

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 26, 1968  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Akin presiding.

Roll call:

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

Present also: R. M. Tinstman, City Manager; Doren R. Eskew, City Attorney

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

COLONEL VANCE MURPHY introduced the Commander of the 12th Air Force, Major General JAY T. ROBBINS and MRS. ROBBINS, stating that General Robbins was a native Texan, was graduated from A & M College, and listing accomplishments and interesting events in his career. Mrs. Robbins formerly served as an Army Air Force Nurse. MAYOR AKIN welcomed Major General and Mrs. Robbins to the City. Members of the Council expressed pleasure in having them at Bergstrom Air Field and having them visiting the Council. Also greeted was Lt. Colonel G. H. OLDENBURGH, Public Relations Officer, 12th Air Force.

Drainage Problem in Post Road Drive Area

MRS. MARIE HAFFELDER, 114 Post Road Drive, reported that nine years ago they had worked with the City to obtain a drainage ditch through this area, and they had covered their part. Pictures were taken at that time to show that this was a natural drain. The ditch at the rear of their property has not been kept open, and the water backs up in their back yard, bringing with it the drainage from the car wash, leaves and other debris. She said there had been a problem of an easement through the Sam Pickle property. Councilman Janes stated he would suggest that the City Manager pursue this and give Mrs. Haffelder a report on what had been done and what is being planned about this drainage. Councilman Long moved that the City Manager be instructed to see if this matter could be expedited since it had been going on for nine years. The motion, seconded by Councilman Janes, carried by the following vote:

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

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the people of the City of Austin in general, and particularly the youngsters learning to play golf, have enjoyed the benefits of a most helpful and unique person for the past 30 years, whose quiet, soft-spoken unassuming and reassuring qualities have endeared him to many thousands of persons; and,

whereas, the long and fruitful labors of Felix Hallum George will remain a legacy to those who will always be happier and better people for having known and worked with Felix; and

WHEREAS, the shock of his departure has left a void among his friends, but has also challenged those of us who remain to try to emulate his example in bringing pleasantness into the lives of others; Now, Therefore,

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

That the gratitude of the people of Austin for the life and service of Felix Hallum George be expressed on a page especially set apart for the purpose in the official minutes of the City Council, and that a copy of this Resolution be presented to his beloved family as a heartfelt expression of the City's sympathy in their time of sorrow.

WITNESS OUR HANDS AND THE OFFICIAL SEAL OF THE CITY OF AUSTIN  
this 26th day of September, 1968.

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 the Council continue consideration of the Bus Franchise Ordinance until October 3rd, 1968. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Noes: None

Annexation Ordinances

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 0.05 OF ONE ACRE OF LAND OUT OF THE T. J. CHAMBERS GRANT; 11.62 ACRES OF LAND OUT OF THE JAMES P. WALLACE SURVEY NO. 57 AND THE WILLIS AVERY SURVEY; AND 6.54 ACRES OF LAND OUT OF AND A PART OF THE WILLIS SURVEY, JOHN APPELATE SURVEY AND JAMES P. WALLACE SURVEY NO. 57; 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. (Resubdivision of Lot 9, Block W, Northwest Hills, Belo Horizonte Section; proposed Coronado Hills, Section 2, Austin Independent School Tract and other unplatted land; unplatted land) (Requested by owners' representatives)

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

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 250.89 ACRES OF LAND, SAME BEING TWO (2) TRACTS OF LAND OUT OF THE JAMES MITCHELL AND THE JAMES P. WALLACE SURVEY NUMBER 18 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 engineer for the owner of the major portion, the other owner contacted by telephone)

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

LEASE OF OFFICE SPACE FOR MODEL NEIGHBORHOOD PROGRAM

The City Manager said the Council had the report on the lease of this property and he distributed a related document from the Human Opportunities Corporation indicating the compatibility between the Corporation and the Model Neighborhood Program activities, and he recommended the approval of the lease. The City Manager said in his discussion with Mr. Holloway, owner, with respect to his attitude to the Model City Program, that he endorsed without reservation four of the five aspects--employment, education, health, and crime prevention. On the portion relating to housing he said he had an open mind, but he was not sure what would be involved. The City Manager said it was explained this was to be determined during the planning stage.

