

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 27, 1968  
9:00 A.M.

COUNCIL CHAMBER, CITY HALL

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The meeting was called to order with Mayor Akin presiding.

Roll Call:

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

The Invocation was delivered by CITY MANAGER TINSTMAN.

FAIR HOUSING RESOLUTION

Mr. Tom Black, Chairman of the Human Relations Commission, appeared before the Council and read the following resolution passed by the Human Relations Commission:

Whereas the opponents of the Fair Housing Ordinance have alleged that the Ordinance has numerous procedural and administrative deficiencies, and whereas the opponents of the Fair Housing Ordinance have alleged that the timing with which it was presented and passed gave no time for public discussion and consideration of such procedural and administrative deficiencies, and whereas the Human Relations Commission is dedicated to the passage of a Fair Housing Ordinance which will embody the policy of the City of Austin and the nation, and whereas the Human Relations Commission is also desirous of promoting the fullest possible public confidence in such Fair Housing Ordinance. Therefore, be it resolved as follows:

1. That the Human Relations Commission immediately begin public hearings to allow members of the public to bring to the Commission's attention any and all procedural and administrative deficiencies which may exist in the present ordinance; and

2. That the Human Relations Commission report to the City Council on or before July 18, 1968, concerning any amendments which it determines after such public hearing may improve the present Ordinance; and

3. That if it deems necessary the City Council may then hold hearings on its own concerning such suggestions or any other procedural or administrative deficiencies the public may bring to the Council's attention; and

4. That the City Council be urged by the Human Relations Commission not to take any action on the pending referendum until the Commission and Council have conducted such hearings; and

5. That the scope of said hearings be limited to procedural and administrative provisions of the Ordinance and also to the question as to whether to synchronize its effective date with that of the Federal Housing Ordinance, since the basic merits of whether to have an Ordinance or not have already been fully and publicly considered by both the Council and the Commission.

Councilman Nichols moved the Council grant the request of the Human Relations Commission to hold public hearings concerning the deficiencies of the Fair Housing Ordinance and to report back to the Council July 18, 1969. The motion, seconded by Councilman Janes, carried by the following vote:

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

#### ZONING HEARING

Mayor Akin announced that the Council would hear the zoning case scheduled for this time. Pursuant to published notice thereof, the following zoning application was publicly heard:

ARTHUR W. THOMPSON	8300-8314 Georgian Dr. Rear of 8316-8402 Georgian Dr.	From "A" Residence to "B" Residence, 1st Height and Area Former applicant, John Osorio, et al, requested from "A" Residence to "C" Commercial NOT RECOMMENDED by the Planning Commission but would look with favor on "GR" General Retail
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Councilman Long moved the Council grant the change from "A" Residence to "B" Residence, 1st Height and Area. 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 "B" Residence, 1st Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

## CABLEVISION APPLICATION

Mr. James K. Presnal, attorney for Cablevision Inc., requested that Cablevision Inc. be given a franchise to serve the area east of Interregional 35 from the Colorado River to East 19th Street. Cablevision would operate on a microwave system which would bring in a station from Nuevo Laredo and possibly Monterrey.

Mr. Frank Denius, attorney representing Capital Cable Company, reported that his company could serve east Austin by late 1968 or early 1969. The cable was presently servicing ten channels, an educational channel, three San Antonio stations, a Latin station and a weather channel. The Council then discussed the possibility of a television service set up by a contract as opposed to a franchise.

Mr. Witt, President of Cablevision, stated that his company would be agreeable to a city wide system and would like to bring in an educational channel and a Spanish station. Councilman Long moved the Council leave pending the application as amended for six months and amend the resolution that outlines the requirements for an incoming cable television company. The motion, seconded by Mayor Akin on the Council's permission, failed by the following vote:

Ayes:	Councilman Long, Mayor Akin
Noes:	Councilmen LaRue, Nichols
Present But Not Voting:	Councilman Janes

The Council further discussed the issue and Councilman Long moved the Council bring in a recommendation on strengthening the criteria for equipment for the cable company. The motion, seconded by Councilman Janes, carried by the following vote:

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

## ANNEXATION HEARING

Mayor Akin opened the public hearing scheduled for 10:30 A.M. on the following annexation:

31.74 acres of land out of the George W. Davis Survey - proposed QUAIL CREEK WEST, SECTION 1 and a portion of Peyton Gin Road.

11.79 acres of land out of the Isaac Decker League - proposed EMERALD FOREST, SECTION 1.

