

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 13, 1967
7:30 P.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Akin presiding.

Roll Call:

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

The Invocation was delivered by REVEREND S. MERLE WATERS of the St. John's Methodist Church.

SALES TAX RESOLUTION

Mrs. Ed Wroe appeared before the Council and stated that a series of informal meetings had been held concerning the matter of a sales tax for the City of Austin. Mr. Wroe then read the following resolution which had been based on the findings of the study of the sales tax:

WHEREAS, The demands for services by city government and the costs of such services are constantly increasing, and;

WHEREAS, The need for revenues to meet these increasing demands and costs is becoming critical, and;

WHEREAS, The Legislature of the State of Texas in its wisdom has made available a new source of revenue to the cities of Texas in the form of a city sales tax, and;

WHEREAS, The city sales tax is optional and is available to a city only upon a vote of the people in local referendum;

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Austin be, and is hereby, petitioned to call an election at the earliest possible legal date to permit the citizens of Austin to determine by ballot whether a portion of the increasing financial needs of the City of Austin should be met by a city sales tax.

CITIZEN APPEARANCE

Mr. William B. Byers of the Houston Chronicle appeared before the Council to express his opposition to the City sales tax. He stated that the proposed one per cent sales tax would be detrimental to those with low incomes and that a property tax designed to raise revenue for the same purposes would be more equitable. After some discussion, Councilman LaRue moved the Council set a public hearing on August 3, 1967 at 2:30 p.m. for the purposes of considering the sales tax. The motion, seconded by Councilman Janes, carried by the following vote:

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

Councilman Long then moved the Council hold the sales tax hearing on August 3, 1967 at 7:30 p.m. The motion, seconded by Councilman Nichols, failed by the following vote:

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

ZONING HEARING

Mayor Akin announced that it was time for the Council to hear the zoning cases scheduled for public hearing. Pursuant to published notice thereof, the following zoning applications were publicly heard:

M & O TIMBER CO. by Kelly E. McAdams C14-67-079	1001-1003 W. 29th St. 2854 Shoal Crest Ave.	From "O" Office to "LR" Local Retail NOT RECOMMENDED by the Planning Commission
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The Council agreed to look at the property before taking any action.

DONALD & NITA KITLEY	809 Park Blvd. Additional Area 811-813 Park Blvd. 4120-4124 Red River St.	From "A" Residence to "O" Office NOT RECOMMENDED by the Planning Commission
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Councilman Janes moved the Council grant the change from "O" Office to "LR" Local Retail subject to resubdivision into one piece of property. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
 Noes: None
 Out of Room at
 Roll Call: Councilman Long

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

CHARLIE A. DAVIS ET AL 700-712 W. 34th St.
by Phil Mockford 400-404 King St.
C14-67-081

From "O" Office, 1st Height
and Area to "O" Office, 2nd
Height and Area
NOT RECOMMENDED by the
Planning Commission

Councilman Nichols moved the Council grant the change from "O" Office, 1st Height and Area to "O" Office, 2nd Height and Area subject to restrictive covenant. 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 "O" Office, 2nd Height and Area subject to restrictive covenant and instructed the City Attorney to draw the necessary ordinance to cover.

JOHN A. FLACHE
by Brown, Erwin,
Maroney & Barber

1505-1909 Montopolis Dr.
6300-6506 Riverside Dr.
1504 & 1902 Vargas Rd.

From "A" Residence to "C"
Commercial
NOT RECOMMENDED by the
Planning Commission
RECOMMENDED "C" Commercial
& "LR" Local Retail

Due to opposition concerning a drainage problem as well as a drive-in theater, Councilman Long moved the Council continue the hearing until the following Thursday. The motion, seconded by Councilman Janes, carried by the following vote:

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

FRANK MEECE
C14-67-094

2801-2809 San Pedro St.
804 West 28th St.
2804-2808 Salado St.
Additional Area
800-802 West 28th St.
2800-2802 Salado St.

From "A" Residence, 1st Height
and Area to "B" Residence, 2nd
Height and Area
NOT RECOMMENDED by the
Planning Commission

Councilman Nichols moved the Council grant the change from "A" Residence, 1st Height and Area to "B" Residence, 2nd Height and Area subject to 11' of right-of-way. The motion, seconded by Councilman Long, 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, 2nd Height and Area subject to right-of-way and instructed the City Attorney to draw the necessary ordinance to cover.

