

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 16, 1960

10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Bechtol, Palmer, White, Mayor Miller

Absent: Councilman Perry

Present also: Reuben Rountree, Jr., Acting City Manager; Doren R. Eskew, City Attorney; Robert A. Miles, Chief of Police

City Manager W. T. Williams, Jr., and Assistant City Manager W. T. Blodgett absent.

Invocation was delivered by REV. J. PAUL JOYNER, Central Assembly of God.

Councilman White moved that the Minutes of the meeting of June 9, 1960, be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Perry

The Council rose in honor and in memory of MR. MARVIN TURNER, who had been with the City of Austin 25 years, and asked that a letter of sympathy be sent to his wife and family expressing regrets of his death.

MAYOR MILLER announced that MR. W. L. MAYFIELD had filed a request for withdrawal of his Special Permit at 2815-2823 Hancock Drive. Also in view of this request for withdrawal, MR. T. G. FERGUSON, representing petitioners for zoning the property (2815-2841 Hancock Drive) from "O" Office District to "A" Residence District, requested that this application as well as their petition appealing the decision of the Planning Commission on granting a special permit at 2815-2823 Hancock Drive, be withdrawn. MR. ROBERT SNEED, representing Mr. Lloyd Collins, also verbally asked withdrawal of their appeal, since Mr. Mayfield had decided not to go on with his special permit. Councilman Palmer moved to accept these withdrawals, and asked that the property owners be notified. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Perry

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 34 OF THE AUSTIN CITY CODE OF 1954 BY ADDING THERETO A NEW SECTION DESIGNATED SECTION 34.13-A TO PROHIBIT FILLING AND TO REGULATE THE MOVING OF EARTH IN AND ALONG CERTAIN PARTS OF THE COLORADO RIVER, AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Perry

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

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Perry

Councilman White asked that the final reading be postponed today.

MR. KAY MILLER, representing Mr. Watt Schieffer, stated this ordinance would prohibit his client from continuing filling in his lot. The ordinance provisions were explained by the City Attorney.

The Council deferred action on allowing a refund contract between Water Control and Improvement District No. 9 and Barton View, Inc., until next week.

Mayor Miller asked for information on the type of electric easement being retained on property to be deeded to Mr. Bascom Giles (property behind Delwood Shopping Center), as Mr. Giles thought there was to be a high-line going through the area. The Acting City Manager stated this was a guy-wire easement only, and that a group was out checking now to see about a rerouting of the line.

Action on the sale of city-owned houses and outbuildings at 4100 Manor Road, 3514 Manor Road, and 4102 Manor Road was postponed until the Council could make an inspection of the buildings.

MAYOR MILLER submitted the complaint of MR. GREGORY that a street light had been placed on his lot, and he did not want it located there. MR. HERBERT JACKSON made a report on this street light, giving the reason for its being located there. Councilman Bechtol stated he would contact Mr. Gregory about the light. No action was taken regarding relocating the light.

The Mayor announced the withdrawal of the following zoning applications:

CLINT SMALL, JR.

Tract 1

3201-3205 West 35th Street From "A" Residence  
3213-3221 West 35th Street To "GR" General Retail  
3422-3428 Scenic Drive

Tract 2

3207-3211 West 35th Street From "A" Residence  
To "C-1" Commercial

HERBERT BOHN

1607 West 38th Street  
3711 Jefferson

From "A" Residence  
To "LR" Local Retail  
NOT Recommended by  
the Planning  
Commission

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

WALTER CARRINGTON &  
E. M. CHOTE

2811-2817 San Pedro  
2810-16 Salado Street

From 1st Height &  
Area  
To 2nd Height & Area  
NOT Recommended by  
the Planning  
Commission

