon and across that certain tract of land out of Outlot 5, Division A, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of 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 portion of said easement; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easement is 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 Assistant to the City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portion of said sanitary sewer easement, to-wit:

A strip of land out of and a part of that certain tract of land out of Outlot 5, Division A, of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas; the centerline of said strip of land being more particularly described as follows:

BEING a line fifteen (15.00) feet west of and parallel to the east line of said certain tract of land described in a deed dated May 18, 1916, of record in Volume 285 at Page 328 of the Deed Records of Travis County, Texas.

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

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

Councilwoman Long offered the following resolution and moved its adoption:

(RESOLUTION)

April 3, 1969

CITY OF AUSTIN, TEXAS

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon and across a part of Lot 1-C, Chevy Chase Center Apartments, a subdivision in the City of Austin, Travis County, Texas, of record in Book 45 at page 5 of the Plat Records of Travis County, Texas; said easement also being shown on map or plat of Chevy Chase Center/Austin, a subdivision in the City of Austin, Travis County, Texas, of record in Book 43 at page 32 of the Plat 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 portion of said easement; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easement is 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 Assistant to the City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portion of said public utilities easement, to-wit:

Three (3) strips of land, same being out of and a part of Lot 1-C, Chevy Chase Center Apartments, a subdivision in the City of Austin, Travis County, Texas, of record in Book 45, at page 5 of the Plat Records of Travis County, Texas; the strip of land hereinafter described as Number One being seven and one-half (7.50) feet in width and the strips of land hereinafter described as Number Two and Number Three being two and one-half (2.50) feet in width; the center-line of each of the said three (3) strips of land being more particularly described as follows:

NUMBER ONE, BEGINNING at the intersection of a line seven and one-half (7.50) feet west of and parallel to the most westerly east line of said Lot 1-C, Chevy Chase Center Apartments, and a line 3.75 feet north of and parallel to the most easterly south line of said Lot 1-C, which point of beginning is in the west line of an existing public utilities easement and from which point of beginning an iron pipe at an interior ell corner of said Lot 1-C bears S 33° 09' E 8.42 feet;

THENCE, with the said line 3.75 feet north of and parallel to the most easterly south line of Lot 1-C, and its westerly prolongation, N 59° 36' W 561.96 ft. to point of termination in the east line of another existing public utilities easement seven and one-half (7.50) feet in width, from which point of termination an iron pipe at the northwest corner of said Lot 1-C bears N 86° 17' W 8.35 feet and N 29° 50' E 554.97 feet.

NUMBER TWO, BEGINNING at the intersection of the west line of an existing drainage easement ten (10.00) feet in width and a line 6.25 feet north of and parallel to the most easterly south line of said Lot 1-C;

THENCE, with the said line 6.25 feet north of and parallel to the most easterly south line of Lot 1-C, N 59° 36' W to a point in a line 6.25 feet west

of and parallel to the most southerly east line of said Lot 1-C;

THENCE, with the said line 6.25 feet west of and parallel to the most southerly east line of Lot 1-C, S 29° 50' W to a point in a line 6.25 feet north of and parallel to the most southerly south line of said Lot 1-C;

THENCE, with the said line 6.25 feet north of and parallel to the most southerly south line of Lot 1-C, N 59° 36' W to a point in a line 6.25 feet east of and parallel to the west line of said Lot 1-C;

THENCE, with the said line 6.25 feet east of and parallel to the west line of Lot 1-C, N 29° 50' E to a point in a line 6.25 feet south of and parallel to the north line of said Lot 1-C;

THENCE, with the said line 6.25 feet south of and parallel to the north line of Lot 1-C, S 36° 33' E to point of termination in the curving south line of Chevy Chase Drive.

NUMBER THREE, BEGINNING at the intersection of the north line of the aforesaid existing drainage easement ten (10.00) feet in width and a line 6.25 feet west of and parallel to the most easterly east line of said Lot 1-C;

THENCE, with the said line 6.25 feet west of and parallel to the most easterly east line of Lot 1-C, N 35° 24' E to a point in a line 6.25 feet south of and parallel to the north line of said Lot 1-C;

THENCE, with the said line 6.25 feet south of and parallel to the north line of Lot 1-C, N 36° 33' W to point of termination in the curving south line of Chevy Chase Drive.

