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MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 29, 1970  
9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order by Mayor LaRue.

Roll Call:

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

The Invocation was given by MAYOR LARUE.

APPROVAL OF MINUTES

Councilman Gage moved the Council approve the Minutes of the Regular Meeting of January 8, 1970. The motion, seconded by Councilman Janes, carried by the following vote:

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

ZONING ORDINANCES

Mayor LaRue introduced the following ordinance:

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

TRACT 1: A 17,000 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 4500-4502 AVENUE A, AND 500-504 WEST 45TH STREET, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;

TRACT 2: A 5,168 SQUARE FOOT TRACT OF LAND, AND LOT 1-C OF THE RESUBDIVISION OF LOT 1, BLOCK C, RAMSEY PLACE, LOCALLY KNOWN AS 4504-4506 AVENUE A FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT;

ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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 Atkison, carried by the following vote:

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

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

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

The Mayor announced that the ordinance had been finally passed.

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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: EAST 50 FEET OF LOTS 26, 27, 28, 29 AND 30, BLOCK 4, LEE'S HILL ADDITION, LOCALLY KNOWN AS 1105 WEST 42ND STREET, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue brought up the following ordinance for its third 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 2.83 ACRE TRACT OF LAND (EAST 295 FEET OF LOTS 1, 2, 3 AND 4, OF TEMPLER SUBDIVISION), LOCALLY KNOWN AS THE REAR OF 1303-1407 KINNEY AVENUE, FROM "B" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS;

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

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

#### RESOLUTION OF COMMENDATION

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the people of this City and Nation have always been greatly indebted to those members of the medical profession who so unselfishly labor to preserve and protect the health of their fellow men; and,

WHEREAS, the citizens of the City of Austin have been especially fortunate for over twenty-five years to have had the services on the Medical Staff of Brackenridge Hospital of such a man, in the person of Robert Burks Morrison, M.D.; and,

WHEREAS, Dr. Morrison has faithfully served with distinction as the Medical Director of Brackenridge Hospital East from 1959 to the present, in which position he has ceaselessly labored for the goal of eradication of the disease of Tuberculosis in this City and State; Now, Therefore,

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

That the sincere gratitude of this Council and of the citizens of Austin be conveyed to Dr. Robert Burks Morrison for the outstanding and professional job he has done as Medical Director of Brackenridge Hospital East; and,

BE IT FURTHER RESOLVED:

That the gratitude and best wishes of all Austin citizens go with Dr. Morrison as he continues his excellent service on the Medical Staff of Brackenridge Hospital.

WITNESS OUR HANDS AND THE OFFICIAL SEAL OF THE CITY OF AUSTIN,  
this the 29th day of January, 1970, A.D.

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Mayor Pro Tem

\_\_\_\_\_  
Councilman

\_\_\_\_\_  
Councilman

\_\_\_\_\_  
Councilman

\_\_\_\_\_  
Councilman

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Councilman

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

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

Mayor LaRue read the resolution and presented it to Dr. Morrison, who accepted it in behalf of the staff at Brackenridge Hospital East.

#### RELEASE OF EASEMENTS

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for guy purposes, same being out of and a part of Lot 3A, Resubdivision of Lots 1, 2 & 3, Block C, Oltorf Village, Section Two, a subdivision in the City of Austin, Travis County, Texas, of record in Book 38 at Page 45 of the Plat Records of Travis County, Texas; which said easement was provided on a map or plat of Oltorf Village, Section Two, a subdivision of record in Book 19 at Page 31 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have 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 Deputy City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portion of said guy easement, to-wit:

A strip of land ten (10.00) feet in width, same being out of and a part of Lot 3A, Resubdivision of Lots 1, 2 & 3, Block C, Oltorf Village, Section Two, a subdivision in the City of Austin, Travis County, Texas, of record in Book 38 at Page 45 of the Plat Records of Travis County, Texas; the centerline of said strip of land ten (10.00) feet in width being more particularly described as follows:

BEGINNING at a point in the west line of an existing ten (10.00) foot public utilities easement, and from which point of beginning an iron pin at the most easterly corner of said Lot 3A, Resubdivision of Lots 1, 2 & 3, Block C, Oltorf Village, Section Two, same being the most northerly corner of Lot 1A, bears N 46° 04' E 5.07 feet to an iron pin and S 34° 42' E 30.32 feet;

THENCE, S 46° 04' W 29.93 feet to point of termination.