15.83 acres of land out of the Isaac Decker League - proposed GREENWOOD HILLS, SECTION 5.

16.24 acres of land out of the Isaac Decker League - proposed COMMUNITY OF FAIRVIEW, SECTION 4.

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

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

(The 20.04 acre tract of land was heard at an earlier date.)

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 15.83 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE; 16.24 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE; 11.79 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE; 31.74 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY; 20.04 ACRES OF LAND OUT OF THE JOHN APPEGATE AND WILLIAM WILKS SURVEYS, BEING A PORTION OF UNIVERSITY HILLS, SECTION 1, PHASE 2; ALL BEING LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the first time and Councilman Nichols moved 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 Councilman Nichols moved that the ordinance be 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

#### ANNEXATION ORDINANCE

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 12.91 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES M. MITCHELL SURVEY AND 28.67 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE T. J. CHAMBERS GRANT; ALL LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman Janes 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.

#### ZONING ORDINANCES

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:  
A .29 ACRE TRACT OF LAND, LOCALLY KNOWN AS 8500 BEECH DRIVE, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA 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 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 Councilman Long 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 Long 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.

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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: THE SOUTH 60 FEET OF LOT 1, BLOCK 5 OF THE GEORGE L. ROBERTSON SUBDIVISION, LOCALLY KNOWN AS 1171 SAN BERNARD AND 1300-1304 HACKBERRY, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE 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 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 Councilman Long 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 Long 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.

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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: A 14,260 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 4110-4114 MEDICAL PARKWAY (ALICE AVENUE) AND 1203 WEST 42ND STREET, FROM "LR" LOCAL RETAIL DISTRICT TO "C-2" 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 LaRue moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Nichols, carried by the following vote:

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

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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: A TRACT OF LAND LOCALLY KNOWN AS 6700-6806 HUNTLAND DRIVE, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; TRACT 2: A TRACT OF LAND LOCALLY KNOWN AS 6623-6625 ISABELLE DRIVE AND 6802-6804 BRENDA DRIVE, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; TRACT 3: A TRACT OF LAND LOCALLY KNOWN AS 6700 BRENDA DRIVE AND 6808-6810 HUNTLAND DRIVE, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE 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, Nichols, Mayor Akin  
Noes: None

The ordinances 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, Nichols, Mayor Akin  
Noes: None

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

#### SUBSTANDARD HOUSING

With respect to the building owned by Mrs. A. R. Criswell, 3610 South 2nd Street, Mrs. Reed agreed to assume responsibility for the grounds and the building to see that no one occupies the building or commits vandalism. Councilman Long moved the Council accept the recommendation of the City Manager and the Planning Commission that the unit be left to store Mrs. Criswell's personal effects until such time of her death. The motion, seconded by Councilman Janes, carried by the following vote:

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

Councilman Long moved the Council turn over to the Legal Department the item dealing with the property of Mrs. Maggie B. Scruggs Pike, 603 Driskill. The motion, seconded by Councilman LaRue, carried by the following vote:

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

#### ZONING WITHDRAWN

Councilman Nichols moved the Council allow Charles M. Goodnight to withdraw his zoning application. The motion, seconded by Councilman Long, carried by the following vote:

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

#### UNIVERSITY EAST URBAN RENEWAL PROJECT HEARING SET

Councilman Long moved the Council set a hearing on the preliminary plans of University East Urban Renewal Plan for 10:30 A.M. August 8, 1968. The motion, seconded by Councilman Nichols, carried by the following vote:

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



## KEALING TRACT

Mr. Lurie noted that the property in the Kealing and Glen Oaks Projects had encountered some opposition to the building of apartment houses but that it would be advertised in the "B" Residence zoning category when put up for bids.

BRACKENRIDGE HOSPITAL  
DATA PROCESSING EQUIPMENT REPORT

Mr. Ben Tobias, Administrator of Brackenridge Hospital, presented to the Council a copy of the Ernst & Ernst study and their recommendation for computer application at Brackenridge Hospital. Councilman LaRue moved the Council accept the recommendations of the Ernst and Ernst report. The motion, seconded by Councilman Long, carried by the following vote:

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

RELEASE OF OPTION ON  
PROPERTY REQUEST

Councilman LaRue moved that the request for release of option on property at I.H. 35 and Riverside Drive be continued for one more week. The motion, seconded by Councilman Long, carried by the following vote:

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

## U. T. DEVELOPMENT PLAN

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

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

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

WHEREAS, following a review and public hearing on June 24, 1968, the Urban Renewal Board of Commissioners has made its recommendation to the Council; and,

WHEREAS, the Council considered the proposed University of Texas Development Plan at its regular meeting on the 27th day of June, 1968; NOW, THEREFORE:

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

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

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

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

#### CONTRACT AWARDED

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 18, 1968, for the construction of Communications Repair Shop; and,

WHEREAS, the bid of Thomas Brothers Construction Company, in the sum of \$45,905.00, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Construction Engineer 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 Thomas Brothers Construction Company, in the sum of \$45,905.00, 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 Thomas Brothers Construction Company.