Councilman Long moved that the City Manager enter into the contract with the Human Opportunities Corporation for joint use of this property at 1713 East 6th Street, to be used for headquarters for the Model City Program. (\$150.00 per month for the down stairs area, based on 15¢ per square foot; and \$262.00 for the upstairs, based on .07½¢ per square foot) The motion, seconded by Councilman Nichols, carried by the following vote:

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

The City Manager reported the parking lot would be paved. In this connection, Councilman Long urged the paving of this area as soon as possible and called attention to other areas in the City where the Council should instruct the City Manager to see that those parking areas, off street parking, and parking lots where people are making money off of them, be paved. She said this was one of the criticisms made at one of the neighborhood meetings, and she suggested that an inspection be made of all of the off street parking lots, and the owners given a certain length of time to comply with the ordinance.

ZONING ORDINANCE PASSAGE DEFERRED

The Council had before it for consideration an ordinance covering the Ralph E. Hays and R. D. Seiders zoning application. It was stated the owner had submitted a letter about providing a greening between this property and the School. There still remained a question about the dedication of the street involved.

Councilman Long moved the Council defer passage of the ordinance covering the following:

RALPH E. HAYS &	Tract 1	From Interim "A" Resi-
R. D. SEIDERS,	6202-6212 Manchaca Road	dence 1st Height &
By Tom Smith	Tract 2	Area
	6218-6316 Manchaca Road	To "GR" General Retail
		1st Height & Area

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

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

CONTRACT WITH CONSULTING ENGINEER FOR  
WATER TRUNK LINE IN ALLANDALE ESTATES SUBDIVISION

Councilman Long moved the Council authorize a contract with OSCAR W. HOLMES, Consulting Engineer for water trunk line in Allandale Estates Subdivision. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Councilman Nichols asked the City Manager to provide the City Council with the curve on these rates.

REQUEST FOR RECONSIDERATION OF DISPOSITION OF PROPERTY AT  
5TH AND LAMAR

The City Manager stated MR. C. B. SMITH had discussed with him the desire to pursue the purchase of this property rather than to wait another two months when it would be put up for bids. Mr. Smith felt the matter still was subject to negotiations. Should the lease expire, he would have the right to remove the equipment, buildings, sheds, etc. that have been installed; however, this is a matter to be determined after examination of the lease agreement. Mr. Smith had indicated an increase in his offer to \$3.00. The City Manager stated he had conveyed to Mr. Smith that a latter offer had come in for more than the average of the appraisals. The City Manager suggested that the Council might want to wait another two months and call for proposals; or if the Council wanted to negotiate now, it could do it on the basis of acquisition at the expiration of the current lease, around January 22nd. Councilman Long stated the Council had voted last week to wait until nearer January. The Mayor agreed. The City Manager said unless the Council indicated otherwise, he would instruct Mr. Smith that the Council still believes it would be better to wait until sometime in December and then invite proposals at that time. Councilman Janes stated inasmuch as there was to be consideration of disposing of various tracts of city owned land, he was inclined to believe this tract should be treated along with those others. Mayor Akin stated since there was no dissent expressed, the Council would pass on to the next item of business.

10:30 A.M. HEARING ON ANNEXATION ORDINANCE

Pursuant to published notice thereof public hearing on annexing 127 acres of unplatted land out of the Santiago Del Valle Grant, being portions of St. Edwards' University tract, the Lynn Storm tract and Woodward Street, was opened. No one appeared to be heard. Councilman Long suggested that while final passage of the ordinance is pending, that preparation of paving and other things necessary to be done be hastened.

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 ANNEXA-

TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 127 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE AND THE SANTIAGO DEL VALLE GRANT 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 Long 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 LaRue, Long, Nichols, Mayor Akin, Councilman Janes  
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 Nichols, carried by the following vote:

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

#### ANNEXATION ORDINANCE SET FOR HEARING

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 13.50 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 57 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 representatives of the owner)

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

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

#### VACATION OF PORTIONS OF GUADALUPE STREET ALLEY

In answer to Councilman Nichols' questions, the City Manager reported the University of Texas owned a part of the property, and the rest is under a trust. The Trust Officer of the Austin National Bank has written a letter concurring in the request of the University to vacate the alley running north and south of Block 9 up to the midpoints of Lots 11 and 22. There will be no problems concerning garbage pick up. Councilman Long noted in the second ordinance, the alley ran perpendicular to another alley, and asked if this

closing would have any ill effects on apartment traffic circulation. The City Manager reported the Traffic Department, Public Works and the other Departments had checked this and concurred in the request, anticipating no problems. Councilman Nichols asked if the easements were retained, and it was stated they would be retained. The City Manager stated the Trust Officer to the Austin National Bank also indicated a desire to vacate the remaining part of the alley up to 27th Street.

