

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

October 15, 1970

9:00 A.M.

Council Chamber, City Hall

The Meeting was called to order with Mayor LaRue presiding.

Roll Call:

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

Absent: None

The Invocation was delivered by JOE D. FRANKLIN, Chaplain, Bergstrom
Air Force Base Chapel.

ZONINGS

Mayor LaRue 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 45 OF THE AUSTIN
CITY CODE OF 1967 AS FOLLOWS: LOTS 26, 27, AND
28, BLOCK 5, BUDDINGTON SUBDIVISION, LOCALLY
KNOWN AS 305-309 WEST 35TH STREET, FROM "A"
RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "B"
RESIDENCE, 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 Johnson 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, Janes, Johnson, MacCorkle, Price,
Mayor LaRue

Noes: None

CITY OF AUSTIN, TEXAS

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 Gage, carried by the following vote:

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

Noes: None

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

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

Noes: None

The Mayor announced that the ordinance had been finally passed.

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: TRACT 1: A 32.765 ACRE TRACT OF LAND OUT OF THE JOHN APPEGAIT SURVEY, LOCALLY KNOWN AS 8926-9336 NORTH LAMAR, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; TRACT 2: A 50 FOOT TRACT OF LAND EXTENDING ALONG AND PARALLEL TO WEST PROPERTY LINE OF TRACT 1 ABOVE, LOCALLY KNOWN AS REAR OF 8926-9336 NORTH LAMAR, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE 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 Johnson 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, Janes, Johnson, Price, Mayor LaRue

Noes: None

Absent at roll call: 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 Gage, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue

Noes: None

Absent at roll call: Councilman MacCorkle

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue
Noes: None
Absent at roll call: Councilman MacCorkle
The Mayor announced the ordinance had been finally passed.

ANNEXATION

Mayor LaRue introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 28.44 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT, AND 5.93 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES ROGERS SURVEY, ALL OF SAID PROPERTY BEING LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

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

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

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

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

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

The Mayor announced 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 REFUND CONTRACT WITH AUSTEX DEVELOPMENT COMPANY, LTD.; 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 Janes, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue
Noes: None
Absent at roll call: 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 Janes, carried by the following vote:

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

The ordinance was read the third time and Councilman Price 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 at roll call: Councilman MacCorkle

The Mayor announced the ordinance had been finally passed.

IMPROVEMENTS TO ANDERSON LANE

Mayor LaRue introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OR A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Gage 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 at roll call: Councilman MacCorkle

The ordinance was read the second time and Councilman Gage 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 at roll call: Councilman MacCorkle

The ordinance was read the third time and Councilman Gage 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 at roll call: Councilman MacCorkle

The Mayor announced the ordinance had been finally passed.

STREET VACATION

The Director of Public Works stated 5 feet of George Avenue is being reserved for future right of way. (George Avenue and West 39-1/2 Street)

Mayor LaRue introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF GEORGE AVENUE IN THE CITY OF AUSTIN, TRAVIS, COUNTY; RETAINING ANY AND ALL EASEMENTS IN THE CITY; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Janes 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 at roll call: Councilman MacCorkle

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

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

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

The Mayor announced the ordinance had been finally passed.

EASEMENTS RELEASED

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, certain easements were granted to the City of Austin for public utility purposes by map or plat of Wooten Terrace, Section Three, a subdivision in the City of Austin, Travis County, Texas, of record in Book 39 at Page 7 of the Plat Records of Travis County, Texas, and by map or plat of Wooten Terrace, Section Two, a subdivision in the City of Austin, Travis County, Texas, of record in Book 33 at Page 35 of the Plat Records of Travis County, Texas; said easements being out of and a part of Lot 30, Block G, Wooten Terrace, Section Three; 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 easements; and,

WHEREAS, the City Council has determined that the hereinafter described portion of said easements 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 public utilities easements, to-wit:

210 square feet of land, same being out of and a part of Lot 30, Block G, Wooten Terrace, Section Three, a subdivision in the City of Austin, Travis County, Texas, of record in Book 39 at Page 7 of the Plat Records of Travis County, Texas; said 210 square feet of land being more particularly described by metes and bounds as follows:

BEGINNING at the southwest corner of the herein described tract of land, same being the intersection of the west line of said Lot 30, Block G, with a line five (5.00) feet north of and parallel to the south line of said Lot 30, and from which point of beginning an iron pin at the southwest corner of said Lot 30 bears S 03° 00' W 5.00 feet;

THENCE, with said west line of Lot 30, N 03° 00' E 4.52 feet to the northwest corner of the herein described tract of land;