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

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

#### RELEASE OF EASEMENTS

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility and drainage purposes in, upon and across a portion of Lot 5, Block A, Northwest Hills, Mesa Oaks, Phase Four, a subdivision of a portion of the George W. Davis Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Northwest Hills, Mesa Oaks, Phase Four, of record in Book 34 at Page 17 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owner of the above described property has 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 utility and drainage easement, to-wit:

1,522 square feet of land, same being out of and a part of Lot 5, Block A, Northwest Hills, Mesa Oaks, Phase Four, a subdivision of a portion of the George W. Davis Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Northwest Hills, Mesa Oaks, Phase Four, of record in Book 34 at Page 17 of the Plat Records of Travis County, Texas; which 1,522 square feet of land are more particularly described by metes and bounds as follows:

BEGINNING at the intersection of a line five (5.00) feet southeast of and parallel to the northwest line of said Lot 5, Block A, and the north line of an existing public utilities and drainage easement thirty (30.00) feet in width, which point of beginning is the most northerly corner of the herein described tract of land, and from which point of beginning a steel pin at the most northerly corner of said Lot 5 bears N 60° 08' W 5.00 feet;

THENCE, with the said north line of an existing public utilities and drainage easement thirty (30.00) feet in width, in an easterly direction with the following two (2) courses:

(1) S 60° 08' E 106.80 feet to an angle point;

(2) N 68° 38' E 104.70 feet to a point in the east line of said Lot 5, same being the west line of Greystone Drive, and which point is the northeast corner of the herein described tract of land;

THENCE, with the said west line of Greystone Drive, S 19° 36' E 7.00 feet to a point in a line seven (7.00) feet south of and parallel to the said north line of an existing public utilities and drainage easement thirty (30.00) feet in width, which point is the southeast corner of the herein described tract of land;

THENCE, with the said line seven (7.00) feet south of and parallel to the north line of an existing public utilities and drainage easement thirty (30.00) feet in width, S 68° 38' W 89.78 feet to an angle point;

THENCE, N 85° 54' W 16.28 feet to a point, same being the angle point in the said north line of an existing public utilities and drainage easement thirty (30.00) feet in width as described above;

THENCE, N 72° 35' W 46.38 feet to a point in a line ten (10.00) feet south of and parallel to the said north line of an existing public utilities and drainage easement thirty (30.00) feet in width;

THENCE, with the said line ten (10.00) feet south of and parallel to the north line of an existing public utilities and drainage easement thirty (30.00) feet in width, N 60° 08' W 61.59 feet to a point in the aforesaid line five (5.00) feet southeast of and parallel to the northwest line of Lot 5, which point is the most westerly corner of the herein described tract of land;

THENCE, with the said line five (5.00) feet southeast of and parallel to the northwest line of Lot 5, N 30° 24' E 10.00 feet to the point of beginning.

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

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

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Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon and across that certain portion of Lot 9, Southwind Addition, Section II, a subdivision of a portion of the James P. Wallace Survey Number 57 in the City of Austin, Travis County, Texas, according to a map or plat of said Southwind Addition, Section II, of record in Book 35 at Page 46 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owner of the above described property has 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 utility easement, to-wit:

867 square feet of land, same being out of and a part of Lot 9, Southwind Addition, Section II, a subdivision of a portion of the James P. Wallace Survey Number 57 in the City of Austin, Travis County, Texas, according to a map or plat of said Southwind Addition, Section II, of record in Book 35 at Page 46 of the Plat Records of Travis County, Texas; which 867 square feet of land are more particularly described by metes and bounds as follows:

BEGINNING at a point in a line five (5.00) feet south of and parallel to the north line of said Lot 9, which point of beginning is in the south line of an existing public utilities easement five (5.00) feet in width and is the most westerly corner of the herein described tract of land and from which point of beginning an iron pin at the northwest corner of said Lot 9 bears N 58° 43' W 7.59 feet and N 31° 17' E 5.00 feet;