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

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

TEMPORARY STREET NAME CHANGES

Councilman LaRue moved the Council authorize temporary street name changes for the following streets for Round-Up Week:

- (1) Guadalupe Street from 19th Street to 21st Street to Tumblewood Trail
- (2) 21st Street from Red River to San Antonio to Judge Roy Bean Street
- (3) 22nd Street from Guadalupe to San Antonio to Lilly of the West Trail
- (4) 23rd Street from Guadalupe to San Antonio to Pecos Road
- (5) 24th Street from Guadalupe to San Antonio to La Grange Range

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

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

CONTRACT AWARDED

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 25, 1969, for the construction of Hancock Drive Overpass and appurtenances over the Missouri-Pacific main line tracks at Hancock Drive, Contract No. 68-C-6; and,

WHEREAS, the bid of Larson-Pugh, Inc. in the sum of \$487,311.54, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Public Works and by the City Manager; Now, Therefore,

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

That the bid of Larson-Pugh, Inc. in the sum of \$487,311.54, 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 Larson-Pugh, Inc.

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

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

PUBLIC RIGHT OF WAY SPACE FOR UTILITIES

Councilman Nichols 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 SHOAL CREEK BOULEVARD, from a point 1308 north of the north property line of Steck Avenue, northerly 2161 feet; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said SHOAL CREEK BOULEVARD.
- (2) A gas main in CROSSCREEK DRIVE, from Shoal Creek Boulevard, easterly 167 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said CROSSCREEK DRIVE.
- (3) A gas main in ASHDALE DRIVE, from the point of intersection of a line 126 feet east of the east property line of Pinedale Cove, and 4.5 feet south of the north property line of said ASHDALE DRIVE, to the point of intersection of a line 369 feet east of the east property line of said Pinedale Cove, and 6.5 feet south of the north property line of said ASHDALE DRIVE.
- (4) A gas main in EAST 3RD STREET, from the point of intersection of a line on the southerly prolongation of the east property line of San Marcos Street and 8 feet south of the north property line of said EAST 3RD STREET, to the point of intersection of a line 46 feet east of the east property line of Medina Street and 7.5 feet south of the north property line of said EAST 3RD STREET.
- (5) A gas main in PECOS STREET, from a point 6 feet south of the north property line of Warren Street, southerly 241 feet; the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said PECOS STREET.
- (6) A gas main in WARREN STREET, from a point 7.5 feet west of the east property line of Pecos Street, westerly 135 feet; the centerline of which gas main shall be 6 feet south of and parallel to the north property line of said WARREN STREET.
- (7) A gas main in HIGHLAND COURT, from Valley Oak Drive, easterly 238 feet; the centerline of which gas main shall be 6 feet north of and parallel to the south property line of said HIGHLAND COURT.
- (8) A gas main in JACK COOK DRIVE, from Vioitha Drive, easterly 336 feet; the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said JACK COOK DRIVE.
- (9) A gas main in VIOITHA DRIVE, from Jack Cook Drive, northerly 320 feet; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said VIOITHA DRIVE.

- (10) A gas main in VIOITHA DRIVE, from the point of intersection of a line 317.5 feet north of the north property line of Jack Cook Drive and 6.5 feet west of the east property line of said VIOITHA DRIVE, to the point of intersection of a line 380.5 feet north of the north property line of said Jack Cook Drive and 14 feet west of and parallel to the east property line of said VIOITHA DRIVE.
- (11) A gas main in QUAIL WOOD DRIVE, from Quail Park Drive, northerly 435 feet; the centerline of which gas main shall be 15 feet west of and parallel to the east property line of said QUAIL WOOD DRIVE.
- (12) A gas main in QUAIL HILL CIRCLE, from Quail Park Drive, northerly 208 feet; the centerline of which gas main shall be 15 feet west of and parallel to the east property line of said QUAIL HILL CIRCLE.
- (13) A gas main in QUAIL ROCK CIRCLE, from Quail Park Drive, northerly 215 feet; the centerline of which gas main shall be 15 feet west of and parallel to the east property line of said QUAIL ROCK CIRCLE.
- (14) A gas main in QUAIL PARK DRIVE, from a point 122 feet west of the west property line of Quail Wood Drive, easterly 1191 feet; the centerline of which gas main shall be 15 feet south of and parallel to the north property line of said QUAIL PARK DRIVE.
- (15) A gas main in COLLINFIELD DRIVE, from a point 135 feet north of the north property line of Little Elm Park, northerly 219 feet; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said COLLINFIELD DRIVE.
- (16) A gas main in COLLINFIELD DRIVE, from a point 354 feet north of the north property line of Little Elm Park, northerly 460 feet; the centerline of which gas main shall be 15 feet west of and parallel to the east property line of said COLLINFIELD DRIVE.
- (17) A gas main in SOUTH CENTER STREET, from a point 166 feet east of the east property line of Birch Street, easterly 238 feet; the centerline of which gas main shall be 10 feet south of and parallel to the north property line of said SOUTH CENTER STREET.
- (18) A gas main in METCALFE ROAD, from a point 106 feet west of the west property line of Catalina Drive, westerly 170 feet; the centerline of which gas main shall be 13 feet south of and parallel to the north property line of said METCALFE ROAD.

