

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 14, 1971
10:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor LaRue presiding.

Roll Call:

Present: Councilmen Atkison, Gage, Johnson, MacCorkle, Price,
Mayor LaRue
Absent: Councilman Janes

The Invocation was delivered by REVEREND HARWELL E. NORRIS of St. Andrew's Presbyterian Church.

APPROVAL OF MINUTES

Councilman Price moved the Council approve the Minutes of the Regular Meetings of December 17, 1971, and December 10, 1971, as corrected. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Out of Room at
Roll Call: Councilman Atkison
Absent: Councilman Janes

SANCTIONING OF DRUG CENTRAL ORGANIZATION IN AUSTIN

Mr. Curtis Dickson and Mr. Joe Nanus of the Austin Optimist Clubs, spoke before the Council to request the Council's official sanctioning of a Drug Central for Austin. The group was composed of 100 lay and professional people who would coordinate all drug problems within the City. Mr. Dickson stated that about nine months ago a group of Optimists met with representatives of the State Health Department and members of the Governor's Office on Drug Abuse, the State Program on Drug Abuse to try to create the idea for a Drug Central. For the past six months local efforts had been made to create the Drug Central operation after talks with local leaders throughout the City. All interested parties had been contacted who saw a need for a central coordinating body to cope with drug problems and to set priorities on programs to be developed. Mr. Dickson indicated some of the comprehensive programs which would be undertaken: drug education, assisting our public schools, development of community-wide information programs, treatment programs, rehabilitation programs, prevention oriented programs, and the strengthening of law enforcement programs and community support for them.

Councilman Price and Councilman MacCorkle thought that the idea was a good one and felt that the project should have the Council's blessing. Mr. Dickson pointed out that for now the Council was being asked simply to endorse the program, but at a later date it might be necessary to ask for funding. The Optimist Clubs had provided initial funding to initiate the project, and other sources of funds were being explored.

Councilman Gage wondered if the Capitol Area Planning Council might be interested in the project. Mayor LaRue stated that Mr. Dickson had already pursued that possibility and that several of the Commissioners were interested in the project. He had a meeting scheduled with Mr. Hoyle Osborne to pursue the matter further.

Motion

After a brief discussion, Councilman Johnson moved the Council adopt a resolution endorsing and sanctioning the creation of a Drug Central for the City of Austin. The motion, seconded by Councilman Price, carried by the following vote:

Ayes:	Councilmen Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes:	None
Abstain:	Room at
Roll Call:	Councilman Atkison
Absent:	Councilman Janes

IMPROVEMENT REQUESTS FOR CRAIGWOOD SUBDIVISION

Mr. Wade Walker, Jr., President of the Environmental Council for the Citizens of Craigwood Subdivision, appeared before the Council to discuss street lights, street signs, city limit line designations and drainage problems in the subdivision. He stated that the subdivision had been annexed January 16, 1969, and that they were still waiting for street lights to be installed. He made the following requests:

1. Reduce the speed limit on Webberville Road through the subdivision from 60 mph to 35 mph.
2. Stop late night drinking in the vicinity of the Hideaway.
3. Reduce speed limits within Craigwood Subdivision from 30 mph to 20 mph or 25 mph.
4. Bus service for the area.
5. Drainage to divert rainwater from a nearby hill around the subdivision.
6. Stop lines for streets in the Subdivision

The Council assured Mr. Walker that the problems would be checked into and that the City Manager would report back to him on the progress.

COMPLAINTS AGAINST THE AUSTIN POLICE DEPARTMENT

Mr. Volma Overton, President, Austin Branch of the NAACP, addressed the Council regarding two East Austin incidents involving Blacks and the Austin Police Department.

After hearing Mr. Overton's complaints and listening to Mrs. Ruthie Drust, who was involved in one of the incidents, Councilman Gage moved the Council adopt a resolution instructing the City Manager to conduct an investigation and report back to the Council in one week. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price,
Mayor LaRue
Noes: None
Absent: Councilman Janes

Mayor LaRue further requested that Mr. Overton submit any additional information to the City Clerk.

Councilman Gage requested that the matter be submitted to the Human Relations Commission for their review. It was decided to postpone referring the matter to the Commission for one week until the City's part of the investigation was completed.

PAVING ASSESSMENT ORDINANCES

Mayor LaRue brought up the following ordinance for its first reading:

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 9:30 O'CLOCK A.M. ON THE 25TH DAY OF FEBRUARY, 1971, 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

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

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.