THENCE, in an easterly direction with the following two (2) courses;

(1) S 89° 41' E 14.41 feet to a point;

(2) S 89° 14' E 38.26 feet to the northeast corner of the herein described tract of land, same being a point in the west line of an existing ten (10.00) foot public utilities easement;

THENCE, with the southerly prolongation of said west line of an existing ten (10.00) foot public utilities easement, S 22° 54' W 3.75 feet to the southeast corner of the herein described tract of land, same being a point in the aforesaid line five (5.00) feet north of and parallel to the south line of Lot 30;

THENCE, with said line five (5.00) feet north of and parallel to the south line of Lot 30, S 89° 29' W 49.59 feet to the point of beginning.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue

Noes: None

Absent at roll call: Councilman MacCorkle

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain electric and telephone easement was granted to the City of Austin by instrument dated October 18, 1963, of record in Volume 2687 at Page 352 of the Deed Records of Travis County, Texas; said easement being out of and a part of Lot 14, Block G, Quail Creek, Section Two, a subdivision in the City of Austin, Travis County, Texas; and, in Book 40 at Page 47 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 electric and telephone easement, to-wit:

A strip of land ten (10.00) feet in width, same being out of and a part of Lot 14, Block G, Quail Creek, Section Two, a subdivision in the City of Austin, Travis County, Texas, of record in Book 40 at Page 47 of the Plat Records of Travis County, Texas, which strip of land ten (10.00) feet in width is also shown on a map or plat of Country Air, Section 1, a subdivision in the City of Austin, Travis County, Texas, of record in Book 17 at Page 42 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 fifteen (15.00) foot public utilities easement, and from which point of beginning a concrete monument at the southwest corner of Lot 9, Block G, in said Country Air, Section 1, same being the southeast corner of said Lot 14, Block G, Quail Creek, Section Two, bears S 60° 05' E 7.50 feet and S 29° 55' W 86.00 feet;

THENCE, N 60° 05' W 37.50 feet to point of termination.

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue

Noes: None

Absent at roll call: Councilman MacCorkle

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the owners of Allandale North, Section 7, have installed water and sanitary sewer mains at a cost of \$2,355.68 pursuant to a subdivision plan called Allandale North, Section 7, and have requested a 40/60% cash settlement of the above amount in lieu of a refund contract; and

WHEREAS, 60% of the aforementioned \$2,355.68 equals \$1,413.40, 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 the Water and Waste Water Department of the City of Austin 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 of the City of Austin 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 Cecil B. Francis and to pay to Cecil B. Francis 60% of the actual cost thereof not to exceed \$1,413.40.

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

Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue

Noes: None

Absent at roll call: Councilman Gage

Councilman Price 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 MARCOS H. GOLDSMITH FOR THE PURCHASE OF STRUCTURES LOCATED ON PARCEL 17-6, UNIVERSITY EAST PROJECT, TEX. R-103

WHEREAS, on October 9, 1970, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 338-70, by which the Board accepted the bid of Marcos H. Goldsmith for the purchase of structures located on Parcel 17-6, situated in the University East Project, Tex. R-103, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 338-70, 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 9th day of October, 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 338-70; 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 Marcos H. Goldsmith for the purchase of structures located on Parcel 17-6, University East Project, Tex. R-103, are hereby approved.

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

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

Noes: None

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 6, 1970, for the construction of a reinforced concrete pipe culvert across Southridge Drive in Southridge Section 3, Contract No. 70-Cc-116; and,

WHEREAS, the bid of Pat Canion Excavating Company in the sum of \$6,610.00 was the lowest and best bid therefor 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 Pat Canion Excavating Company in the sum of \$6,610.00 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 Pat Canion Excavating Company.

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

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

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 2, 1970, for supplying of Library Books, Bindings and Other Materials for Fiscal Year October 1970 - September 1971; and,

WHEREAS, the bid of Baker and Taylor Company in the sum of \$70,000 for Adult Books, and in the sum of \$25,000 for Juvenile Books, Publishers Binding; the bid of Bound to Stay Bound Books, Inc. in the sum of \$25,000 for Juvenile Books, Prebound; the bid of Doubleday and Company in the sum of \$10,000 for Doubleday Books; the bid of Hill Bookbinding, Inc. in the sum of \$5,000 for Paperback Books, and the bid of Sam Goody, Inc. in the sum of \$7,000 for Phonograph Records, were the lowest and best bids therefore and the acceptance of such bids 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 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 contracts on behalf of the City with Baker and Taylor Company, Bound to Stay Bound Books, Inc., Doubleday and Company, Hill Bookbinding, Inc. and Sam Goody, Inc.