Mayor Akin introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF GUADALUPE STREET ALLEY IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR ELECTRICAL PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF GUADALUPE STREET ALLEY NO. 2 IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR TELEPHONE AND ELECTRIC PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

The Mayor announced that the ordinance had been finally passed.

#### EASEMENT RELEASE

Councilman Janes 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 Lot 12, Block F, Highland Park West, a subdivision of portions of the Daniel J. Gilbert, the C. J. Strother and the Albert Silsbee Surveys in the City of Austin, Travis County, Texas, according to a map or plat of said Highland Park West of record in Book 4 at Page 299 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 utilities and drainage easement, to wit:

A strip of land five (5.00) feet in width, same being out of and a part of Lot 12, Block F, Highland Park West, a subdivision of portions of the Daniel J. Gilbert, the C. J. Strother and the Albert Silsbee Surveys, in the City of Austin, Travis County, Texas, according to a map or plat of said Highland Park West of record in Book 4 at Page 299 of the Plat Records of Travis County, Texas; which strip of land five (5.00) feet in width is more particularly described as follows:

BEING all of the north 159.31 feet of the west or northwest five (5.00) feet of said Lot 12, Block F, Highland Park West.



The motion, seconded by Councilman LaRue, carried by the following vote:  
 Ayes: Mayor Akin, Councilmen Janes, LaRue, Long, Nichols  
 Noes: None

#### Annexations by SUNSET VALLEY and by CITY OF AUSTIN

The Associate City Manager, MR. GENE HIGGINS, said this had been under discussion since 1963 when the State Act on annexation went into effect. He displayed a map of the area, stating there had been a request for the City to annex the area (marked in green--a square piece of property) which is in the extraterritorial jurisdiction of Sunset Valley and the City of Austin. Sunset had no objection to Austin's annexing this area, but they would like to annex the other two portions contiguous to Sunset Valley. The bottom side particular is on Williamson Creek, which would be a natural boundary between the two cities. The Department heads of the City of Austin have no objections to this area's annexation to Sunset Valley. Colonel Chase said Sunset Valley City Council had no desires, other than these two properties, to annex anything else. Councilman LaRue asked if this indication should not be in a written agreement. The City Attorney stated it was not at this time, but should be reduced to a written agreement. Councilman Nichols explained that these people own property, part of which is in Sunset Valley, and part in the extraterritorial area. The City Attorney reported two telephone calls from other property owners whose property is in the neighborhood of the property which the City of Austin has been asked to annex, expressing a desire that the agreement contain a provision expressly covering their property so that Sunset Valley would not make a claim or voice any objection to the annexation of their property to the City of Austin when they requested to be annexed. The City Manager asked the Associate City Manager if the annexation of these two extra tracts would cause any problems as far as the people of Sunset Valley were concerned. Mr. Higgins stated he did not believe it would, as Sunset Valley had indicated they were interested in annexing only these two properties requested. (Area in Green - Southern Oaks, Sec. 7, Phase I)

After discussion, Councilman Nichols moved the City Manager be authorized to enter into an agreement covering the properties indicated on the map in red and the tract shown in green, plus the two properties requesting annexation that the City does not have the legal description. The motion, seconded by Councilman LaRue, carried by the following vote:

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

#### RESOLUTION CONCURRING IN URBAN RENEWAL DOCUMENTS FOR KEALING PROJECT

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on September 10, 1968, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 171-68, by which the Board accepted the bid of Darrell Cummings for the purchase of parcel R-36, 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 171-68, 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 11th day of September, 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 171-68;

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 Darrell Cummings for the purchase of parcel No. R-36 in the Kealing Urban Renewal Project No. Tex. R-20 are hereby approved.

The motion, seconded by Councilman Nichols, carried by the following vote:  
 Ayes: Councilmen LaRue, Long, Nichols, Mayor Akin, Councilman Janes  
 Noes: None

CONTRACT

The City Manager submitted the following:

"The following listed bids were opened for ADDITION TO CANTERBURY LIFT STATION on September 19, 1968, at 2 p.m. at the Construction Engineering Office.

<u>Bidder</u>	<u>Base Bid</u>	<u>Calendar Days</u>
Canyon Construction Company	\$14,522.00	140
B & M Construction Company	\$17,485.00	120
Floyd Gibson Construction Company	\$18,173.00	90

"Our estimate was \$14,000.00.