ANNA GARDNER & 300 East 30th St. From "B" Residence, 2nd Height
 GEORGE WALKER 3001-3005 Speedway and Area to "LR" Local Retail,
 C14-67-084 2nd Height and Area
 by Sneed & Vine

Councilman Long moved the Council grant the change from "B" Residence, 2nd Height and Area to "LR" Local Retail, 2nd Height and Area, as recommended by the Planning Commission. 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 "LR" Local Retail, 2nd Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

SPURGEON D. BASKIN 3300-3306 Manor Rd. From "A" Residence to "C"
 by Joe R. Long 2213-2217 Anchor Ln. Commercial
 C14-67-089 Additional Area NOT RECOMMENDED by the
 2219-2227 Anchor Ln. Planning Commission
 3230 & 3308-3310
 Manor Rd.

Councilman LaRue moved the Council grant the change from "A" Residence to "C" Commercial subject to clarification of right-of-way. The motion, seconded by Councilman Nichols, carried by the following vote:

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

After some discussion, Councilman Nichols then moved the Council reconsider the first motion and follow the recommendation of the Planning Department and not grant "C" Commercial zoning. The motion, seconded by Councilman LaRue, carried by the following vote:

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

H. P. ALLEN 1910-1912 Whitis Ave. From "B" Residence, 2nd Height
 by Frank Kerbow Additional Area and Area to "C" Commercial,
 C14-67-091 1908 Whitis Ave. 2nd Height and Area
 NOT RECOMMENDED by the
 Planning Commission

Councilman Long moved the Council grant the change from "B" Residence, 2nd Height and Area to "C" Commercial, 2nd Height and Area. The motion, seconded by Councilman Nichols, carried by the following vote:

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

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

CAREY LEGETT, JR. & GEORGIA LEGETT C14-67-093	802-810 Comanche St. 2900-2904 Swisher St.	From "O" Office, 1st Height and Area to "C" Commercial, 4th Height and Area NOT RECOMMENDED by the Planning Commission
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The Council agreed to leave zoning case C14-67-093 pending due to problems of drainage and circulation.

J. O. PROWSE by Johnson, Jones & Sheppard C14-67-096	Tract 1 510-600 East 43rd St. Tract 2 4311-4321 Duval St.	From "A" Residence, 1st Height and Area to "B" Residence, 2nd Height and Area From "A" Residence, 1st Height and Area to "C" Commercial, 2nd Height and Area NOT RECOMMENDED by the Planning Commission
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Councilman Long moved the Council grant the change from "A" Residence, 1st Height and Area to "B" Residence, 2nd Height and Area on Tract 1 and from "A" Residence, 1st Height and Area to "C" Commercial, 2nd Height and Area on Tract 2. 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, 2nd Height and Area on Tract 1 and to "C" Commercial, 2nd Height and Area on Tract 2 and instructed the City Attorney to draw the necessary ordinance to cover.

BOBBY GENE BOYD C14-67-083	300 Franklin Blvd. 5400-5404 Chesterfield	From "A" Residence to "B" Residence NOT RECOMMENDED by the Planning Commission
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Councilman Long moved the Council grant the change from "A" Residence to "B" Residence. 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 and instructed the City Attorney to draw the necessary ordinance to cover.

JOHN D. BYRAM
by Edmund J.
Fleming, Jr.
C14-67-088

509-701 Wonsley Dr.

From "A" Residence to "B"
Residence
NOT RECOMMENDED by the
Planning Commission

Councilman Long moved the Council grant the change from "A" Residence to "B" Residence. 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 and instructed the City Attorney to draw the necessary ordinance to cover.

Councilman Long then moved the Council authorize the City Manager to purchase the property on Wonsley Drive. The motion, seconded by Councilman Janes, carried by the following vote:

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

N. A. GIBLIN
C14-67-086

1606-1700 Dalton Ln.
1706-1802 Dalton Ln.
Additional Area
1702-1704 Dalton Ln.

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

Councilman Nichols moved the Council grant the change from "A" Residence to "B" Residence subject to right-of-way on property at 1606-1700 Dalton Lane and 1706-1802 Dalton Lane 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 Council agreed to leave pending the additional area on 1702-1704 Dalton Lane.

HARRIS BURROW
C14-67-080

9923-9935 F.M. Rd. 1325

From "A" Residence to "D"
Industrial
RECOMMENDED by the Planning
Commission

Councilman Long moved the Council grant the change from "A" Residence to "D" Industrial, as recommended by the Planning Commission. 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 "D" Industrial and instructed the City Attorney to draw the necessary ordinance to cover.