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

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

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 31, 1970 for the purchase of one (1) each Truck Cab and Chassis and one (1) each 35 foot Aerial Lift to be purchased by the Fleet Administration Department and used by the Electric Department Division; and,

WHEREAS, the bid of Henna Chvrolet, Inc. in the sum of \$4,588.00 for One (1) each truck cab and chassis, and the bid of Utility Equipment Company in the sum of \$16,684.10 for One (1) each 35 foot aerial lift, were the lowest and best bids therefore and the acceptance of such bids 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 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 contracts on behalf of the City with Henna Chevrolet, Inc. and Utility Equipment Company.

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

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

Noes: None

RIGHT OF WAY FOR DECKER LANE

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the State of Texas and County of Travis have requested the City of Austin to deed certain City-owned property to the State of Texas for widening and construction of Farm to Market Road 3177; and,

WHEREAS, the construction of said F.M. 3177 will greatly improve public access to the Decker Lake Project facilities; 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 to execute on behalf of the City of Austin all instruments necessary to convey title to the hereinafter described property to the State of Texas for construction of F.M. 3177, said property being described as follow:

13.16 acres of land, more or less, out of and a part of those certain tracts of land known as the Decker Lake Area out of and a part of the Phillip McElroy Survey No. 18 in the City of Austin, Travis County, Texas, the said Decker Lake Tracts of land having been conveyed to the City of Austin, a municipal corporation in Travis County, Texas, by the following eleven (11) instruments:

- (1) Warranty Deed from E. T. Holly dated July 1, 1965, of record in Volume 3063 at Page 495 of the Deed Records of Travis County, Texas;
- (2) Warranty Deed from Thomas W. White dated July 27, 1965, of record in Volume 3063 at Page 537 of the Deed Records of Travis County, Texas;
- (3) Final Judgment dated December 16, 1966, in Cause No. 471, City of Austin v. Robert S. Boyce, et ux, in County Court of Travis County, Texas, of record in Volume 3229 at Page 1717 of the Deed Records of Travis County, Texas;

- (4) Final Judgment dated August 12, 1968, in Cause No. 423, City of Austin v. Juan L. Guerrero, in County Court of Travis County, Texas, of record in Volume 3513 at Page 446 of the Deed Records of Travis County, Texas;
- (5) Final Judgment dated September 1, 1967, in Cause No. 521, City of Austin v. Ann Heiligenthal, et al, in County Court of Travis County, Texas, of record in Volume 3342 at Page 1460 of the Deed Records of Travis County, Texas;
- (6) Cause No. 442 (Final Judgment pending), City of Austin v. Ida Barr Barlow, et al, in County Court of Travis County, Texas;
- (7) Final Judgment dated April 28, 1970, in Cause No. 422, City of Austin v. George B. Shepherd, in County Court of Travis County, Texas, of record in Volume 3838 at Page 1367 of the Deed Records of Travis County, Texas;
- (8) Final Judgment dated May 26, 1970, in Cause No. 411, City of Austin v. George H. Klass, in County Court of Travis County, Texas, of record in Volume 3862 at Page 1762 of the Deed Records of Travis County, Texas;
- (9) Final Judgment dated May 26, 1970, in Cause No. 420, City of Austin v. Charles W. Lewis, Jr., in County Court of Travis County, Texas, of record in Volume 3862 at Page 1766 of the Deed Records of Travis County, Texas;
- (10) Final Judgment dated May 27, 1970, in Cause No. 577, City of Austin v. Wallace Yates Ferrick, in County Court of Travis County, Texas, of record in Volume 3863 at Page 1915 of the Deed Records of Travis County, Texas;
- (11) Cause No. 153301 (Final Judgment pending), City of Austin v. Meadowlake Ranchettes, in 53rd District Court of Travis County, Texas;

Which 13.16 acres are to be used by the Texas Highway Department as additional right of way along the East side of the proposed farm-to-market road No. 3177, and which 13.16 acres are more particularly described by metes and bounds as follows:

BEGINNING at the point of intersection of the present east line of Decker Lane and the south right-of-way line of Lindell Lane, said Lindell Lane being a county road along the south right-of-way line of the Houston and Texas Central Railroad, said point of beginning being the present northwest corner of the aforementioned Decker Lake area, same being also the northwest corner of the herein described tract of land;

THENCE, with the said south right-of-way line of Lindell Lane, same being the north boundary line of said Decker Lake area, S 85° 54' E 25.56 feet to a point in a chain link fence, for the northeast corner of the herein described tract of land;