THENCE, with the said line five (5.00) feet south of and parallel to the north line of Lot 9, same being the easterly prolongation of the said south line of an existing public utilities easement five (5.00) feet in width, S 58° 43' E 43.34 feet to a point in a line five (5.00) feet west of and parallel to the east line of said Lot 9, same being the northerly prolongation of the west line of another existing public utilities easement five (5.00) feet in width, and which point is the northeast corner of the herein described tract of land;

THENCE, with the said line five (5.00) feet west of and parallel to the east line of Lot 9, S 31° 14' W 40.00 feet to the most southerly corner of the herein described tract of land;

THENCE, N 16° 02' W 59.00 feet to the point of beginning.

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

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

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Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility and drainage purposes in, upon and across that certain portion of Lots 51 through 61, Roberts Terrace, a resubdivision of Lot 51, Reserved Area and Lots 52, 53, 54, 55, of Block D, a subdivision of a portion of the Dinsmore Simpson Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Roberts Terrace of Record in Book 5 at Page 132 of the Plat Records of

Travis County, Texas; a map or plat of said Roberts Terrace a Resubdivision of Lot 51, Reserved Area and Lots 52, 53, 54, 55 of Block D being of record in Book 7 at Page 153 of the Plat Records of Travis County, Texas;

WHEREAS, the owner of the above described property has 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; SAVE AND EXCEPT for a strip of land five (5.00) feet in width on either side of the common lot line between Lots 51 and 52 in the aforesaid Roberts Terrace Subdivision to be retained for electrical purposes; 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 utility and drainage easement; SAVE AND EXCEPT for a strip of land five (5.00) feet in width on either side of the common lot line between Lots 51 and 52 in the aforesaid Roberts Terrace Subdivision to be retained for electrical purposes; to-wit:

0.30 of one acre of land, same being out of and a part of Lots 51 through 61, Roberts Terrace a Resubdivision of Lot 51, Reserved Area and Lots 52, 53, 54, 55, of Block D, a subdivision of a portion of the Dinsmore Simpson Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Roberts Terrace of record in Book 5 at Page 132 of the Plat Records of Travis County, Texas; a map or plat of said Roberts Terrace a Resubdivision of Lot 51, Reserved Area and Lots 52, 53, 54, 55 of Block D being of record in Book 7 at Page 153 of the Plat Records of Travis County, Texas; which 0.30 of one acre of land being more particularly described by metes and bounds as follows:

BEGINNING at a point in the most easterly north line of Lot 51 in said Roberts Terrace a Resubdivision of Lot 51, Reserved Area and Lots 52, 53, 54, 55 of Block D, which point of beginning is the most northerly corner of the herein described tract of land, same being a point in the west line of a drainage and public utilities easement twenty (20.00) feet in width as shown on said map or plat of Roberts Terrace a Resubdivision of Lot 51, Reserved Area and Lots 52, 53, 54, 55 of Block D, which point of beginning is also the point of curvature of a curve having an angle of intersection of  $57^{\circ} 33'$ , a radius of 101.04 feet and a tangent distance of 33.48 feet, and from which point of beginning the most northerly corner of said Lot 51 bears  $N 70^{\circ} 47' W$  55.49 feet;

THENCE, with said west line of a drainage and public utilities easement along said curve to the left an arc distance of 64.66 feet, the chord of which arc bears  $S 02^{\circ} 54' W$  63.56 feet to a point;

THENCE, with the east line of the herein described tract of land with the following three (3) courses:

- (1) S 21° 14' W 10.22 feet to a point;
- (2) S 07° 23' W 110.35 feet to a point;

(3) S 23° 21' E 442.22 feet to a point in the aforesaid west line of a drainage and public utilities easement, for the most easterly corner of the herein described tract of land;

THENCE, with said west line of a drainage and public utilities easement with the following two (2) courses:

- (1) S 02° 26' W 138.00 feet to a point;

(2) S 27° 02' W 0.58 of one foot to the most southerly corner of the herein described tract of land;

THENCE, with the west line of the herein described tract of land with the following four (4) courses:

- (1) N 03° 50' W 121.14 feet to a point;
- (2) N 23° 21' W 458.16 feet to a point;
- (3) N 07° 23' E 118.27 feet to a point;
- (4) N 21° 14' E 72.99 feet to the point of beginning.

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

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

ZONING CHANGE

The Council heard the following zoning application deferred from last week.