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

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

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for drainage purposes in, upon and across a portion of Lot 1, Block F, Bluffington, Section 2, a subdivision in the City of Austin, Travis County, Texas, of record in Book 4 at Page 329 of the Plat Records of Travis County, Texas; and,

WHEREAS, the owners of the above described property have requested the City Council of the City of Austin to release the hereinafter described portion of said easement; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easement is not now needed and will not be required in the future; SAVE AND EXCEPT there is to be retained a drainage easement twenty-five (25.00) feet in width which was provided in an instrument dated January 20, 1970 of record in Volume 3795 at Page 2044 of the Deed Records of Travis County, Texas; Now, Therefore,

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

That the Deputy City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portion of said drainage easement; SAVE AND EXCEPT there is to be retained a drainage easement twenty-five (25.00) feet in width which was provided in an instrument dated January 20, 1970 of record in Volume 3795 at Page 2044 of the Deed Records of Travis County, Texas; said portion of such easement to be released being more particularly described as follows, to-wit:

Being all that certain strip of land twenty-five (25.00) feet in width that traverses Lot 1, Block F, Bluffington, Sec. 2, a subdivision in the City of Austin, Travis County, Texas, of record in Book 4 at Page 329 of the Plat Records of Travis County, Texas.

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

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

#### CODE ENFORCEMENT GRANT

Councilman Gage offered the following resolution and moved its adoption:

#### (RESOLUTION)

WHEREAS, Section 117 of the Housing Act of 1949, as amended, authorizes the Secretary of Housing and Urban Development to make grants to municipalities and counties to assist them in carrying out programs of concentrated Code Enforcement in deteriorated or deteriorating areas in which such enforcement, together with certain public improvements to be provided by the locality, may be expected to arrest the decline of the area; and

WHEREAS, it has been found and determined by this body that there exists in this locality certain deteriorated or deteriorating areas for which a program of concentrated Code Enforcement, combined with certain public improvements may be expected to arrest the decline of the area; and

WHEREAS, it is recognized that the grant of funds pursuant to Section 117 will impose certain obligations and responsibilities upon the City of Austin, among which is the obligation to assure that any persons who may be displaced as a result of the Code Enforcement and public improvements program are relocated into decent, safe, and sanitary housing in accordance with the regulations of the Department of Housing and Urban Development; and

WHEREAS, Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color, or national origin under any program or activity receiving Federal financial assistance and Executive Order 11063 prohibits discrimination on the basis of race, color, creed or national origin in sale, lease or other disposition of residential property (including land intended for residential use) or in the use or occupancy thereof;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN.

1. That an application be filed with the Department of Housing and Urban Development on behalf of the City of Austin, for a Code Enforcement grant under Section 117 of the Housing Act of 1949, as amended, of two-thirds of the cost of undertaking and carrying out a Code Enforcement program, which cost is now estimated to be \$780,849.00, in an area or areas to be designated and specially described in such application, and that the CITY MANAGER is hereby authorized and directed to execute and file such application, to provide such additional information and furnish such documents as may be required by the Department of Housing and Urban Development, to execute and file requisition for funds, and to act as the authorized representative of the City of Austin in the accomplishment of the Code Enforcement program.

2. That during the period of the contract for the Code Enforcement grant the City of Austin will maintain a level of expenditures for Code Enforcement activities, exclusive of expenditures in any federally assisted Code Enforcement or Title I urban renewal project areas, that is not less than the average yearly expenditure for such activities throughout the locality for the two full fiscal years immediately preceding the filing of the application.

3. That the locality has a program for and will provide in a timely manner all necessary public improvements for the Code Enforcement area.

4. That there exists in the locality an adequate amount of decent, safe, and sanitary housing which is available to persons displaced as a result of the Code Enforcement and related public improvements programs, at prices which are within their financial means and which are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families, and it is the sense of this body that such displacees, if any, will be relocated in accordance with applicable regulations of the Department of Housing and Urban Development.

5. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance by the City of Austin with regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964 and applicable Executive Orders.

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

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

#### PROPOSED CHANGE TO MASTER PLAN

Mayor LaRue opened the public hearing scheduled for 9:30 A.M. to discuss a proposed change to the Master Plan from Suburban Residential Uses to Manufacturing and Related Uses on approximately 72 acres, locally known as a part of the R. W. Hoover Tract.

Mr. Hoyle Osborne located on the map the area of proposed change and discussed the problems involved with the change. He recommended that the two principal developers and any other developers involved in the area get together to see if their conflicts could be resolved. By a split vote, the Planning Commission had recommended the change.

Counsel for the two principal developers, Mr. Baker and Mr. Patterson agreed that the two parties should meet to try to work out an agreement on the usage of the subject property.

Mr. Clark Craig, an area property owner, objected to not being notified by mail of the proposed change. He was told by Mr. Osborne that for a Master Plan change, public notice was made through the newspaper which included a map.

Mrs. Jean Bracken, a property owner in Angus Valley, objected to the proposed change. Since action on the matter was to be deferred, she was told by Councilman Gage that she and other area property owners would be notified by mail at the time the item appeared on the Agenda again.

#### ANNEXATION HEARINGS

Mayor LaRue opened the public hearing scheduled for 9:30 A.M. to consider annexation of the following:

23.81 acres out of the John Applegait Survey - a portion of East Rundberg Lane and unplatted land.

0.66 of one acre out of the J. C. Tannehill League - a portion of Albin Johnson Subdivision

The Planning Director, Mr. Hoyle Osborne, identified the tracts on maps and described the general character of each piece of property. After discussion, the Council closed the hearings and passed the following annexation ordinances through their first readings.

Mayor LaRue 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 ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 23.81 ACRES OF LAND, SAME BEING OUT OF AND



A PART OF THE JOHN APPLGAIIT SURVEY 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 Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Atkison, carried by the following vote:

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

Mayor LaRue 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 ANNEXATION OF CERTAIN AD  
ADDITIONAL TERRITORY CONSISTING OF 0.66 OF ONE ACRE OF LAND,  
SAME BEING LOTS 2 AND 3, ALBIN JOHNSON SUBDIVISION, A SUBDIVISION  
OF A PORTION OF THE J. C. TANNEHILL LEAGUE 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 Atkison moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

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

#### CONTRACTS AWARDED

Councilman Atkison offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 20, 1970, for the installation of approximately 625 feet of 8-inch and 10 feet of 2-inch cast iron pipe in Dittmar Road from Old U. S. Highway 81 to Circle "S" Road; and,

WHEREAS, the bid of R. D. Brown Ditching, Incorporated, in the sum of \$7,427.50, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Water and Waste Water Department 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 R. D. Brown Ditching, Incorporated, in the sum of \$7,427.50, be and the same is hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with R. D. Brown Ditching, Incorporated.

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

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

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 20, 1970, for the installation of approximately 4,360 feet of 12-inch, 8-inch, and 2-inch cast iron water main, and 10,350 feet of 8-inch sanitary sewer main in Riverside Drive, Maxwell Lane, Yellow Jacket Lane and Uphill Lane; and,

WHEREAS, the bid of Griffin Construction Company, in the sum of \$99,316.50 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Water and Waste Water Department 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 Griffin Construction Company, in the sum of \$99,316.50, be and the same is hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Griffin Construction Company.

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

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

CASH SETTLEMENT

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the owners of South Creek, Section 1 have installed a sewer approach main at a cost of \$24,208.00 pursuant to a subdivision plan called South Creek, Section 1, and have requested an 18%/82% cash settlement of the above amount in lieu of a refund contract; and,

WHEREAS 82% of the aforementioned \$24,208.00 equals \$19,850.56, which amount is agreed upon as the cash settlement value of said utility lines, in lieu of refund contract; and,

WHEREAS, the Deputy City Manager and the Director of Water and Waste Water Department have recommended said cash settlement in lieu of a refund contract; Now, Therefore,

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

That Dan H. Davidson, Deputy City Manager, be and he is hereby authorized and directed to execute a cash settlement contract under the terms of which the City of Austin shall acquire title to the above described mains, from Clear Creek Properties, Inc. and to pay to Clear Creek Properties, Inc. the actual cost thereof not to exceed \$19,850.56.