THENCE, with the said chain link fence along the proposed east right-of-way line of the aforementioned F. M. 3177, same being the proposed west boundary line of said Decker Lake area, S 31° 12' W 49.32 feet to a point in a curve sixty (60.00) feet east of and parallel to the proposed centerline of said F. M. 3177 and having an intersection angle of 7° 57', a radius of 1,969.86 feet and a tangent distance of 136.88 feet, said point being in a line normal to and to the left of F. M. 3177 centerline station 44+97.60;

THENCE, leaving said chain link fence, and continuing with the said proposed F. M. 3177 east right-of-way line, same being the proposed west boundary line of the Decker Lake area and the east boundary line of the herein described tract of land, along said proposed right-of-way curve to the right an arc distance of 273.33 feet, the chord of which arc bears S 27° 12' W 273.11 feet to the point of tangency of said proposed right-of-way curve, same being sixty (60.00) feet normal to the left of the point of tangency at the proposed F. M. 3177 centerline station 47+62.69;

THENCE, continuing with the said proposed F. M. 3177 east right-of-way line and proposed west boundary line of the said Decker Lake area with the following two (2) courses:

(1) S 31° 11' W 5380.85 feet to an angle point sixty (60.00) feet left of and at right angles to the proposed F. M. 3177 centerline station 101+43.54;

(2) S 31° 07' W 7771.43 feet to a point on the most westerly south boundary line of said Decker Lake area for the southeast corner of the herein described tract, said point being sixty (60.00) feet left of and at right angles to the proposed F. M. 3177 centerline station 179+15.04, and from which point an iron pin set in a cluster of pins bears S 59° 12' E 40.00 feet;

THENCE, with the said south boundary line of the Decker Lake area, N 59° 12' W, at 26.50 feet passing the southwest corner of the aforementioned chain link fence, in all a distance of 46.71 feet to the point of intersection of the said south boundary line of the Decker Lake area with the present east line of Decker Lane, for the southwest corner of the herein described tract of land;

THENCE, with the present Decker Lane east line, same being the present west boundary line of said Decker Lake area, with the following twelve (12) courses:

- (1) N 31° 39' E 615.32 feet to a point;
- (2) N 31° 12' E 700.00 feet to a point;
- (3) N 30° 53' E 1500.01 feet to a point;
- (4) N 31° 12' E 2000.00 feet to a point;
- (5) N 31° 03' E 1200.00 feet to a point;
- (6) N 31° 17' E 900.00 feet to a point;
- (7) N 31° 03' E 1499.98 feet to a point;
- (8) N 31° 19' E 1200.00 feet to a point;

- (9) N 31° 13' E 700.00 feet to a point;
- (10) N 31° 01' E 1050.00 feet to a point;
- (11) N 31° 24' E 1250.01 feet to a point;
- (12) N 31° 04' E 847.53 feet to the point of beginning.

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

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

Noes: None

ACQUISITION OF LAND

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 offer of the owners and claimants of the hereinafter described tract of land to convey unencumbered fee simple title thereto to the City of Austin in consideration of the cash payment of \$35.00 therefor be accepted, and that the City Manager or his designate be and he is hereby authorized to consummate purchase of the following described tract of land, to-wit:

SEE ATTACHED EXHIBIT "A"
(608 Montopolis Drive)

EXHIBIT "A"

Ernestine Kinser

to
The City of Austin
(For Street Purposes)
(Montopolis Drive)

FIELD NOTES

FIELD NOTES FOR 176 SQUARE FEET OF LAND, SAME BEING OUT OF AND A PART OF TRACT 28, C. A. HAMILTON, ET AL, SUBDIVISION, PLAT 1, A SUBDIVISION IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ACCORDING TO A MAP OR PLAT OF SAID C. A. HAMILTON, ET AL, SUBDIVISION, PLAT 1, OF RECORD IN VOLUME 728 AT PAGE 398 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS; WHICH TRACT 28 WAS CONVEYED TO ERNESTINE KINSER BY WARRANTY DEED DATED JANUARY 17, 1966, OF RECORD IN VOLUME 3073 AT PAGE 1688 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS; SAID 176 SQUARE FEET OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a steel pin set on the proposed west line of Montopolis Drive, same being a line 32.50 feet west of and parallel to the proposed base line of Austin, for the northwest corner of the herein described tract of land, which point of beginning is in the north line of said Tract 28 and from which point of beginning a steel pin set at the point of intersection of the said proposed west line of Montopolis Drive with the present south line of Walker Lane bears N 30° 11' E 41.78 feet;