"The purpose of this 24' x 31' addition is to house new metering and control equipment for Canterbury Sewer Lift Station and other permanent sewer lift stations in the system.

"The funding source will be Utility Bond Funds.

"We join with Mr. Schmidt in recommending the award of the contract to the lowest bidder, CANYON CONSTRUCTION COMPANY at their low bid of \$14,522.00.

"A.M. Eldridge"

Councilman Long offered the following resolution and moved its adoption:

## (RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 19, 1968, for the Addition to Canterbury Lift Station; and,

WHEREAS, the bid of Canyon Construction Company, in the sum of \$14,522.00 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 Canyon Construction Company, in the sum of \$14,522.00, 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 Canyon Construction Company.

The motion, seconded by Councilman LaRue, carried by the following vote:  
Ayes: Councilmen Long, Nichols, Mayor Akin, Councilmen Janes, LaRue  
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 TED A. SWANSON, 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 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: Councilman Nichols, Mayor Akin, Councilmen Janes, LaRue, Long  
Noes: None

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

Ayes: Councilman Nichols, Mayor Akin, Councilmen Janes, LaRue, Long  
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: Councilman Nichols, Mayor Akin, Councilmen Janes, LaRue, Long  
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 FRANK C. BARRON, 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 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: Councilman Nichols, Mayor Akin, Councilmen Janes, LaRue, Long  
Noes: None

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

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

The Mayor announced that the ordinance had been finally passed.

#### CONTRACT

The City Manager submitted the following:

"1. Item:

A. Two (2) each 138 KV Switches with Stands to Priester-Mell, Inc. -  
Net Total \$7,634.00.

"2. For the Electric Department.

"3. These switches will be installed at McNeil Substation.

"4. There is no exact price history of bids comparable to this one; however, the estimated cost of these units was \$8,000.00.

"5. The attached memorandum from Mr. R. L. Hancock stated the exact use for these switches and recommends the award be made to Priester-Mell, Inc.

"B.J. Bonds, Purchasing Agent"

"Bids were opened by the Purchasing Agent at 10:00 A.M., September 13, 1968, for two 138 KV Switches with stands for McNeil Substation, and sent to the Electric Department for evaluation and recommendation.

"There is no exact price history of bids comparable to this one.

"Payment is to be made from current funds, if available, or authorized bond funds in the 1969 Fiscal Year and charged to account number 81136200.

"These switches will be installed at McNeil Substation as circuit breaker disconnect switches on the line side of circuits 907 and 908, which connect McNeil and Summit Substation.

"Bids are tabulated below:

<u>"Vendor</u>	<u>Price</u>	<u>Delivery</u>
Westinghouse Electric Corp.	\$10,044.00	12 weeks
McGraw-Edison Co.	9,040.00	18-20 weeks
ITE Imperial Corp.	9,012.00	16 weeks
Southern State, Inc.	10,771.00	Dec. 2, 1968
Allis-Chalmers	8,570.00	Jan., 1969
<u>Priester-Mell Co., Inc.</u>	<u>7,634.00</u>	<u>16-18 weeks</u>
H. K. Porter Co., Inc.	8,125.00	16-18 weeks
Graybar Electric Co.	9,450.00	17-21 weeks
Southern Electric Supply Co.	9,450.00	16 weeks
Techline, Inc.	9,500.00	12 weeks
Alternate ITE Imperial Corp.	8,262.00	10 weeks
Alternate Southern State, Inc.	8,105.00	Dec. 20, 1968

"All bidders quoted a firm price and all terms were net thirty (30) days. All deliveries were satisfactory.

"The estimated cost for these switches was \$8,000.00.

"I recommend that we accept the low bid of Priester-Mell Co., Inc for \$7,634.00.

"R. L. Hancock  
Assistant Director Electric Utility"

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 13, 1968, for the purchase of Two 138 KV Switches with stands for McNeil Substation; and,

WHEREAS, the bid of Priester-Mell, Inc., in the sum of \$7,634.00, 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 Priester-Mell, Inc., in the sum of \$7,634.00, 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 Priester-Mell, Inc.

The motion, seconded by Councilman LaRue, carried by the following vote:  
Ayes: Mayor Akin, Councilmen Janes, LaRue, Long, Nichols  
Noes: None

The City Manager submitted the following:

"September 25, 1968

"Honorable Mayor and  
Members of the City Council  
City of Austin  
Austin, Texas

"Subject: Disposition of Surplus Properties  
Date, September 26, 1968

"Gentlemen and Mrs. Long:

"This is pursuant to previous consideration as to the disposition of several City owned properties which have been declared surplus and are no longer needed for public use.