MR. ARCH BRASWELL, Agent, and MR. WALTER CARRINGTON represented the applicants. Mr. Carrington wanted to build 16 unit, 2 bedroom apartments to rent to married university couples; that he did not want any zoning that would not permit this type of construction, as it would not be economically sound; that there would be plenty of off-street parking; cost of construction would be over \$100,000; that the area is now classified as a high density area; the area between 19th and 26th Streets is already 90% 2nd Height and Area; the units would be as sound-proof as modern construction could make them; that if the area were zoned "B" Residence a developer could build a 30 room house and rent it to 60 single students. Mr. Braswell had described the building, and gave the advantages of such a development in the University Area. It was brought out the deed for street widening of Salado, requested some three years ago, was filed 3 weeks ago. Mr. Carrington stated he would be willing to sign a letter of intent or any instrument regarding this development. Opposition was expressed by MR. BILL CARSSOW, Attorney for MR. JAMES RICE, et al, and by MR. & MRS. O.W. REINMUTH, MR. WM. BURFORD, DR. EDENS, MRS. JOHN A. FOCHT, MRS. TIROFF, and others stating the change of zoning would result in further congestion of traffic; would ruin a quiet neighborhood composed of University professors, teachers, or graduate students; that there was no public need for apartments in this area; that 16 apartments could mean 32 cars; and that the property owners wanted to keep this a rich quiet high-class residential area. The Mayor stated in his opinion, since there was no interest in this zoning for three years, that it should start all over; that the deed for street widening was not delivered until May 24th. Councilman White suggested deferring consideration until next week. Councilman Palmer moved to postpone this until next week. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Perry

- - - - -

DORA E. SCARBOROUGH  
By Robert L.  
Scarborough

3024 Windsor Road  
2401-03 Spring Lane

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

Mr. Robert L. Scarborough represented the applicant. It was noted there were deed restrictions, and Mr. Scarborough was asked if he would like to get these cleared through the Court before he went on with his zoning application. Mr. Scarborough stated this change was to permit renting the existing building to doctors, as it was hard to keep the apartments rented for residences, due to heavy traffic in the area. Councilman Bechtol moved to postpone decision for 60 days to give the applicants an opportunity to clear the deed restrictions and the property owners to be notified when this is brought up again. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Perry

- - - - -

T. A. FAIREY

5602-10 Manor Road

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the  
Planning Commission

Mr. T. A. Fairey represented himself. Opposition was by Mr. Walter James who filed a petition protesting the change of zoning. The Council postponed action until it could make a personal inspection of the area.

- - - - -

NASH PHILLIPS &  
CLYDE COPUS, JR.  
By Marvin Turner Engrs.  
Inc.

1915-2005 Wheless Lane

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the  
Planning Commission  
With Condition

Opposition was expressed by JACK McCOWAN, as this highly advertised residential district was becoming commercialized. Action was postponed as the Council wanted to make a personal inspection of the area.

- - - - -

RAY BROWN &  
BUFORD STEWART

1407-09 Morgan Lane

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

Mr. Buford Stewart asked that this application be withdrawn. Councilman White moved that the withdrawal be accepted. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
 Noes: None  
 Absent: Councilman Perry

- - - - -

CONCHA GOVEA	2301 Santa Rosa Street	From "B" Residence
By Simon R. Govea	409 Matamoras Street	To "LR" Local Retail
		NOT Recommended by the
		Planning Commission

Mrs. Govea represented herself, stating they wanted to put in a grocery store. No opposition appeared. After discussion, Mrs. Govea asked to withdraw the application. Councilman White moved that the withdrawal be accepted. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
 Noes: None  
 Absent: Councilman Perry

- - - - -

HERBERT BOHN, et al	3707-3709 Jefferson	From "A" Residence
By F. M. Reed		To "LR" Local Retail
		RECOMMENDED by the
		Planning Commission

(Note: MR HERBERT BOHN withdrew his property at 3711 Jefferson and 1607 West 38th Street from the application) Councilman White moved that the change be granted to "LR" Local Retail. The motion, seconded by Councilman Bechtol, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
 Noes: None  
 Absent: Councilman Perry

The Mayor announced that the change had been granted to "LR" Local Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

- - - - -

MRS. VIOLA L. LOTT	2326-2332 (2328-2330)	From "A" Residence &
By J. Phillip Crawford	Rosewood Avenue	"C" Commercial
		To "C" Commercial
		RECOMMENDED by the
		Planning Commission

No one appeared representing the applicant. Inquiry was made by J. H. BROWN as to possible sale of beer in this zone. Councilman Bechtol moved that the change be granted to "C" Commercial. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
 Noes: None

Absent: Councilman Perry

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

- - - - -

JOHN STUART HARRIS  
By Mr. Raymond Ramsey

714-716 West 19th Street  
1901-05 Pearl Street

From "B" Residence  
To "O" Office  
RECOMMENDED by the  
Planning Commission

Mr. Ramsey represented the applicant. No opposition appeared. Councilman Bechtol moved that the change be granted to "O" Office District. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Perry

The Mayor announced that the change had been granted to "O" Office and the City Attorney was instructed to draw the necessary ordinance to cover.