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

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

#### WATER AND WASTEWATER IMPROVEMENTS

Councilman Price offered the following resolution and moved its adoption:

#### (RESOLUTION)

WHEREAS, the Austin Independent School District has awarded a contract for the installation of certain water mains at a cost of \$7,551.29, and sanitary sewer mains at a cost of \$4,966.52, pursuant to a certain improvement project of the A. P. Wooldridge Elementary School, and have requested City participation of two-thirds of the above amount in return for the benefits to be derived to the public by such mains; and,

WHEREAS, two-thirds of the aforementioned \$7,551.29 equals \$5,034.19, and two-thirds of the said \$4,966.52 equals \$3,311.01, totalling the sum of \$8,345.20, which sum is agreed upon as the cash settlement value of said utility lines, in lieu of refund contract; and,

WHEREAS, the City Manager and the Director of Water and Waste Water Department have recommended said cash settlement in lieu of a refund contract; Now, Therefore,

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

That Dan H. Davidson, Deputy City Manager, be and he is hereby authorized and directed to execute a cash settlement contract under the terms of which the City of Austin shall acquire title to the above described mains, from Austin Independent School District, and to participate with the School District in an amount not to exceed \$8,345.20.

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

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

#### TEXAS HIGHWAY DEPARTMENT - CONTRACT

Councilman Gage offered the following resolution and moved its adoption:

#### (RESOLUTION)

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

That the City Manager be and he is hereby authorized and directed to enter into a contract with the Texas Highway Department for the installation and relocation of water and waste water mains in Interstate Highway 35 from East 39th Street to East 46th Street, in an amount not to exceed \$76,420.00; and in accordance with the terms and provisions of that certain contract exhibited to the City Council; and,

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

That the City Clerk is hereby directed to file a copy of said contract in the permanent records of her office without recordation in the Minutes of the City Council.

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

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

#### SUBSTANDARD HOUSES RECOMMENDATIONS FROM THE BUILDING STANDARDS COMMISSION

Mr. Dick Jordan, Director, Building Department, reviewed each case for the Council. Councilman Janes moved the Council uphold the recommendations of the Building Standards Commission that the Law Department take proper legal disposition on the following substandard structures which have not been repaired or demolished within the required time:

Mrs. E. M. Barton	1407 (B) Cedar Ave.	(Recommended demolition)
Mr. Joe H. Smith	1135 (C) Berger	(Recommended demolition)
Mr. Ernest Ledesma	4605 Alf Ave.	

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

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

Councilman Janes moved the Council place the following items back on the Agenda in 90 days if a building permit had not been requested:

Mr. James S. Childress      747 Gunter (Upper Unit)  
Mr. James S. Childress      747 Gunter (Lower Unit)

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

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

#### SALE OF PROPERTIES IN URBAN RENEWAL AREA

Councilman Gage offered the following resolution and moved its adoption:

#### (RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS APPROVING THE PRICES AND CONDITIONS SET FORTH IN THE BID OF MCR CONSTRUCTION COMPANY FOR THE PURCHASE OF STRUCTURES LOCATED ON PARCELS 14-2 and 15-1, UNIVERSITY EAST PROJECT NO. TEX. R-103.

WHEREAS, on January 6, 1970, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 14-70, by which the Board accepted the bid of MCR Construction Company for the purchase of structures located on parcels 14-2 and 15-1, situated in the University East Project, No. Tex. R-103, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 14-70, 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 21st day of January, 1970, by the Executive Director of the Urban Renewal Agency for approval of the prices and conditions of the proposed sale of said structures; and,

WHEREAS, the City Council finds nothing objectionable concerning the prices and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 14-70.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN

That the prices and conditions set forth in the bid of MCR Construction Company for the purchase of structures located on Parcels 14-2 and 15-1, University East Project, Tex. R-103, are hereby approved.