<p>JERRY D. HERING FRANK McBEE by Paul Hardy</p>	<p>909-913 West Mary St.</p>	<p>From "A" Residence, 1st Height and Area to "B" Residence, 1st Height and Area as amended RECOMMENDED by the Planning Commission as amended</p>
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Councilman Long moved the Council grant the change from "A" Residence, 1st Height and Area to "B" Residence, 1st Height and Area as amended as recommended by the Planning Commission. 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 change had been granted to "B" Residence, 1st Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

#### CONTRACT AWARDED

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 21, 1968, for the purchase of 116 Steel Transmission Line Towers; and,

WHEREAS, the bid of Riverside Steel Company, in the sum of \$455,983.00, 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 Riverside Steel Company, in the sum of \$455,983.00, 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 Riverside Steel Company.

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

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

#### SALE OF PROPERTY

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on June 24, 1968, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 116-68, by which the Board accepted the bid of Mae De Lewis for the purchase of parcel R-5, a tract of land situated in the Kealing Urban Renewal Project, No. Tex. R-20 and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 116-68, as an official action of the Urban Renewal Agency of the City of Austin, is a public record on file in the office of said Agency at 614 West 6th Street, and said Resolution is incorporated herein by reference for all purposes; and,



WHEREAS, an executed copy of said Resolution was forwarded to the City Council on the 25th day of June, 1968 by the Executive Director of the Urban Renewal Agency for approval of the price and conditions of the proposed sale of said property; and,

WHEREAS, the City Council finds nothing objectionable concerning the price and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 116-68;

NOW, THEREFORE:

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

That the price and conditions set forth in the Bid of Mae De Lewis for the purchase of parcel No. R-5 in the Kealing Urban Renewal Project No. Tex. R-20 are hereby approved.

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

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

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Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on June 24, 1968, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 115-68, by which the Board accepted the bid of International Cooperative, Inc. for the purchase of a structure located on parcel B-15, situated in the Glen Oaks Project No. Tex. R-70, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 115-68, as an official action of the Urban Renewal Agency of the City of Austin, is a public record on file in the office of said Agency at 614 West 6th Street, and said Resolution is incorporated herein by reference for all purposes; and,

WHEREAS, an executed copy of said Resolution was forwarded to the City Council on the 25th day of June, 1968, by the Executive Director of the Urban Renewal Agency for approval of the price and conditions of the proposed sale of said structure; and,

WHEREAS, the City Council finds nothing objectionable concerning the price and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 115-68;

NOW, THEREFORE:

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

That the price and conditions set forth in the bid of International Cooperative, Inc., for the purchase of a structure located on parcel B-15 in the Glen Oaks Project No. Tex. R-70 are hereby approved.

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

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

#### SALE OF HOUSES

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 25, 1968 for the sale of ten (10) houses to be moved; and,

WHEREAS, the bid of Bert Ross in the sum of \$201.00 for house located at 1902 Lake Austin Blvd.; the bids of J. A. Miller in the sum of \$889.00 for the house located at 1521 East 51st Street, in the sum of \$333.00 for the house located at 3107 Hancock Drive, and in the sum of \$67.00 for the house located at 38-1/2 Guadalupe Street; the bids of M. J. Kouri in the sum of \$176.87 for the house located at 2610 Robinson, in the sum of \$351.87 for the house located at 5021 Highland Court, in the sum of \$401.87 for the house located at 5020 Westfield Drive, and in the sum of \$1,027.87 for the house located at 5701 Fairlane Drive; the bid of Booker T. Moore in the sum of \$50.00 for the house located at 30 Chicom Street; and the bid of Irene V. Woods in the sum of \$350.00 for the house located at 30 Salina Street, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Director of Public Works 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 Bert Ross, J. A. Miller, M. J. Kouri, Booker T. Moore and Irene V. Woods, 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 Nichols, carried by the following vote:

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

June 27, 1968

## ZONING ORDINANCE

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: 5-1/2 ACRES OF LAND, MORE OR LESS, OUT OF THE JAMES W. MITCHELL ONE-THIRD LEAGUE, SURVEY NO. 17, LOCALLY KNOWN AS 8132-8160 BALCONES DRIVE AND REAR OF 8132-8160 BALCONES DRIVE, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA 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 ordinance be passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

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

## ADJOURNMENT

The Council then adjourned.

APPROVED: \_\_\_\_\_

  
Mayor

ATTEST: \_\_\_\_\_

  
Asst. City Clerk