- - - - -

#### ORIGINAL ZONING

Area 17

31 acres adjoining  
Barton Hills

From Interim Zoning  
To "A" Residence 1st  
Height & Area

Area 18

Western Trails, Sec. 6

RECOMMENDED by the  
Planning Commission

Area 19

Redd Street Annexation

Area 20

Miles Terrace

Area 21

Oakglenn Park, Sec. 1

Area 22

Southern Oaks, Sec. 3 &  
3-A

The Mayor asked those who wished to establish the original zoning as "A" Residence 1st Height and Area for 31 acres adjoining Barton Hills; Western Trails, Sec. 6; Redd Street Annexation; Miles Terrace; Oakglenn Park, Sec. 1; and Southern Oaks, Sec. 3 and 3-A, to vote "Aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Perry

The Mayor announced that the original zoning had been established as "A" Residence 1st Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

- - - - -

C. H. DRUMMOND

6201 Eaney Drive  
6208-6210 North Hampton  
DriveFrom "A" Residence  
To "B" Residence  
NOT Recommended by the  
Planning Commission

Mrs. Drummond represented herself stating she wanted a beauty parlor in her home. Opposition was expressed by MR. OLIVER W. HARBISON, stating that if this zone is permitted, others will want to put in a flower shop, garage workshop, etc., and that there are shopping centers near by where this shop could be located. Mrs. Drummond stated she had a shop in Cameron Village, but she had three children and wanted to move the shop to her home. The Director of Planning stated there were deed restrictions on this property. Councilman Bechtol moved that the application be denied. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Perry

The Mayor announced that the change had been DENIED.

- - - - -

MR. LLOYD DUTY, Attorney, and member of Knebel Post, American Legion, stated this Post wanted to buy a place of its own and a service center to be utilized by the scouts, baseball, PTA, and any civic group that wanted to use the building. He listed some property that had been considered, and made inquiry of property that the City might have available for sale, stating the Post would be interested in four or five acres. The property at Berkman Drive and 51st Street was mentioned. The Mayor stated that this property at the head of the Airport was not available, but that the Council would be willing to try to locate some other land, and that it would look around and see what could be suggested.

The Acting City Manager stated he had talked with Mrs. W. O. Whiteside about some property she wanted to lease for a little real-estate office, east of and adjacent to Mills Avenue between 34th and 35th Street. Councilman Palmer suggested that she make an offer.

The Council recessed about 1:20 P.M.

RECESSED MEETING

11:00 A.M. Friday  
June 17, 1960

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Absent: None

The Council discussed the possible sale of property at 25th and Lamar

Boulevard. The City Attorney explained that the title to the property would be involved. The Mayor stated he would go look at the lot and see what it would be worth at this time.

The Mayor suggested that on the sales of houses, that it might be well to consider adopting a policy to auction them rather than to advertise for bids.

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 14, 1960, for the sale of City-owned houses and outbuildings; and,

WHEREAS, such bids had been repeatedly advertised; and,

WHEREAS, M. J. Kouri submitted the highest and best bid in the amount of \$527.87 on the six room frame house located at 4100 Manor Road; and,

WHEREAS, H. E. Stanley submitted the highest and best bid in the amount of \$117.00 on the 1 1/2 story seven room frame house and outbuildings located at 3514 Manor Road; and

WHEREAS, M. J. Kouri submitted the highest and best bid in the amount of \$727.87 on the two story frame house and outbuildings located at 4102 Manor Road; and,

WHEREAS, the Director of Public Works has recommended the sale of such improvements to said bidders; Now, Therefore,

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

That S. Reuben Rountree, Jr., acting City Manager, be and he is hereby authorized to execute contracts of sale for said houses and outbuildings at the above described locations with said bidders.

The motion, seconded by Councilman Bechtol, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Mayor Miller brought up the following ordinance for its third reading:

AN ORDINANCE AMENDING CHAPTER 34 OF THE AUSTIN CITY CODE OF 1954 BY ADDING THERETO A NEW SECTION DESIGNATED SECTION 34.13-A TO PROHIBIT FILLING AND TO REGULATE THE MOVING OF EARTH IN AND ALONG CERTAIN PARTS OF THE COLORADO RIVER, AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

The Mayor announced that the ordinance had been finally passed.