THENCE, with the said north line of Tract 28, S 61° 30' E 4.76 feet to a point in the present west line of Montopolis Drive, for the northeast corner of the herein described tract of land;

THENCE, with the said present west line of Montopolis Drive, S 30° 45' W 42.20 feet to a point in the south line of said Tract 28, as fenced, for the southeast corner of the herein described tract of land;

THENCE, with the said south line of Tract 28, as fenced, N 61° 30' W 3.19 feet to a steel pin set on the aforesaid proposed west line of Montopolis Drive, for the southwest corner of the herein described tract of land;

THENCE; with the said proposed west line of Montopolis Drive, with the following two (2) courses:

- (1) N 27° 43' E 27.09 feet to a steel pin set;
- (2) N 30° 11' E 15.09 feet to the point of beginning.

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

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

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 offer of the owners and claimants of the hereinafter described tract of land to convey unencumbered fee simple title thereto to the City of Austin in consideration of the cash payment of \$280.00 therefor be accepted, and that the City Manager of his designate be and he is hereby authorized to consummate purchase of the following described tract of land, to-wit:

SEE ATTACHED EXHIBIT "A"
(902 Montopolis Drive)

EXHIBIT "A"

Ethyl Francis Collins
to
The City of Austin
(For Street Purposes)
(Montopolis Drive)

FIELD NOTES

FIELD NOTES FOR 816 SQUARE FEET OF LAND, SAME BEING OUT OF AND A PART OF LOT 1, BLOCK 1, PITTS SUBDIVISION, A SUBDIVISION IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ACCORDING TO A MAP OR PLAT OF SAID PITTS SUBDIVISION OF RECORD IN BOOK 4 AT PAGE 283 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS; WHICH LOT 1, BLOCK 1, PITTS SUBDIVISION WAS CONVEYED TO ETHEL FRANCIS COLLINS BY WARRANTY DEED DATED JANUARY 13, 1969, OF RECORD IN VOLUME 3757 AT PAGE 616 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS; SAID 816 SQUARE FEET OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at the northeast corner of said Lot 1, same being the point of intersection of the present south line of Felix Avenue with the present west line of Montopolis Drive, for the northeast corner of the herein described tract of land;

THENCE, with the east line of said Lot 1, same being the said present west line of Montopolis Drive, S 30° 09' W 65.00 feet to the southeast corner of said Lot 1, for the southeast corner of the herein described tract of land;

THENCE, with the south line of said Lot 1, N 60° 31' W 13.26 feet to a steel pin set on the proposed west line of Montopolis Drive, same being a line 32.50 feet west of and parallel to the proposed base line of Montopolis Drive as established by the Department of Public Works of the City of Austin, for the southwest corner of the herein described tract of land;

THENCE, with the said proposed west line of Montopolis Drive, N 31° 25' E 65.03 feet to a steel pin set on the north line of said Lot 1, same being the present south line of Felix Avenue, for the northwest corner of the herein described tract of land;

THENCE, with the said north line of Lot 1, same being the said present south line of Felix Avenue, S 60° 31' E 11.83 feet to the point of beginning.

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

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

Noes: None

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 offer of the owners and claimants of the hereinafter described tract of land to convey unencumbered fee simple title thereto to the City of Austin in consideration of the cash payment of \$105.00 therefor be accepted, and that the City Manager or his designate be and he is hereby authorized to consummate purchase of the following described tract of land, to-wit:

SEE ATTACHED EXHIBIT "A"
(602-604 Montopolis Drive)

EXHIBIT "A"

Joe Carmona, et ux
Candelaria Carmona
to
The City of Austin
(For Street Purposes)
(Montopolis Drive)

FIELD NOTES

FIELD NOTES FOR 512 SQUARE FEET OF LAND, SAME BEING OUT OF AND A PART OF TRACTS 1 AND 2, C. A. HAMILTON, ET AL, SUBDIVISION, PLAT 1, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ACCORDING TO A MAP OR PLAT OF SAID C. A. HAMILTON, ET AL, SUBDIVISION, PLAT 1, OF RECORD IN VOLUME 728 AT PAGE 398 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS; WHICH TRACTS 1 AND 2 WERE CONVEYED TO JOE CARMONA, ET UX, BY WARRANTY DEED DATED JANUARY 9, 1967, OF RECORD IN VOLUME 3237 AT PAGE 1326 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS; SAID 512 SQUARE FEET OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a steel pin set at the point of intersection of the proposed east line of Montopolis Drive, same being a line 32.50 feet west of and parallel to the proposed base line of Montopolis Drive as established by the Department of Public Works of the City of Austin, with the present north line of Walker Lane, for the southwest corner of the herein described tract of land;