J. B. FORD & THOMAS C. WOMMACK C14-67-090	905 East 41st St. Additional Area 911-917 East 41st St.	From "O" Office to "GR" General Retail RECOMMENDED by the Planning Commission
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Councilman Long moved the Council grant the change from "O" Office to "GR" General Retail, as recommended by the Planning Commission. 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 change had been granted to "GR" General Retail and instructed the City Attorney to draw the necessary ordinance to cover.

RICHARD RUSHING & DR. JOHN WATSON C14-67-092	1301 Hillside Ave. Additional Area Rear of 1219-1221 Hillside Ave. 1223-1229 Hillside Ave.	From "A" Residence to "BB" Residence RECOMMENDED by the Planning Commission
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Councilman Long moved the Council grant the change from "A" Residence to "BB" Residence, as recommended by the Planning Commission. The motion, seconded by Councilman Nichols, carried by the following vote:

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

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

DEE ROBERTS C14-67-095	1409 Nickerson St.	From "A" Residence to "BB" Residence NOT RECOMMENDED by the Planning Commission
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Councilman LaRue moved the Council uphold the recommendation of the Planning Commission to deny the change from "A" Residence to "BB" Residence. 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 change had been denied.

LAWRENCE BANDA	6600-6604 Felix Ave.	From "A" Residence to "LR"
by Sneed & Vine	809 Vargas Rd.	Local Retail
Cl4-67-087		RECOMMENDED by the Planning Commission

Councilman Long moved the Council grant the change from "A" Residence to "LR" Local Retail, as recommended by the Planning Commission. 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 "LR" Local Retail and instructed the City Attorney to draw the necessary ordinance to cover.

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 11.94 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THEODORE BISSEL LEAGUE IN TRAVIS COUNTY, TEXAS: 9.49 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE T. J. CHAMBERS GRANT IN TRAVIS COUNTY, TEXAS; AND 0.03 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF A RESUBDIVISION OF LOT 1-A OF THE RESUBDIVISION OF LOTS 1 AND 2, BLOCK U, NORTHWEST HILLS, SECTION 7, A SUBDIVISION OF A PORTION OF THE T. J. CHAMBERS GRANT IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ACCORDING TO A MAP OR PLAT OF SAID NORTHWEST HILLS, SECTION 7, OF RECORD IN BOOK 26 AT PAGE 32 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS; A MAP OF SAID RESUBDIVISION OF LOT 1-A OF THE RESUBDIVISION OF LOTS 1 AND 2, BLOCK U, NORTHWEST HILLS, SECTION 7, BEING OF RECORD IN BOOK 34 AT PAGE 1 OF THE PLAT RECORDS OF 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 Long moved that the ordinance be finally passed. 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 ordinance had been finally passed.

CONTRACT AWARDED

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 5, 1967, for the widening of a reinforced concrete bridge on Springdale Road at Tannehill Branch; and

WHEREAS, the bid of Miller's Concrete Contractors in the sum of \$18,138.22, was the lowest and best bid therefore and the acceptance of such bid 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 bid of Miller's Concrete Contractors, in the sum of \$18,138.22, be and the same is hereby accepted, and that James A. Wilson, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Miller's Concrete Contractors.

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

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

STREET IMPROVEMENTS ORDINANCE

Mayor Akin introduced the following ordinance:

AN ORDINANCE APPROVING AND ADOPTING THE WRITTEN STATEMENT AND REPORT OF THE DIRECTOR OF PUBLIC WORKS, SHOWING THE ESTIMATES OF THE TOTAL COSTS OF ALL THE IMPROVEMENTS, THE ESTIMATES OF THE COSTS PER FRONT FOOT PROPOSED TO BE ASSESSED AGAINST THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF, AND THE ESTIMATES OF VARIOUS OTHER COSTS FOR THE IMPROVING OF PORTIONS OF SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DESCRIBED, AND OF OTHER MATTERS RELATING THERETO; DETERMINING AND FIXING THE PORTION OF SAID COSTS AND THE RATE THEREOF PROPOSED TO BE ASSESSED AGAINST AND PAID BY THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF; DETERMINING THE NECESSITY OF LEVYING AN ASSESSMENT AGAINST SAID ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF FOR THE PORTION OF SAID COSTS APPORTIONED TO THEM; ORDERING AND SETTING A HEARING AT 10:30 O'CLOCK A.M. ON THE 17TH DAY OF AUGUST, 1967, IN THE COUNCIL CHAMBER OF THE CITY HALL OF AUSTIN, TEXAS, AS THE TIME AND PLACE FOR