MR. FRANK DENIUS discussed further the contract for the miniature train in Zilker Park. The Director of Recreation stated he had looked over the proposed route and he recommended the approximate lay-out. He said the Board also recommended this. The Acting City Manager stated the final design and location would have to be checked and approved. Percentages from the vending machines, souvenirs, etc. were also discussed. The Mayor suggested that since this project had been recommended by the Recreation Director and Parks and Playground Board, that the Council approve it subject to the specifications being worked out. It was decided that final approval of the contract be given next Thursday. The Mayor made an announcement that action of the Council gave portended approval of the contract next Thursday subject to approval of specifications, for this miniature train, AUSTIN EAGLE RAILROAD.

Councilman Bechtol moved that the three (3) present members of the Equalization Board be reappointed (term to expire June 1, 1961):

MR. L. THEO BELLMONT  
MR. HARRY PRUETT  
MR. CARL STERZING

The motion, seconded by Councilman Perry, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman Bechtol moved that the Library Commission be reappointed as follows: (Two year term expiring January 1, 1962)

MRS. A. W. HARRIS	MRS. HERBERT ASH
MR. R. W. PETTWAY	MR. DAVE CHEAVENS
MRS. L. C. PROCTER	MR. EDMUNDS TRAVIS
MR. F. W. STERNENBERG	MRS. W. E. SHALLENE
MR. BILL WEEG	MISS HELEN HARGRAVE
MR. O. DOUGLAS WEEKS	MRS. RALPH HANNA
MRS. CLAUDE HILL	MR. T. H. WILLIAMS, JR.
MRS. JOHN BROAD	

The motion, seconded by Councilman Perry, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman Bechtol moved that the following be reappointed as members on the Navigation Board: (Two year terms ending January 1, 1962)

MR. FOREST PEARSON  
MR. R. G. MUELLER, JR.  
MR. W. B. ACKER

The motion, seconded by Councilman Perry, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman Bechtol moved that DR. TERRY WATT be appointed to fill the vacancy on the Navigation Board. (Two year term ending January 1, 1962) The

motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman Bechtol that the following be reappointed members of the Parks and Recreation Board: (Two year terms to expire April 1, 1962)

MR. W. T. CASWELL  
MRS. C. E. BROWNING  
MRS. FAGAN DICKSON  
DR. D. K. BRACE

The motion, seconded by Councilman Perry, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman Bechtol moved that the following be appointed as members of the Parks and Recreation Board: (Two year terms to expire April 1, 1962)

MRS. FRANK ROBINSON  
MR. GIL KUYKENDALL  
MR. SAM PARKER

The motion, seconded by Councilman Perry, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman Bechtol moved that the following be reappointed as members of the Retirement Board, for two year terms expiring April 17, 1962:

MR. WILLARD HOUSER  
MR. L. J. STRUHALL  
MR. W. P. WATTS

The motion, seconded by Councilman Perry, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Councilman Perry moved that the following be reappointed as members of the Building Standards Commission, for a term expiring May 17, 1962:

MR. E. W. JACKSON  
MR. R. M. BAUTISTA  
MR. HERMAN JONES  
MRS. MAXINE LOMBARD  
MR. NED COLE  
MR. JOHN G. ADAMS  
MR. NASH PHILLIPS

The motion, seconded by Councilman Bechtol, carried by the following vote:  
Ayes: Councilmen Bechtol, Palmer, Perry, White, Mayor Miller  
Noes: None

Brief discussion was held on lease of some land for grazing purposes, and the Mayor stated he was not in favor of leasing this land.

MAYOR MILLER brought up a suggestion that the operation of the loud speaker system at the Auditorium be looked into as it was not run as efficiently as it should have been at the last big meeting.

The Council approved the following:

Fireworks display, requested by the Austin Country Club - July 4th  
Fireworks display, requested by the Jaycees, south bank of the  
River - July 4th  
Parade for the Sheriffs Posse.

Action on appointing the Planning Commission was postponed until next week.

There being no further business, the Council adjourned at 1:30 P.M., subject to the call of the Mayor.

APPROVED

*Tom Miller*

Mayor

ATTEST:

*Eleni Harsley*  
City Clerk