(Bissel Lane and sundry other streets)

The ordinance was read for the first time, and Councilman Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes:	Councilmen Atkison*, Gage, MacCorkle, Price, Mayor LaRue
Noes:	None
Present But Not	
Voting:	Councilman Johnson
Absent:	Councilman Janes

Mayor LaRue brought up the following ordinance for its first reading:

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 9:30 O'CLOCK A.M. ON THE 25TH DAY OF FEBRUARY, 1971, 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.

(Porter Street and sundry other streets.)

The ordinance was read for the first time, and Councilman Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes:	Councilmen Atkison*, Gage, MacCorkle, Price, Mayor LaRue
Noes:	None
Present But Not	
Voting:	Councilman Johnson
Absent:	Councilman Janes

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

Mayor LaRue brought up the following ordinance for its first reading:

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 9:30 O'CLOCK A.M. ON THE 25TH DAY OF FEBRUARY, 1971, 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.
(Francisco Street and sundry other streets)

The ordinance was read for the first time, and Councilman Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes:	Councilmen Atkison*, Gage, MacCorkle, Price, Mayor LaRue
Noes:	None
Present But Not	
Voting:	Councilman Johnson
Absent:	Councilman Janes

Mayor LaRue brought up the following ordinance for its first reading:

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 9:30 O'CLOCK

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

A.M. ON THE 25TH DAY OF FEBRUARY, 1971, 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.
(Bunche Road and sundry other streets.)

The ordinance was read for the first time, and Councilman Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

Ayes:	Councilmen Atkison*, Gage, MacCorkle, Price, Mayor LaRue
Noes:	None
Present But Not	
Voting:	Councilman Johnson
Absent:	Councilman Janes

Mayor LaRue brought up the following ordinance for its first reading:

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 9:30 O'CLOCK A.M. ON THE 25TH DAY OF FEBRUARY, 1971, 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.
(Montopolis Drive)

The ordinance was read for the first time, and Councilman Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

MacCorkle, carried by the following vote:

Ayes:	Councilmen Atkison*, Gage, MacCorkle, Price, Mayor LaRue
Noes:	None
Present But Not	
Voting:	Councilman Johnson
Absent:	Councilman Janes

Mayor LaRue brought up the following ordinance for its first reading:

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 9:30 O'CLOCK A.M. ON THE 25TH DAY OF FEBRUARY, 1971, 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.
(West Annie Street and sundry other streets.)

The ordinance was read for the first time, and Councilman Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman MacCorkle, passed by the following vote:

Ayes:	Councilmen Atkison*, Gage, MacCorkle, Price, Mayor LaRue
Noes:	None
Present But Not	
Voting:	Councilman Johnson
Absent:	Councilman Janes

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

ZONING ORDINANCES

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOTS 6 AND 7, BLOCK 9, W. A. HARPER RESUBDIVISION, LOCALLY KNOWN AS 3410-3412 DUVAL STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE 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 Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue brought up the following ordinance for its first reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:
A 17,145 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 601-603 CLIFFORD STREET; 4214-4218 SOUTH FIRST STREET, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

* Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

The ordinance was read for the first time and Councilman Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Atkison*, Gage, MacCorkle, Price, Mayor LaRue
 Noes: Councilman Johnson
 Absent: Councilman Janes

Mayor LaRue brought up the following ordinance for its first reading:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: LOTS 70A AND 70B, RESUBDIVISION OF LOT 70, WOODLAWN ADDITION, LOCALLY KNOWN AS 607-611 RIVERSIDE DRIVE, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS,

The ordinance was read for the first time, and Councilman Johnson moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison*, Gage, Johnson, Price, Mayor LaRue
 Noes: None
 Present But Not Voting: Councilman MacCorkle
 Absent: Councilman Janes

Action was DEFERRED until January 21, 1971, on the following item:

JOSEPH BASHARA	6208-6212 Langham	From "A" Residence to
C14-70-181	1706-1708 Montopolis	"GR" General Retail

Heard and granted December 3, 1970, subject to 5 feet of right-of-way on Langham. 5 to 2 vote, Councilmen Gage and Johnson voting "no".

ORDINANCE CHANGING NUMBER OF MEMBERS ON HUMAN RELATIONS COMMISSION

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 2 OF THE AUSTIN CITY CODE OF 1967 SO AS TO PROVIDE FOR FIFTEEN COMMISSIONERS ON THE CITY OF AUSTIN HUMAN RELATIONS COMMISSION; AND DECLARING AN EMERGENCY.

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
 Noes: None
 Absent: Councilman Janes

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

AYES: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
 Noes: None
 Absent: Councilman Janes

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
 Noes: None
 Absent: Councilman Janes

The Mayor announced that the ordinance had been finally passed.