THE HEARING OF THE REAL AND TRUE OWNERS OF SAID ABUTTING PROPERTY AND ALL OTHERS INTERESTED IN SAID ABUTTING PROPERTY OR IN ANY OF THE PROCEEDINGS AND CONTRACT CONCERNING SAID ASSESSMENTS, PROCEEDINGS AND IMPROVEMENTS; DIRECTING THE CITY MANAGER OF THE CITY OF AUSTIN, TEXAS, TO GIVE NOTICE OF SAID HEARING AS REQUIRED BY THE LAWS OF THE STATE OF TEXAS AND THE CHARTER OF THE CITY OF AUSTIN: DECLARING AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE.

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.

SUBSTANDARD HOUSING

Councilman LaRue moved the Council grant a sixty day extension on substandard housing at 7216 Bethune Avenue. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Councilman Long moved the Council approve the recommendations from the Building Standards Commission and authorize the Legal Department to take proper legal disposition of the following substandard structures which have not been repaired or demolished within the required time:

714 Culp Street	Inez Wallace & Mrs. S. Y. Hamilton
1309 Deloney	Mr. Walter McBride
210 Dunlap	Comal Lumber Company
903 Josephine	Mr. Charles A. Carter
815 Chicon	Mr. J. S. Gordon

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

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

HIGHWAY 290 RIGHT-OF-WAY

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That James A. Wilson, City Manager, be and he is hereby authorized and directed to convey to the State of Texas, the hereinafter described tract of land condemned of Thomas Lee Young, et ux Gladys R. Young.

Such conveyance to be for and in consideration of the payment by the State of Texas of one-half (1/2) of the cost of condemnation of such tract in accordance with the terms of that certain contract entered into by and between the City of Austin and the State of Texas on the 9th day of December, 1963 for the acquisition of right-of-way for U.S. Highway 290 East from Interstate Highway 35 to Mira Loma Drive in the City of Austin; said tract of land being more particularly described as follows:

0.417 of one acre of land, more or less, same being out of and a portion of the James P. Wallace Survey which lies within the corporate limits of the City of Austin, Travis County, Texas, which was conveyed to Thomas Lee Young by deed dated March 1, 1949, of record in Volume 968, Page 108 of the Deed Records of Travis County, Texas, said 0.417 acre tract of land being more particularly described by metes and bounds as follows:

BEGINNING at the Southeast corner of above mentioned Thomas Lee Young property in the existing North right of way line of U.S. Highway 290, said corner being S 7° 33' E, 340.30 feet from the Northeast corner of said property and also being N 7° 33' W, 60.48 feet from Highway centerline station 81+63.78;

THENCE, along the existing North right of way line of U.S. Highway 290 being a curve to the right having a radius of 5,669.65 feet, the chord bears S 77° 47' W, 98.95 feet, having an arc length of 98.95 feet to the Southwest corner of this tract; said point being at right angles to and 60.00 feet left of centerline station 80+69.22;

THENCE, N 4° 19' W, 210.85 feet along the West line of the Young tract, same being the East line of that tract conveyed to L. A. Fry in Volume 880, Page 548 of the Deed Records of Travis County, Texas, to a pin set in the proposed North right of way line of U. S. Highway 290;

THENCE, S 83° 24' E, 89.44 feet along said proposed right of way line to a pin set in the West line of that tract conveyed to Nash Phillips and Clyde Copus, Jr. in Volume 1594, Page 123 of the Deed Records of Travis County, Texas, for the North-east corner of the tract herein conveyed;

THENCE, S 7° 33' E 180.60 feet along said West line of Nash Phillips and Clyde Copus, Jr. property, same being the East line of aforesaid Thomas Lee Young tract, to the place of beginning.

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

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

ZONING ORDINANCES

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN HEIGHT AND AREA AND CHANGING THE HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

TRACT 1: A TRACT OF 10.84 ACRES OUT OF THE JAMES P. WALLACE LEAGUE NO. 57, LOCALLY KNOWN AS 6215-6313 AIRPORT BOULEVARD AND 6500-6506 JONATHAN DRIVE, FROM FIRST HEIGHT AND AREA DISTRICT TO THIRD HEIGHT AND AREA DISTRICT; AND

TRACT 2: A TRACT OF 135.95 ACRES OUT OF THE JAMES P. WALLACE LEAGUE NO. 57, LOCALLY KNOWN AS 6000-6824 MIDDLE FISKVILLE ROAD, 101-721 EAST HUNTLAND DRIVE, 6501-6523 JONATHAN DRIVE, 5759-6213 AIRPORT BOULEVARD AND 5900-5966 U. S. HIGHWAY 290; SAID PROPERTY BEING SITUATED 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.