THENCE, with the said proposed west line of Montopolis Drive, N 30° 11' E 86.06 feet to a steel pin set on the north line of said Tract 1, as fenced, for the northwest corner of the herein described tract of land;

THENCE, with the said north line of Tract 1, as fenced, S 59° 36' E 6.99 feet to a point in the present west line of Montopolis Drive for the northeast corner of the herein described tract of land;

THENCE, with the said present west line of Montopolis Drive, S 31° 34' W 85.91 feet to a point in the aforesaid present north line of Walker Lane, for the southeast corner of the herein described tract of land;

THENCE, with the said present north line of Walker Lane, N 61° 30' W 4.92 feet to the point of beginning.

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

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

Noes: None

STREET LIGHTS ON LAVACA

MR. STEWART RHODES did not appear at this time to present a petition regarding the street lights on Lavaca. The City Manager reported that the Agenda for October 22 would have an item concerning these lights.

TRAFFIC DISCUSSION - ANDERSON LANE BETWEEN
ANDERSON SQUARE AND PROPOSED INTERCHANGE AT
LAMAR - ANDERSON HIGHWAY 183

MR. L. D. ENGLAND, property owner in the area, discussed traffic flow and street improvements on Anderson Lane between Anderson Square and the proposed three level interchange at Lamar - Anderson - Highway 183, using maps to show the interchange and how traffic would be affected. Two items were presented: (1) That Anderson Lane should be paved to a 60' width from Burnet Road to the new interchange at Lamar and Anderson, and (2) leaving no restrictions. It was pointed out that a contract would be awarded today for paving Anderson Lane for a 5-lane width (55'). The Assistant Traffic Engineer described the paving and plans to divert through traffic on Anderson Lane, bringing it in on 183. The other sections would be for access to the properties and a connection on Lamar. Mr. England then discussed the restrictions - the 90° turn and likely congestion. He said the design of the islands to direct traffic into Anderson Square, would direct less than 50% of this traffic. Discussion covered the 60' width of paving west of Anderson Lane, and the 55' width in this area. After discussion Mr. England stated he was still in disagreement, and did not believe that Anderson Square would carry the heavier load of traffic. He then asked that the traffic islands be redesigned. He stated the State's design for the interchange favored Anderson Lane and not Anderson Square.

MRS. WILLIAM JOHNSON, PRESIDENT OF AUSTIN
CITY COUNCIL OF P.T.A. TO PRESENT REQUEST
FOR LOWER BUS RATES FOR STUDENTS

MRS. WILLIAM JOHNSON, President of the Austin City Council of P.T.A. read a resolution defining the concern of parents of the 54,000 school children regarding an increased school bus fare to \$2.00 per child per week, and urging the Council to re-evaluate their agreement with the Transit Company to lower the rates. Members of the Council asked Mrs. Johnson to meet with the officials of the bus company and work something out with them, as the company has indicated there might be some arrangement made. Mrs. Johnson stated these buses were the special school buses. It was brought out the Company could not operate on reduced fares; and if there were a demand to lower the fares, they would in turn have to be subsidized by other passengers or by some other means. The Mayor asked Mrs. Johnson to follow Councilman Johnson's suggestion and meet with the bus company concerning the matter. Councilman Gage was interested in knowing the outcome of this meeting. The City Manager was asked to check the financial reports of the prior Company for past years to see if there was a contract with the school system to supplement fares.

PARADE PERMIT - AUSTIN CHICANO HUELGA

MR. DAVID RICHARDS, representing Mr. Timoteo Mendoza in the request for a Parade Permit for the Austin Chicano Huelga, Sunday, November 29, to commemorate the second anniversary of their strike. A rally is planned on the Capitol grounds, followed by a march and then a dance that night. The City Attorney stated the standards of the Parade Ordinance is traffic control, police protection, etc. Discussion was held on whether or not this was a strike; as handbills had been distributed in front of stores asking that certain stores be boycotted, but citing this was not a strike. It was not known whether these people planned to march around various stores, Economy, or downtown stores. Mr. Richards stated there may be marching elsewhere on various occasions. After discussion, Councilman Gage moved the Council grant the parade permit to Mr. Timoteo Mendoza, Austin Chicano Huelga, Sunday, November 29th, from 4:00 P.M. to 6:00 P.M. to go south on Congress (from the Capitol grounds) to 6th Street, then to Lavaca, up Lavaca to 11th and to the Capitol. The motion, seconded by Councilman Janes, carried by the following vote:

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

AWARD OF CONTRACT AND
REJECTION OF BIDS FOR AUTOMOBILES

The City Manager, Mr. Andrews, after a very careful study of the bids, recommended that the nine Police vehicles be purchased at this time, and that he be authorized to readvertise for the additional 11 cars needed in the course of the year. Discussion ensued on the acts of Automobile Companies in taking away the governmental discount, and the serious effects this will have.