"Two independent appraisals have been obtained on each property. Information including the date of acquisition, the amount of purchase, source of funds, the area of land acquired and remaining, has also been obtained on each property as available.

#### Procedure

"You will find enclosed a listing of two groups of properties and the recommended procedures for their disposition. Group 1, List A, consists of those substandard (remnant) properties which would be offered to adjoining property owners. We will proceed with contacting the adjoining owners as soon as possible unless there are further comments or suggestions from the City Council.

"Group I, List B is composed of building site properties which are cleared for sale and are proposed to be auctioned. Unless there are any further suggestions or comments regarding this group, it is recommended to proceed with the necessary advertising for public auction to be held within 45 to 60 days.

"List C consists of properties proposed to be sold by receiving proposals, and require preparation of field notes defining certain reservations and title clearance prior to advertising. It is anticipated that these properties can be cleared for sale and advertised for receipt of proposal within 90 days.

#### Zoning

"The independent appraisals obtained on the four properties located at 400 Swanee, rear of 400 block Swanee, 1200 block Cumberland Road and 307 Cumberland Road (List C) indicate that the highest and best use for these properties is multi-family residential. As these four tracts are presently zoned "A-1st", we would recommend at this time requesting the Planning Commission to recommend to the City Council appropriate zoning for these properties prior to sale.

"Respectfully submitted,  
s/ R. M. Tinstman  
City Manager"

"GROUP I  
LIST A: SUBSTANDARD PROPERTIES

<u>NO.</u>	<u>IDENTIFICATION</u>	<u>FUND SOURCE</u>
10	1005 Juniper 2-0806-1701	General
20	1801 Newton 4-0201-0311	Utility
23	Rear 3010 Oak Crest 4-0505-0438	General
26	4401-4405 Alice	General
91	713-723 W. 29th St. 2-1601-0905	General (Time Warrant)

PROPOSED PROCEDURES FOR SALE

1. Give notice and invite proposals from adjoining owners as soon as possible.
2. Receive and evaluate proposals (within 30 days).
3. Submit proposals and recommendations for approval of City Council.

"LIST B: STANDARD PROPERTIES TO BE  
SOLD AT PUBLIC AUCTION

<u>NO.</u>	<u>IDENTIFICATION</u>	<u>FUND SOURCE</u>
11	4524 Rimrock 2-1421-0024	Recreation: Berkman Tract
12	4527 Rimrock 2-1421-0225	"
29	4525 Rimrock 2-1421-0226	"
13	4523 Rimrock 2-1421-0227	"
14	4521 Rimrock 2-1421-0288	"
72	2316-2324 North Loop 2-2703-0105	St. Improvement Bonds
73	2326-2332 North Loop 2-2703-0525	"
74	2316-2320 Hancock 2-2703-0525	"

<u>NO.</u>	<u>IDENTIFICATION</u>	<u>FUND SOURCE</u>
82	1304-1316 Ben White 4-0609-0117	Highway R.O.W. Bonds
473	1137 Highway 290 2-2515-0202	St. Improvement Bonds

PROPOSED PROCEDURES FOR SALE

1. Advertising for sale should begin shortly and extend for no less than thirty days. Broad circulation of advertisements is contemplated at this time. Special notice will be given adjoining property owners, interested parties, and those persons who have indicated a particular interest.
2. Designate Auctioneer.
3. Receipt of bids: Sale of property should be made to the highest bidder pending approval by City Council. Earnest money in the amount of 5% of bid price should be required with the acceptance of bids.
4. Formal approval and authorization of sale by City Council.

"GROUP II

STANDARD PROPERTIES TO BE SOLD  
BY RECEIPT OF PROPOSALS

<u>NO.</u>	<u>IDENTIFICATION</u>	<u>FUND SOURCE</u>
17	5701 Woodrow 2-2806-0304	General
21	1200 Blk. Cumberland 4- 0305-0201	Utility
22	307 Cumberland 4-0503-0401	"
25	615-621 East 3rd 2-0404-1304	"
28	1201 West Mary 4-0004-0501	General
92	701-711 West 29th 2-1601-0905	Time Warrants
154	400 Swanee 3-3111-0314	St. Improvement Bonds