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

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

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS APPROVING THE PRICES AND CONDITIONS SET FORTH IN THE BID OF CAPITAL WRECKING COMPANY FOR THE PURCHASE OF STRUCTURES LOCATED ON PARCEL 17-2, UNIVERSITY EAST PROJECT NO. TEX. R-103.

WHEREAS, on January 6, 1970, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 18-70, by which the Board accepted the bid of Capital Wrecking Company for the purchase of structures located on Parcel 17-2, situated in the University East Project, No. Tex. R-103, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 18-70, 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 21st day of January, 1970, by the Executive Director of the Urban Renewal Agency for approval of the prices and conditions of the proposed sale of said structures; and,

WHEREAS, the City Council finds nothing objectionable concerning the prices and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 18-70.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN

That the prices and conditions set forth in the bid of Capital Wrecking Company for the purchase of structures located on Parcel 17-2, University East Project, Tex. R-103, are hereby approved.

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

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

Councilman Gage offered the following resolution and moved its adoption:

## (RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS APPROVING THE PRICES AND CONDITIONS SET FORTH IN THE BID OF BETH WEBER FOR THE PURCHASE OF STRUCTURE(S) LOCATED ON PARCEL 9-1, BRACKENRIDGE PROJECT, TEX. R-94

WHEREAS, on January 6, 1970, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 19-70, by which the Board accepted the bid of Beth Weber for the purchase of structure(s) located on parcel 9-1, situated in the Brackenridge Project, No. Tex. R-94, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 19-70, 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 21st day of January, 1970, by the Executive Director of the Urban Renewal Agency for approval of the prices and conditions of the proposed sale of said structure(s); and,

WHEREAS, the City Council finds nothing objectionable concerning the prices and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 19-70.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN

That the prices and conditions set forth in the bid of Beth Weber for the purchase of structure(s) located on Parcel 9-1, Brackenridge Project, Tex. R-94, are hereby approved.

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

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

Councilman Gage offered the following resolution and moved its adoption:

## (RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS APPROVING THE PRICES AND CONDITIONS SET FORTH IN THE BID OF BOOKER T. MOORE FOR THE PURCHASE OF STRUCTURES LOCATED ON PARCEL 29-6, UNIVERSITY EAST PROJECT NO. TEX. R-103

WHEREAS, on January 6, 1970, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 10-70, by which the Board accepted the bid of Booker T. Moore for the purchase of structures located on parcel 29-6, situated in the University East Project, No. Tex. R-103, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 10-70, 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 21st day of January, 1970, by the Executive Director of the Urban Renewal Agency for approval of the prices and conditions of the proposed sale of said structures; and,

WHEREAS, the City Council finds nothing objectionable concerning the prices and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 10-70.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN

That the prices and conditions set forth in the bid of Booker T. Moore for the purchase of structures located on Parcel 29-6, University East Project, Tex. R-103, are hereby approved.

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

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

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on the 6th day of January, 1970, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 7-70, by which the Board accepted the bid of Darrell Cummings for the purchase of parcels R-5, R-10 and R-11, tracts of land situated in the Glen Oaks Urban Renewal Project No. Tex. R-70 and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 7-70, 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 29th day of January, 1970, 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 7-70;



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 parcels No's. R-5, R-10 and R-11 in the Glen Oaks Urban Renewal Project No. Tex. R-70 are hereby approved.

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

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

#### ORDINANCES - NEW ELECTRIC SERVICE RATES

Mr. Dexter Kinney, Director of Electric Utilities, presented to the Council two different electric rates which had been recommended by Ebasco, the consulting firm hired by the City. The new rates, Large General Electric Service Rate and General Electric Service Space Heating Rate, were recommended by the consultant to fill in gaps in the City's demand for electricity so that the load factor on the total system would improve.