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 2, 1970, for twenty (20) police sedans; and

WHEREAS, the bid of Jay Smith Chrysler-Plymouth, in the sum of \$3,462.00 per sedan was the lowest and best bid therefor and the acceptance of such bid for nine (9) of said police sedans has been recommended by the City Manager; Now, Therefore,

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

That the bid of Jay Smith Chrysler-Plymouth for nine (9) of said police sedans in the sum of \$3,462.00 per sedan be, and the same is hereby, accepted, that bids be rejected for the remaining eleven (11) sedans and that same be readvertised for bids.

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

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

CONSIDERATION OF ARCHITECTURAL FIRMS
TO PROVIDE PROFESSIONAL SERVICES -
BRACKENRIDGE HOSPITAL DEVELOPMENT, PHASE 1-B

The City Manager had submitted a list of Architects qualified to provide professional services for Brackenridge Hospital Development, Phase 1-B.

First Motion

Councilman Johnson moved that the contract for services for Brackenridge Hospital Phase 1-B, be awarded to O'CONNELL & PROBST. Councilman MacCorkle seconded the motion.

Substitute Motion

Councilman Janes moved the contract be awarded to BROOKS, BARR, GRAEBER, & WHITE; and BARNES, LANDES, GOODMAN & YOUNGBLOOD. The motion, seconded by Councilman Gage, failed to carry by the following vote:

Ayes: Councilmen Gage, Janes

Noes: Councilmen Atkison, Johnson, MacCorkle, Price, Mayor LaRue

Roll Call on First Motion

Roll call on the original motion that the contract for services for Brackenridge Hospital be awarded to O'CONNELL & PROBST, failed to carry by the following vote:

Ayes: Councilmen Johnson, MacCorkle, Mayor LaRue

Noes: Councilmen Atkison, Gage, Janes, Price

Second Motion

Councilman Gage moved the Council award the contract for architectural services on Brackenridge Hospital (Phase 1-B) to BARNES, LANDES, GOODMAN & YOUNGBLOOD. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Janes, Price

Noes: Councilmen Johnson, MacCorkle, Mayor LaRue

Councilman Johnson asked why there had been two architectural firms involved in the beginning of this hospital expansion. Mr. Eldridge, Consulting Engineer, stated he would be glad to obtain any information the Council would like to have.

SPEED LIMITS

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the maximum, reasonable and safe speed for the operation of vehicles is thirty (30) miles per hour when flashing at the following location:

<u>ON</u>	<u>FROM</u>	<u>TO</u>
South Congress Avenue	250 feet south of the centerline of East St. Elmo Road	250 feet north of the centerline of West St. Elmo Road

Now, Therefore,

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

That the City Clerk be authorized and instructed to record this finding in Section 21-40 of the Traffic Register.

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

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

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum, reasonable and safe speed for the operation of vehicles at the following location is less than thirty (30) miles per hour on school days during the hours of 7:30 A.M. to 8:30 A.M. and 2:30 P.M. to 4:00 P.M.; and,

WHEREAS, after said investigation, the City Council has found that the maximum, reasonable and safe speed for the operation of vehicles is twenty (20) miles per hour on such days and during such hours at the following location:

<u>ON</u>	<u>FROM</u>	<u>TO</u>
Mesa Drive	100 feet south of the centerline of Far West Boulevard	100 feet north of the centerline of Far West Boulevard;

Now, Therefore,

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

That the City Clerk be authorized and instructed to record this finding in Section 21-41 of the Traffic Register.

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

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

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum, reasonable and safe speed for the operation of vehicles at the following location is less than thirty (30) miles per hour on school days during the hours of 7:30 A.M. to 8:30 A.M. and 2:30 P.M. to 4:00 P.M.; and,

WHEREAS, after said investigation, the City Council has found that the maximum, reasonable and safe speed for the operation of vehicles is twenty (20) miles per hour on such days and during such hours at the following location:

<u>ON</u>	<u>FROM</u>	<u>TO</u>
East 12th Street	200 feet east of the centerline of San Bernard	200 feet west of the centerline of San Bernard

Now, Therefore,

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

That the City Clerk be authorized and instructed to record this finding in Section 21-41 of the Traffic Register.