<u>"NO.</u>	<u>IDENTIFICATION</u>	<u>FUND SOURCE</u>
422	3403 Grande Court 2-1215-0711	Street Improvement Bonds
423	2-1215-0712	
424	2-1215-0713	
425	3405 Grande Court 2-1215-0714	"
426	3407 Grande Court 2-1215-0715	"
427	3406 Grande Court 2-1215-0716	"
428	3404 Grande Court 2-1215-0717	"
435	2-1215-0724	
436	2106 Greenwood 2-1215-0705, V-33-25	"
437	2010 Greenwood 2-1215-0709	"
438	2008 Greenwood 2-1215-	"
439	2006 Greenwood 2-1215-0711	"
441	2200 Greenwood 2-1215-0512	"
662	Rear 400 Blk. Swanee 2-3111-0113	"

PROPOSED PROCEDURES FOR SALE

1. Prepare necessary field notes and secure title.
2. Advertising for sale should begin as soon as title is cleared and extend for no less than thirty days. Broad circulation of advertising is contemplated at this time. Special notice will be given adjoining property owners, interested parties, and those persons who have indicated a particular interest.
3. Receive Proposals: Sale of property should be made to the best offer after evaluation, negotiation and final approval by the City Council. Earnest money in the amount of 5% of the proposed offer should be required with the acceptance of proposals."

The City Manager stated the Council could tell by the report presented to each member that the staff was attempting to proceed with selling properties on

which it had complete information. Part of these tracts will be treated as remnant tracts and the adjoining property owners would be contacted and invited to make proposals. The others, a major group, would be put up for auction and they are tracts regarded as satisfactory for sale and development. Councilman Long inquired if the Berkman property near Bartholomew Park had been cleared through the Parks and Recreation Department, as she was interested in how the park would be affected, and if this proposed sale had been called to the attention of the Board and the Recreation Department. The City Attorney stated the Rimrock property proposal was originated by the Parks and Recreation. The City Manager stated it was on that basis that the lots were established and the property subdivided. Councilman Long discussed the procedures to be used in auctioning the property--setting a floor, selection of an auctioneer, and the fee. Councilman Janes inquired as to how the decisions on what should be auctioned and what should be bid, were made. The City Manager stated he had more or less followed the concensus of the Council, in that the larger or more valuable lots be auctioned, and on other routine properties that were building sites, they would ask for proposals and negotiate afterwards. As to auctioneers Councilman LaRue stated professional auctioneers had never been used before, and the price received on the Berkman Tract could not have been duplicated. Councilman Janes said he was inclined to believe someone in the City could be found to act as auctioneer. The City Manager asked if the Council wanted him to proceed in the manner indicated as to separating the property: (1) involving the remnants and contacting the adjoining property owners; (2) going the auction route; and (3) on those properties on which they had complete information that they invite proposals from interested bidders. Councilman LaRue asked if the properties in Group II, standard lots, could be included in the auction. Councilman Janes agreed. Councilman Nichols stated this would be proper. The City Manager recommended that both lists be consolidated, and that the Planning Commission be asked to recommend on two particular properties which should be rezoned before the sale. He suggested that the application for change of zoning be for multiple family classification or such other zoning the Planning Commission felt would be appropriate.

Councilman Long moved that the City Manager be authorized to proceed in getting the properties ready for sale through auction, and that the Planning Commission be asked to look at these properties and bring back a recommendation for zoning those properties outlined in the resume presented to the Council; and that MR. DICK NICHOLS be requested to auction them off. The motion, seconded by Councilman LaRue, carried by the following vote:

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

Councilman LaRue asked if the 5th and Lamar property should be included. Councilman Long stated that was included in her motion.

#### SALE OF HOUSES IN GLEN OAKS PROJECT

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 23, 1968 for the sale of ten (10) houses that Urban Renewal had turned over to the City

for disposal; and,

WHEREAS, the bids of L. McDonald in the sum of \$77.77 for the house located at 2701 East 12th Street, and in the sum of \$27.73 for the house located at 2364 Washington; the bids of W. Johnston in the sum of \$8.51 for the house located at 2903 Conway, and in the sum of \$8.51 for the house located at 811 Nile; the bids of A. Heyer in the sum of \$10.35 for the house located at 2303 Waldine, in the sum of \$26.65 for the house located at 2352 Washington, and in the sum of \$2.50 for the house located at 2734D Webberville; the bids of D. Fojtik in the sum of \$16.00 for the house located at 1121 Midway, and in the sum of \$3.00 for the house located at 1124½ Midway; and the bid of B. T. Moore in the sum of \$307.95 for the house located at 2907 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 L. McDonald, W. Johnston, A. Heyer, D. Fojtik and B. 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 LaRue, Long, Nichols, Mayor Akin, Councilman Janes  
Noes: None

#### MICROPHONES

The City Manager announced that next week the microphones would be different and more effective, and would have longer cords.