After some discussion, the Council unanimously agreed on the need for the General Electric Space Heating Rate. Councilman Janes questioned the validity of the Large General Electric Service Rate and opposed it because he was not convinced that the rate would stimulate much demand during the winter.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 590910-F BY PRESCRIBING AND LEVYING RATES AND CHARGES FOR SALES MADE AND SERVICES RENDERED IN CONNECTION WITH THE ELECTRIC LIGHT AND POWER WORKS AND SYSTEM OF THE CITY OF AUSTIN FOR GENERAL SERVICE SPACE HEATING USES OF ELECTRIC LIGHT AND POWER SOLD AND SERVICED BY THE CITY OF AUSTIN; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Johnson 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 Atkison, Gage, Janes, Johnson, Price, Mayor LaRue  
Noes: None  
Absent: Councilman MacCorkle

The ordinance was read the second time and Councilman Johnson 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 Atkison, Gage, Janes, Johnson, Price, Mayor LaRue  
Noes: None  
Absent: Councilman MacCorkle

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

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

The Mayor announced that the ordinance had been finally passed.

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Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 590910-F BY PRESCRIBING AND LEVYING RATES AND CHARGES FOR SALES MADE AND SERVICES RENDERED IN CONNECTION WITH THE ELECTRIC LIGHT AND POWER WORKS AND SYSTEM OF THE CITY OF AUSTIN FOR LARGE GENERAL SERVICE USES OF ELECTRIC POWER SOLD AND SERVICED BY THE CITY OF AUSTIN; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

# REFUND CONTRACT

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BRADFIELD-CUMMINS, INCORPORATED 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 Price 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, Janes, Johnson, Price, Mayor LaRue  
Noes: None  
Absent: Councilman MacCorkle

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 Johnson, carried by the following vote:

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

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

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

The Mayor announced that the ordinance had been finally passed.

## CONTRACTS AWARDED

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 16, 1970 for 225 each 88 KV Horizontal Line Post Insulators to be stored in Central Stores and used by the Electric Distribution Division; and,

WHEREAS the bid of Graybar Electric Company in the sum of \$7,605.00 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 Graybar Electric Company in the sum of \$7,605.00 be and the same is hereby accepted and that L. H. Andrews, City Manager of the City of Austin be and he is hereby authorized to execute a contract on behalf of the City with Graybar Electric Company.

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

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

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 16, 1970, for Twelve (12) months contract to furnish approximately 7500 tons of Quick Lime to be used by the three water treatment plants; and,

WHEREAS, the bid of Austin White Lime Company in the sum of \$124,500.00 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 Austin White Lime Company in the sum of \$124,500.00 be and the same is hereby accepted and that L. H. Andrews, City Manager of the City of Austin be and he is hereby authorized to execute a contract on behalf of the City with Austin White Lime Company.

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

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

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 14, 1970, for Five (5) each Unguyed Steel Stub Poles for use by the Electric Distribution Division; and,

WHEREAS, the bid of Electronic Specialty Company in the sum of \$10,616.65, 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 Electronic Specialty Company in the sum of \$10,616.65 be and the same is hereby accepted and that L. H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Electronic Specialty Company.

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

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

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Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 2, 1970 for 145 Tons Milorganit; 300 Lbs. Kromad; 360 Lbs. Dachtal; 1600 Lbs. Balan and 300 Lbs. Fore, for use by the Parks and Recreation Department; and,

WHEREAS, the bid of Goldthwaites of Texas in the sum of \$10,657.00 for 145 Tons Milorganit; in the sum of \$645.00 for 300 Lbs. Kromad and in the sum of \$398.80 for 1600 Lbs. Balan; the bid of Watson Distributors in the sum of \$423.36 for 360 Lbs. Dachtal and in the sum of \$393.96 for 300 Lbs. Fore were the lowest and best bids therefor and the acceptance of such bids have 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 bids as enumerated above be and the same are hereby accepted and that L. H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Goldthwaites of Texas and with Watson Distributors on behalf of the City.

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

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

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Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on January 6, 1970, for the purchase of One (1) 7,000 g.p.m. Pump to be installed in the North Austin Booster Station and for One (1) 14,000 g.p.m. Pump to be installed in the South Austin Booster Station; and,

WHEREAS, the bids of Delta Machine Company in the sum of \$15,504.00 for One (1) 7,000 g.p.m. Pump and in the sum of \$24,000.00 for One (1) 14,000 g.p.m. Pump were the lowest and best bids therefor and the acceptance of such bids have been recommended by the Director of Water and Waste Water Department 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 bids of Delta Machine Company as enumerated above be and the same are hereby accepted and that L. H. Andrews, City Manager of the City of Austin be and he is hereby authorized to execute a contract on behalf of the City with Delta Machine Company.