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 6.29 ACRE TRACT OF LAND, LOCALLY KNOWN AS 4306-4330 BULL CREEK ROAD AND 2801-2907 CAMP MABRY ROAD, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND 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.

MASTER PLAN HEARING SET

Councilman Nichols moved the Council set a public hearing for changing the Master Plan on a 64 acre tract--Highway 183 on August 3, 1967 at 10:30 A.M. The motion, seconded by Councilman LaRue, carried by the following vote:

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

WATER CONTRACT

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That James A. Wilson, City Manager, be and he is hereby authorized to execute and deliver to Cedar Park Water Supply Corporation that certain Agreement for Purchase of Water dated July 13, 1967 under the terms of which the City of Austin agrees to sell water to said corporation upon the terms and conditions therein enumerated.

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

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

LEASH LAW DISCUSSION POSTPONED

The Council agreed to postpone discussion on the leash law for dogs.

RETIRING EMPLOYEE

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the lives, the health, and the comforts of the people of Austin have been greatly enriched through the many years of faithful service during which Mr. E. D. Wiginton has faithfully discharged the responsibility to the individual customers and to the City of Austin in accurately accounting for the water, sewer and electric services which have been rendered the citizens of the City of Austin; and

WHEREAS, the very difficult and trying task of accurately accounting for such services to the satisfaction of the hundreds of thousands of people who have used these public services has been discharged with fidelity by the diligence, patience and professional competence of Mr. E. D. Wiginton who is now retiring from his service with the City; Now, Therefore,

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

That upon the occasion of his well-earned retirement, that public recognition and appreciation for the services of Mr. E. D. Wiginton be made and that a page be especially set apart for that purpose in the official Minutes of the City Council and that a copy of this resolution be presented to the said E. D. Wiginton.

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

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

ZONING HEARING SET

Councilman LaRue moved the zoning hearing be set for August 10, 1967 at 10:00 A.M. The motion, seconded by Councilman Janes, carried by the following vote:

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

Councilman Long then moved the Council hold the hearing in the evening on August 10, 1967 in order that more people could attend. The motion, seconded by Councilman Nichols, failed by the following vote:

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

PARKING SPACE REQUEST

The Mayor noted that construction and landscaping were being done on the Governor's Mansion and that it had been requested that the City of Austin make available curb parking on the south side of West 11th between Colorado and Lavaca for official use for the Governor and his staff. Councilman Long then moved the Council authorize the City Manager to make arrangements for the curb parking. The motion, seconded by Councilman LaRue, carried by the following vote:

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

REQUEST FOR ZONING STUDY

City Manager Jim Wilson noted that he had received a request from Mr. Walter Wendlandt to have an area zoning study on a two block area bounded by East 38th Street, Duval, East 39th Street, and Peck Avenue for the purpose of a possible change to apartment zoning. Councilman Long moved the Council refer the matter to the Planning Department. The motion, seconded by Councilman LaRue, carried by the following vote:

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

PARADE PERMIT

Councilman LaRue moved the Council grant the request of Mr. D. R. Spear for a permit for an "Old Car Convention". The motion, seconded by Councilman Long, carried by the following vote:

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

July 13, 1967

BUILDING PERMIT

City Attorney Doren Eskew noted that he had received a request for a Building permit for a filling station to be located on the north side of Riverside Drive. Mr. Eskew stated that arrangements had already been made for the right-of-way for the expansion of Riverside. Councilman Long moved the Council authorize the City Manager to enter into the necessary negotiations for the building permit for a filling station to be located at the corner of Arena and Riverside Drive. The motion, seconded by Councilman Nichols, carried by the following vote:

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

ADJOURNMENT

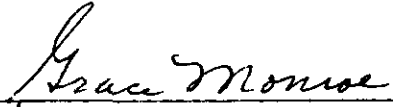
Councilman Long moved the Council be adjourned. The motion, seconded by Councilman LaRue, carried by the following vote:

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

APPROVED: _____


Mayor

ATTEST: _____


Asst. City Clerk