#### DIGNITARY TO ARRIVE

The City Manager announced that the Ambassador from Sweden was coming to Austin, and the Mayor is going out to meet the Party.

#### MEETING TO BE SET WITH UNIVERSITY OFFICIALS

The City Manager stated there was some desire of the University Officials to meet with the City Council. The Council informally set Friday, October 4th, as the time it could meet. Councilman Long stated she hoped Mr. Erwin would be able to attend when the meeting was held.

#### ZONING ORDINANCE

The City Attorney stated MR. JOHN SELMAN brought in the requirements of the Council with respect to the following pending zoning ordinance:

THOMAS C. WOMMACK &	3101-3103 Walnut Avenue	From "B" Residence
G. E. HYDEN	2700-2706 Manor Road	2nd Height & Area
		To "LR" Local Retail
		1st Height & Area

The request had been granted by four votes, Councilman LaRue having been

absent at the time. The right of way requirement had been met, and Mr. Selman asked that the ordinance be 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: A 0.79 ACRE TRACT OF LAND LOCALLY KNOWN AS 3101-3103 WALNUT AVENUE AND 2700-2706 MANOR ROAD, FROM "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL 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 rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Long, Nichols, Mayor Akin, Councilman Janes  
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 passed to its third reading. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Long, Nichols, Mayor Akin, Councilman Janes  
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 Janes, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

. . . . .

Councilman Long reminded the Council it had a Model City Commission to appoint, as well as election officials. Councilman Long inquired about the meeting frequencies of the Commission, and what their duties would be. The City Manager stated this Commission would function in direct advisory capacity just as the Planning Commission and Parks and Recreation Board. There are ten members appointed by the City Council and ten elected from one of each of the neighborhood council organizations. He anticipated the Commission's meeting would be at least twice a month, and there might be night meetings. The Commission could have within its structure committees studying various portions of the planning process. He stated this would be a more active citizens group.

. . . . .

Councilman Long asked if the Horticultural County Agent were left out of the Budget. If this is the case, he had not been notified. Each year they have had this program with the garden people where they sponsor a school, and it has been successful. There are certain groups that would like to see the program continued, and it involves a very small amount. The City Attorney stated he would communicate with the people involved and advise them the total program was not included in the recommended Budget or in the Budget adopted. He would get further information. Councilman Long said she would like to have a report pointing up the real value to the community. She believed the program did serve a purpose. She said she was a member of the Horticultural Committee, and asked for a report.

. . . . .

Councilman Janes asked about the progress made toward establishing a liason with the Clarksville group. The City Manager stated he did not have the report at this time.

. . . . .

Councilman Nichols inquired about the status of the construction of the Hospital. The City Manager stated the contractors had not assigned any additional personnel, and the discussions and negotiations between the various services are still being conducted. Councilman Nichols stated this matter had been blamed on Labor, and he did not think that Labor had anything to do with this, and this point should be clarified. He wanted to get this out to the public, that this situation is not any result of any trouble or difficulty that they may have had with Labor; or with inavailability or personnel.

ZONINGS SET FOR PUBLIC HEARING ON OCTOBER 31, 1968

The City Manager reported that the following zoning applications had been referred to the Planning Commission for recommendation and had been set for public hearing at 10:30 A.M. on October 31, 1968:

MRS. WILBUR C. TREADWELL	210-214 Lola Drive 211-215 W. Powell	From "A" Residence To "B" Residence
NASH PHILLIPS & CLYDE COPUS By Thomas B. Watts	7259-7537 Cameron Road	From Interim "A" Residence 1st Height & Area To "GR" General Retail 2nd Height & Area
AUSTEX DEVELOPMENT CO. By Thomas B. Watts	Rear of 7032-7068 U. S. Highway 290	From Interim "A" Residence 1st Height & Area To "B" Residence 1st Height & Area
ETHEL R. COCKE By Forest Pearson	4019-4025 Bannister Lane 100-1120 Ben White Boulevard	From "A" Residence To "B" Residence
G. BROCKETT IRWIN By Vance Fox	4200-4204 Avenue A 500-502 West 42nd Street	From "A" Residence 1st Height & Area To "B" Residence 2nd Height & Area