ANNEXATION HEARING

Mayor LaRue opened the annexation hearing scheduled for 9:30 A.M. Mr. John Coats, owner of 79 acres out of the 295 acres under consideration, objected to the annexing of right of way land for taxation.

Mr. Dick Lillie, Director of Planning, located the property as originally a 270 acre tract from Balcones back to a line about one tier of lots deep, west of Mesa Drive, from Spicewood Springs to the south, and including about 25 acres requested by Mr. Barrow, 400 feet to 500 feet from west of Mesa Drive to an existing property line of a 51 acre tract owned by Mr. Smith. After the hearing was concluded, Councilman Gage moved the Council close the hearing and direct the administration to institute annexation proceedings to annex the following:

295 acres in the Spicewood Springs Road area

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
 Noes: None
 Absent: Councilman Janes

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

ANNEXATION HEARING SET

Councilman Price moved the Council adopt a resolution setting a public hearing at 9:30 A.M., January 28, 1971, to consider annexing the following:

Approximately 36.00 acres of unplatted land out of the John Applegait and George W. Davis Surveys, portion of proposed QUAIL CREEK, PHASE II.

9.87 acres of land out of the J. C. Tannehill League - proposed CAVALIER PARK, SECTION TWO.

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

EASEMENTS RELEASED

Councilman Price moved the Council adopt a resolution authorizing the release of the following easements:

Two (2) public utilities easements out of Lot 1, Block E, Cavalier Park, Section One,

A portion of a public utilities easement out of Lot 14, Block C, Quail Creek West, Phase II, Section Three.

A portion of an electrical and telephone easement out of Lot 14, Block C, Quail Creek West, Phase II, Section Three,

A portion of a public utilities easement out of Lot 4, and a portion of a public utilities easement out of Lot 4A, each in Dyess Heights.

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

CROSSTOWN WASTEWATER INTERCEPTOR

After discussion with the City Manager, Mr. A. A. Mathews and Mr. Al Eldridge, Director of Construction Engineering, Councilman MacCorkle moved the Council adopt a resolution authorizing an engineering agreement for the Crosstown Wastewater Interceptor as presented. The motion, seconded by Councilman Gage, carried by the following vote:

*Councilman Atkison's vote was not counted in accord with the ruling by the City Attorney.

Ayes: Councilmen Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: Councilman Atkison*
Absent: Councilman Janes

Councilman Atkison made the following statement concerning his negative vote:

"I would not want my negative vote to reflect anything regarding the qualifications of the engineering department. My negative vote will be cast due to the fact that I am not for the tunnel concept, and I believe time will prove this \$20 million mistake. I vote "No"

CONTRACTS AWARDED

Councilman Price moved the Council adopt a resolution awarding the following contract:

EVANS METAL PRODUCTS

For the construction of Municipal Airport Chain Link Fence Addition
No. 3 - \$5,205.52 (35 consecutive calendar days for completion - City's estimate - \$6,500.00)

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

Councilman Gage moved the Council adopt a resolution awarding the following contract:

WORTHINGTON CORPORATION

Bid Item No. 4, Contract 408, Miscellaneous Pumps and Motor Drives, Holly Street Power Station, Unit No. 4 - \$15,112.00. (Engineer's estimate - \$16,000.00)

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

Councilman Gage moved the Council adopt a resolution awarding the following contract:

DOVER/HUNTER-HAYES COMPANY

Bid Item I of Contract 417, Elevator,
Holly Street Power Station, Unit
No. 4 - \$57,532.00. (Engineer's
estimate - \$60,000.00)

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

Ayes: Councilman Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

Councilman Price moved the Council adopt a resolution awarding the following contract:

WRIGHT DIVISION OF AMERICAN
CHAIN & CABLE COMPANY

Bid Item I Contract No. 418, Boiler
Feed Pump Turbine Crane, Holly Street
Power Station, Unit No. 4 - \$13,075.00
(Engineer's estimate - \$13,500.00)

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

Councilman Price moved the Council adopt a resolution awarding the following contract:

BIF, A UNIT OF GENERAL
SIGNAL CORPORATION

Bid Item I of Contract 433, Phosphate
Feed Pumps and Motor Drives, Holly
Street Power Station, Unit No. 4 -
\$2,544.00. (Engineer's estimate -
\$3,000.00)

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

Councilman Price moved the Council adopt a resolution awarding the following contracts;

GRAYBAR ELECTRIC COMPANY

Three (3) each 500 KVA, 7200/12470Y,
120/240 Volt Single Phase Transformers
\$6,315.00

STERETT SUPPLY COMPANY

Three (3) each 500 KVA, 7200/12570Y,
2400/4160Y, Single Phase Transformer
\$5,550.00