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

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

EMINENT DOMAIN PROCEEDINGS

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

Eva B. Anderle, et vir

WHEREAS, the City Council of the City of Austin has found that public necessity requires the widening and improvement of the intersection formed by U. S. Highway 183 (Research Boulevard), Loop 275 (North Lamar Boulevard), and Anderson Lane, in the City of Austin, to provide for the free and safe flow of traffic in said area within the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the widening and improvement of such intersection in the City of Austin; and,

WHEREAS, the City of Austin has negotiated with the owners of said land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owners and lienholders, a suit in eminent domain to acquire fee simple title for said purposes to the following described tract of land, to-wit:

Being 0.596 of one acre of land, more or less, out of and a part of Lots 11, 12, 13, 14, 15, 16, 17 and 18, Block C, Northgate Addition Subdivision, in Travis County, Texas, according to the Plat of the said Subdivision, recorded in Book 3, Page 196, of the Plat Records of Travis County, Texas, and lying in the George W. Spear League, save and except 0.018 of one acre of land of which is a part of that same tract conveyed from S. Webb Ruff, et ux, to the State of Texas by deed dated July, 1937, and recorded in Volume 569, Page 277, Deed Records of Travis County, Texas, and 0.006 of one acre of land of which is a part of that same tract conveyed from Meyer's Creamery (Theo P. Meyer, Jr., Partner) to the State of Texas by deed dated November 5, 1938, and recorded in Volume 600, Page 627, Deed Records of Travis County, Texas, said 0.596 of one acre of land, more or less, being more particularly described by metes and bounds as follows:

BEGINNING at a point in the existing West right of way line of Loop 275, said point being the Southeast corner of the said Lot 11, and being 69.15 feet left of and at right angles to the proposed Engineer's left lane centerline station 142+40.20;

THENCE, N 62° 28' W, 114.96 feet with the South line of the said Lot 11 to a point on the proposed West right of way line of Loop 275, and from which an iron pin at the Southwest corner of the said Lot 11 bears N682° 28' W, at 25.18 feet;

THENCE, N 20° 04' E, 199.79 feet with the said proposed West right of way line to an iron pin at the Northwest corner of the said Lot 18, said pin being located 214.91 feet to the left of and at right angles to the proposed Engineer's left lane centerline station 144+43.54;

THENCE, S 62° 13' E, 148.47 feet with the said North line of Lot 18 and the South line of Stobaugh Street to a point on the said existing West right of way line of Loop 275;

THENCE, along the said existing West right of way line with a curve to the left, having a radius of 7,689.44 feet, an arc distance of 197.59 feet, for which a chord bears S 29° 43' W, at 197.58 feet, to the point of BEGINNING.

All bearings and distances are based on Texas Plane Coordinate System, Central Zone (3).

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

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

# PROFESSIONAL SERVICES TO REROUTE UTILITY READING DISTRICTS

After a detailed discussion of costs and the utility routes, Councilman Johnson moved the Council authorize the employment of professional services to reroute Utility Reading Districts. The motion, seconded by Councilman Price, carried by the following vote:

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

## ZONING HEARING RESET

Mr. Will Thurman, Jr. requested and the Council agreed that his zoning hearing be reset to February 19, 1970.

## VACATING OF CHALMERS AVENUE

Councilman Atkison moved the Council place the ordinance vacating Chalmers Avenue between East 4th Street and the Railroad back on the Agenda next week for affirmative action. The motion, seconded by Councilman Price, carried by the following vote:

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

## CITY SECURITY

The City Manager pointed out, in light of press reports relating to police coverage, that effective this morning all of the patrol districts in Austin were covered with vehicles and Police personnel. Also, there were adequate backup vehicles for any emergency occurring to vehicles in operation. The around-the-clock patrol was staffed with adequate vehicles and Police personnel, plus three-wheeled motorcycles. There was complete coverage of the City and would so be maintained until new cars were received. Councilman Johnson commended the City Manager, Chief Miles and the Police Department in preserving safety for the public welfare.