Said gas mains described above and Number 1 through 18 shall have a cover of not less than 2 1/2 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.

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

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

Noes: None

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its underground telephone concrete duct lines 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 Southwestern Bell Telephone Company be and the same is hereby permitted to lay and construct its underground telephone concrete duct lines in and upon the following streets:

- (1) An underground telephone concrete duct line in ST. JOHNS AVENUE from North Lamar Boulevard easterly 505 feet; the centerline of said underground concrete duct line shall be 12.00 feet north of and parallel to the centerline of said ST. JOHN'S AVENUE.
- (2) An underground telephone concrete duct line in ST. JOHN'S AVENUE from a point 12.00 feet north of the centerline of St. John's Avenue and 505 feet east of the east line of North Lamar Boulevard to a point 10.00 feet north of the centerline of St. John's Avenue and 68.00 feet west of the west line of Marcell Street.
- (3) An underground telephone concrete duct line in ST. JOHN'S AVENUE from a point 68.00 feet west of the west line of Marcell Street to 22.00 feet east of the east line of Marcell Street; the centerline of said underground concrete duct line shall be 10.00 feet north of and parallel to the centerline of said ST. JOHN'S AVENUE.
- (4) An underground telephone concrete duct line in ST. JOHN'S AVENUE from a point 10.00 feet north of the centerline of St. John's Avenue and 22.00 feet east of the east line of Marcell Street to a point 12.00 feet north of the centerline of ST. JOHN'S AVENUE and 170.00 feet west of the west line of Guadalupe Street
- (5) An underground telephone concrete duct line in ST. JOHN'S AVENUE from a point 170.00 feet west of the west line of Guadalupe Street to North Interregional Highway; the centerline of said underground concrete duct line shall be 12.00 feet north of and parallel to the centerline of said ST. JOHN'S AVENUE.

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 Southwestern Bell Telephone Company of Austin, Texas.

(4) The Southwestern Bell Telephone 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 open ditch shall be back filled and street repairs shall be made continually throughout the construction of this improvement so that the distance of unsurfaced pavement cut shall never be greater than 350 feet behind the open cut.

(7) The City of Austin may revoke such permit for good cause after notice to the Southwestern Bell Telephone 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.

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

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

Noes: None

LAND ACQUISITION CONTINUED

The Council decided to continue the consideration of the acquisition of property at 1111 East 51st Street, which may involve eminent domain proceedings as necessary. This question will be brought up at the next Council meeting, April 10, 1969.

CONTRACTS AWARDED

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 24, 1969, for Eleven (11) window air condition units and Twenty-seven (27) window air condition units for various Fire Stations; and,

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WHEREAS, the bid of G.M. Bettis, Incorporated, in the sum of \$1,835.54 for eleven (11) window air condition units; and, the bid of Thermal Supply in the sum of \$5,215.74 for twenty-seven (27) window air condition units, were the lowest and best bids therefor and the acceptance of such bids has been recommended by the Purchasing Agent 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 G.M. Bettis, Incorporated, in the sum of \$1,835.54, and the bid of Thermal Supply in the sum of \$5,215.74, 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 G.M. Bettis, Incorporated and Thermal Supply.