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

Councilman Price moved the Council adopt a resolution awarding the following contract:

HERSEY-SPARLING METER COMPANY

Twelve (12) each 6" and four (4) each
8" Fire Service Meters - \$27,024.00

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

Councilman Price moved the Council adopt a resolution awarding the following contract:

AUTOMATIC SIGNAL DIVISION

Two hundred (200) each Traffic Signal
Heads 12"; Two hundred (200) each
Bracket Arm Kits; and Two hundred each
Pole Plates for Steel Band Mounting -
\$15,743.00

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

Councilman Johnson moved the Council adopt a resolution awarding the following contract:

UNITED CONTRACTING COMPANY

For the installation of approximately 4,200 linear feet of 42-inch concrete sewer pipe and appurtenances along Williamson Creek from an existing 42-inch main located at the Jones Road Crossing - \$247,280.45. (City's estimate - \$315,000.00 160 working days for completion) (Capital Improvement Project)

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

Ayes: Councilman Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
 Noes: None
 Absent: Councilman Janes

Councilman Price moved the Council adopt a resolution awarding annual contracts to the following firms:

<u>Vendor</u>	<u>Estimated Annual Cost</u>
WALTER TIPS COMPANY	\$66,000.00
ALLIED SALES COMPANY	28,000.00
LINDSEY AUTO ELECTRIC CO.	10,000.00
AUSTIN MACHINE & GRINDING	8,000.00
B & L CLUTCH SERVICE	10,000.00
PPG INDUSTRIES, INC.	8,000.00
OIL & EQUIPMENT SALES	6,000.00

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
 Noes: None
 Absent: Councilman Janes

SALE OF SURPLUS EQUIPMENT

Councilman Gage moved the Council adopt a resolution authorizing the sale of surplus electrical equipment to ELECTRIC ENGINEERING CORPORATION - Total Amount-\$609.00. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
 Noes: None
 Absent: Councilman Janes

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

BOAT DOCK AND LAUNCH RAMP

Councilman Johnson moved the Council adopt a resolution authorizing Mr. Olan E. Hager to build a boat dock and launch ramp on property known as Tract 2 out of the William Hadley Survey Number 460, subject to conditions. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Janes

ACQUISITION OF 1506-1508 RED RIVER

Councilman Gage moved the Council adopt a resolution authorizing the City Manager to institute eminent domain proceedings against the following property:

1506-1508 Red River

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

Ayes: Councilmen Gage, Johnson, MacCorkle, Price
Noes: None
Present But Not Voting: Mayor LaRue
Out of Room at Roll Call: Councilman Atkison
Absent: Councilman Janes

DEMOLITION OF STRUCTURE

Councilman Johnson moved the Council adopt a resolution authorizing the demolition of the following structure:

1301 Red River

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

Ayes: Councilmen Atkison*, Gage, Johnson, MacCorkle, Price
Noes: None
Present But Not Voting: Mayor LaRue
Absent: Councilman Janes

The Mayor announced that the Council would go into Executive Session.

*Councilman Atkison's vote was not counted in accord with the ruling of the City Attorney.

CONVENTION CENTER COMPLEX COMMITTEE

Councilman Johnson placed in nomination the following seventeen persons to be members of the Convention Center Complex Committee:

Mr. Lester Palmer, Mr. Jay Barnes, Mr. John Burns, Mr. Bill Hart, Mr. W. Price, Mr. Sam Wood, Mr. John Kingsbury, Mr. Warren Beaman, Mr. George Slaughter, Mr. John Nash, Mr. Charles Goodnight, Mr. Joe Crow, Mr. S. A. Garza, Mr. M. J. Anderson, Mr. Leon Stone, Mr. Bill Millstead, Mr. Ted Read.

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

Ayes: Councilmen Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilmen Atkison, Janes

LOWERING OF LAKE AUSTIN

The Council discussed the lowering of Lake Austin. Councilman Gage indicated that he had had one call from someone living on the Lake who said that the duck weeds in the vicinity of Lake Austin Lodges were so dense that navigation was difficult. Mayor LaRue stated that he had had a letter from someone about the problem and he had referred the letter to Mr. Sam Gideon. It was decided that the present circumstances did not warrant lowering the lake.

TAX APPEAL HEARINGS SET

Councilman Johnson moved the Council adopt a resolution setting hearings on new tax appeal cases for 9:00 A.M., Monday, January 18, 1971 and rehearings for 1:30 P.M., Thursday, January 21, 1971. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilmen Atkison, Janes

ADJOURNMENT

The Council adjourned at 11:45 A.M.

APPROVED: _____
Mayor

ATTEST: _____
City Clerk