ROBERT L. KANEWSKE By Sam Meyers	400-402 West 35th Street	From "A" Residence To "B" Residence
HUMBLE OIL & REFINING CO. By S. P. Holmes	2537-2611 Interregional Highway	From "GR" General Retail 6th Height & Area To "GR" General Retail 5th Height & Area
DON J. JACKSON	104-108 Lola Drive	From "A" Residence To "B" Residence
FAY SAWYER By James W. Townsend	1505-1509 Fortview Drive	From "O" Office To "GR" General Retail
L. J. RASCO	2400 Havenside 1213-1217 Oltorf Street	From "A" Residence To "GR" General Retail
FIRST SOUTHERN PRESBYTERIAN CHURCH By Frank Walker	705-707 West 9th Street 804-806 Rio Grande	From "B" Residence 2nd Height & Area To "O" Office 2nd Height & Area
L. C. PAGE et al By Richard Baker	800-806 West 24th Street	From "B" Residence 2nd Height & Area To "C" Commercial 4th Height & Area
ERNEST ELAM & GERALD SENTER By Richard Baker	Tract 1 7300-7510 Cameron Road	From Interim "A" Resi- dence 1st Height & Area To "LR" Local Retail 1st Height & Area
	Tract 2 Rear of 7300-7510 Cameron Road	From Interim "A" Resi- dence 1st Height & Area To "B" Residence 1st Height & Area
WILLIAM STRINGER By Richard Baker	3304 Northeast Drive	From "A" Residence To "BB" Residence
ODAS JUNG	3814-3826 South 1st St. 600-616 Fortview Road	From "A" Residence To "GR" General Retail
DR. SIMON J. CLARK ESTATE By Arthur E. Pihlgren	1016 East 53rd Street	From "A" Residence 1st Height & Area To "C" Commercial 5th Height & Area
ROBERT M. HUEY	501-517 West 10th Street 906-914 San Antonio St. 907-911 Nueces Street	From "C" Commercial, "O" Office & "B" Residence 2nd Height & Area To "C" Commercial 3rd Height & Area

September 26, 1968

## CITY OF AUSTIN, TEXAS

JOHN PETERSON	206-210 Lola Drive 207-209 West Powell Lane	From "A" Residence To "B" Residence
JOHN PETERSON	5213 Joe Sayers	From "A" Residence To "B" Residence
LOUIS B. MARKS By John B. Selman	6839-7003 U. S. Highway 290	From "A" Residence To "LR" Local Retail
WESTGATE INC. By John B. Selman	5811-5903 Manor Road	From "A" Residence To "BB" Residence
OMEGA INVESTMENT COMPANY By John B. Selman	7102 Guadalupe Street	From "A" Residence To "B" Residence
GEORGE E. MEYER By T. H. Worthington	3500-3510 Red River	From "A" Residence To "B" Residence
MRS. GREENWOOD S. WOOTEN By Miles E. Hutchens	1110-1112 West 22nd Street	From "A" Residence To "B" Residence
DR. WALTER MEYER	405-409 West 30th Street 2925-2931 Fruth Street	From "O" Office To "GR" General Retail
MRS. O. A. SIDES By William S. Stringer	306-308 West 38th Street	From "A" Residence 1st Height & Area To "B" Residence 2nd Height & Area
AUSTEX DEVELOPMENT CO., LTD. By Thomas B. Watts	Tract 1 1429-1451 Fairfield Drive	From Interim "A" Resi- dence 1st Height & Area
	Tract 2 1434-1476 Fairfield Drive 1519-1607 Peyton Gin Road 8625-8653 U. S. Highway 183	To "GR" General Retail 1st Height & Area
AUSTEX DEVELOPMENT CO., LTD. By Thomas B. Watts	8717-8747 U. S. Highway 183 1717-1837 Peyton Gin Road	From Interim "A" Resi- dence 1st Height & Area To "GR" General Retail 1st Height & Area
THE LUTHERAN CHURCH By Sam B. Perry	3301-3305 Kim Lane	From "B" Residence 2nd Height & Area To "O" Office 2nd Height & Area
EDNA J. DUFFY By Raymond Campi & Jim Frederick	1610-1638 Interregional Highway	From "A" Residence 1st Height & Area To "GR" General Retail 5th Height & Area


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 adjourned standing in memory of FELIX GEORGE.

The Council went into Executive Session.

APPROVED

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Asst. City Clerk