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

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

Noes: None

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 21, 1969, for the purchase of one (1) each 1500 gallon Aircraft Fire Fighting Truck, to be used at the Municipal Airport; and,

WHEREAS, the bid of Yankee Walter Corporation, in the sum of \$66,709.58, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Purchasing Agent 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 Yankee Walter Corporation, in the sum of \$66,709.58, 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 Yankee Walter Corporation.

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

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

Noes: None

SALE OF STRUCTURES

Councilwoman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 31, 1969 for the sale of eleven (11) houses that Urban Renewal had turned over to the City for

disposal; and,

WHEREAS, the bid of M.K. Kouri in the sum of \$401.87 for the house located at 2405 East 12th Street; the bid of A.M. DeBerry in the sum of \$1,606.00 for the house located at 1180(F) Graham; the bid of Tom A. Hill in the sum of \$32.00 for the house located at 1101 Nile; the bid of DeWayne Brown in the sum of \$65.00 for the house located at 2903 Kuhlman; the bid of T.E. Wiley Co. in the sum of \$1,260.00 for the house located at 1186-A Graham; the bids of August Heyer in the sum of \$36.00 for the house located at 1002 Midway and in the sum of \$21.10 for the house located at 1161 Singleton; and the bids of Booker T. Moore in the sum of \$800.00 for the house located at 1190 Graham, in the sum of \$605.00 for the house located at 3104 Hargrave, in the sum of \$140.00 for the house located at 2901 Conway and in the sum of \$111.00 for the house located at 3005 Conway, 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 M.K. Kouri, A.M. DeBerry, Tom A. Hill, DeWayne Brown, T.E. Wiley Co., August Heyer and Booker T. Moore, 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

REFUND CONTRACTS

Mayor Akin introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSISTANT TO THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH NORTH ACRES CORPORATION, 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 Councilwoman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

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

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

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

The ordinance was read the third time and Councilwoman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Janes, 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.

Mayor Akin introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSISTANT TO THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH AIR CONDITIONING INCORPORATED PIKE H. DOBBINS, PRESIDENT, 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 Councilwoman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

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

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

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

The ordinance was read the third time and Councilwoman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Janes, 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.

MRS. CAROL FOWLER COMMENDED

Mr. Tinstman asked the Council to recognize Mrs. Carol Fowler on her last official day of City Council coverage. Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, all levels of government are greatly indebted to the public service performed by the news media, and the reporting of its activities in an era of ever increasing public awareness and participation in the business of government; and,

WHEREAS, the quality and fidelity of such reporting must be dependent upon the unbiased and intelligent treatment of the individual journalist who must evaluate, weigh and finally submit to the public a report on which the public must often rely exclusively for its impressions and opinions as to the operation of government; and,

WHEREAS, Carol McMurtrey Fowler has during her tenure as a reporter displayed those qualities and traits which have distinguished and made her work a service to the public rather than simply a job to be done; and,

WHEREAS, said Carol McMurtrey Fowler is leaving the area of newspaper reporting to employ her abilities for accurate and intelligent writing in another area of endeavor. Now, Therefore,

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

That the gratitude of the people of Austin for her quality of reporting to employ her quality of reporting be and same is hereby officially expressed to Carol McMurtrey Fowler as she begins a new phase in her career, and be it further resolved by the City Council of the City of Austin that a copy of this resolution be delivered to the said Carol McMurtrey Fowler, that she might have tangible evidence of the regard and respect which she has earned as a reporter at the City Hall during her career.

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

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

CITIZEN APPEARS

Mr. Jerry McCremmen appeared before the Council to ask if a special sticker could be made for the cars of repairmen who are double parked or in a loading zone while doing a job. He was advised that the Council would not take action on his problem because he was involved in a service, not simply loading or unloading. They did not want to make an exception in his case.

LETTER FROM NORTHWEST CIVIC ASSOCIATION

Mayor Akin read a letter from Mrs. Charles Beishtler, President of the Northwest Civic Association, asking for a restudy and rehearing on the undeveloped

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part of the Bradfield-Cummings proposed shopping center. The Council discussed the request and decided to relay to Mrs. Beishtler the information that permits had already been issued under the existing zoning. Therefore, the Council felt that the zoning would stand as it was.

ADJOURNMENT

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

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

The Council then adjourned.

APPROVED: _____

Mayor

ATTEST: _____
Asst. City Clerk