## SUBSTANDARD HOUSE

After discussion with Mr. Dick Jordan, Councilman Price moved the Council accept the recommendation of the City Manager to refer the following item to the Law Department for legal disposition as recommended by the Building Standards Commission if the structure is not repaired or demolished within the required time:

Mr. Clarence Urdy 1123 Leona Street

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



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

#### EMINENT DOMAIN RESOLUTION

Councilman Janes offered the following resolution and moved its adoption:

#### (RESOLUTION)

Brentwood Church of Christ

WHEREAS, the City Council of the City of Austin has found that public necessity requires the widening and improvement of the intersection formed by U. S. Highway 183 (Research Boulevard), Loop 275 (North Lamar Boulevard), and Anderson Lane, in the City of Austin, to provide for the free and safe flow of traffic in said area within the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for right-of-way to permit the widening and improvement of such intersection in the City of Austin; and,

WHEREAS, the City of Austin has negotiated with the owners of said land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owners and lienholders, a suit in eminent domain to acquire fee simple title for said purposes to the following described tract of land, to-wit:

2.143 acres of land, more or less, out of and a part of Block B and Block A, Northway Crest Section One Subdivision, in Travis County, Texas, according to the Plat of said Subdivision, recorded in Book 6, Page 2 of the Plat Records of Travis County, Texas, and a portion of Northway Drive vacated by the City of Austin by ordinance dated November 10, 1954, and recorded in Volume 1525, Page 293, Deed Records of Travis County, Texas, and lying in the James P. Wallace Survey No. 57, said 2.143 acres of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron pin at the Grantor's Northwest property corner, said iron pin being on the existing East right of way line of Loop 275, and being 12.90 feet to the left of and at right angles to the proposed Engineer's right lane centerline station 143+92.26;

THENCE, S 62° 03' E, 136.47 feet with the Grantor's North property line to a point on the proposed East right of way line of Loop 275, and from which an iron pin at the Grantor's Northeast property corner bears S 62° 03' E, at 907.51 feet;

THENCE, along the said proposed East right of way line the following courses:

S 31° 53' W, 194.82 feet to a point 110.00 feet to the right of and at right angles to the said proposed Engineer's right lane centerline station 142+00.00;

S 36° 39' W, 185.32 feet to a point 90.04 feet to the right of and at right angles to the said proposed Engineer's right lane centerline station 142+20.44 and 150.00 feet to the right of and at right angles to the existing Engineer's survey reference line station 140+11.79;

S 27° 19' W, 465.68 feet with a line 150.00 feet to the right of and parallel to the said existing Engineer's Survey reference line to a point on the South line of the said Block B;

THENCE, N 62° 47' W, 100.00 feet with the said South line to an iron pin at the Southwest corner of the said Block B, same being on the said existing East right of way line, and being 27.44 feet to the right of and at right angles to the said proposed Engineer's right lane centerline station 135+47.17;

THENCE, N 27° 19' E, 472.77 feet with the said existing East right of way line, same being the Grantor's West property line, to an iron pin 50.00 feet to the right of and at right angles to the said existing Engineer's survey reference line station 140+18.70;

THENCE, continuing along the said existing East right of way line and the said West property line with a curve to the right, having a radius of 7,589.44 feet, for an arc distance of 371.82 feet, for which a chord bears N 28° 43' E at 371.78 feet, to the point of beginning.

All bearings and distances are based on Texas Plane Coordinate System, Central Zone (3).

#### COUNCIL/PLANNING COMMISSION MEETING ON BOND PROPOSAL

The Council agreed to meet with the Planning Commission on Monday, February 2, 1970, at 10:00 A.M. to hear the City Manager's presentation and recommendations regarding the upcoming bond proposal.

#### COUNCIL/MODEL CITIES MEETING

Following the meeting with the Planning Commission, the Council agreed to meet with Model Cities representatives to cover the remaining aspects of their proposals. Three of the ten aspects had been covered in the meeting of January 19, 1970.

#### ADJOURNMENT

Councilman Johnson moved the Council adjourn. The motion, seconded by Councilman Price, carried by the following vote:

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

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

ATTEST: \_\_\_\_\_  
City Clerk