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

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

Noes: None

SEWER FACILITIES FOR SUBDIVISION DEVELOPMENT
ALONG DECKER LANE OUTSIDE CITY LIMITS

The City Manager had filed a report on the sewer facilities for subdivision development along Decker Lane outside the City limits, noting that subdividers could install their own package plant and operate. The cost to the City would be around \$350,000.00 to develop facilities on the peninsula. The Council members discussed the report and the recommendation, a possible alternate of lift station and package plant on the peninsula, and a long range plan to join with Manor in a plant where Gilliland Creek comes in to Decker.

MR. LOUIS JOHNSON, representing Damon Estates, Inc., inquired about development of his property and who was to install the package plant. It was pointed out the City was to take care of the needs of Decker Lake, tourists, and businesses that would be developed on the peninsula -- not the outside area. MR. JOE CROW described a potential industrial development in this area -- perhaps not in the same drainage area as Mr. Louis Johnson's land. MR. BILL DAVIDSON, representing owners of 154 acres of land separating Damon Estates from Decker Park, was under the impression the development of the 154 acres would be served by the 8" sewer line that is stubbed out. He had a national development corporation ready to develop. They cannot develop without

the sewer line, and he suggested letting them use the line into Decker Park. As the development progressed, the sewer system facility could be enlarged in Decker Park. Councilman Janes did not believe the tax-payers should have to make a substantial investment to encourage development of a relatively small area. As to using the 8" line stubbed out on the outside of the park to serve the developers, the City Manager stated at such time it is economically justified to spend roughly \$350,000.00; then this might be worked out.

Mr. Davidson filed a petition with some 40 signatures of the land owners in the area noting the development of the H. R. Smith Subdivision just west of the power plant had been curtailed due to regulations regarding sewage disposal; and stating since the property is within the boundaries of the Manor Independent School District and the growth of the area is of great concern, they asked to be of help in his efforts to obtain sewage line services from the City of Austin.

After discussion, Councilman MacCorkle moved the Council note the receipt of the report (dated October 9). The motion, seconded by Councilman Janes, carried by the following vote:

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

Councilman Price wanted the City to go forward in this, and try to give those people relief in these areas. Councilman Gage likewise wanted to pursue this development to see if some feasible solution could be found.

ACQUISITION OF PROPERTY ALONG SOUTH SIDE
OF EAST 51ST STREET - AIRPORT LAND ACQUISITION

After discussion, the Council authorized acquisition of property along the south side of East 51st Street to complete Airport land acquisition. Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

1411 East 51st Street
Ernest Joseph

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

That the offer of the owners and claimants of the hereinafter described tract of land to convey unencumbered fee simple title thereto to the City of Austin in consideration of the cash payment of \$28,500.00 therefor be accepted, and that the City Manager or his designate be and he is hereby authorized to consummate purchase of the following described tract of land, to-wit:

The East one-half (1/2) of Lot No. Thirty-one (31) and the West one-half (1/2) of Lot No. Thirty-two (32), in Ridgeway Gardens Addition in the City of Austin, Travis County, Texas, according to the map or plat of said addition of record in Book 3, Page 50, of the Travis County Plat Records. SAVE and EXCEPT a tract 72 feet by 425 feet off the East side of the West one-half of Lot No. Thirty-two (32) conveyed to Robert G. Brydson.

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

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

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

1417 East 51st Street
Larry J. Nohra, et ux

WHEREAS, the City Council of the City of Austin has found that public necessity requires the expansion of Robert Mueller Municipal Airport for the safety of incoming and outgoing aircraft and for the safety and welfare of the general public within the City of Austin, and additional right-of-way for the widening of East 51st Street in the City of Austin; and,

WHEREAS, the City of Austin has found and determined that public necessity requires the acquisition of the hereinafter described tract of land to provide for the hereinabove stated purposes; 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:

Lot 32-A resubdivision of East one-half (1/2) of Lot 32,
Ridgetop Gardens, in the City of Austin, Travis County,
Texas.

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

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

LEASE AGREEMENT FOR RENTAL OF BUILDING
AT 800 LAVACA STREET BY BUILDING DEPARTMENT

The Building Official, Mr. Dick Jordan, stated this was a seven-year lease and a three-year option for the Building Department, on which the Council had agreed about 60 days ago, and this was the formal action. 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 lease agreement with the Estate of Ben H. Powell, deceased, and the Estate of Frank W. Woolsey, deceased, for the rental of the following described property:

The East thirty-three (33) feet of Lot 4 and all of Lots 5 & 6, all in Block 100, Original City of Austin, Travis County, Texas, also known as 800 Lavaca Street;

and in accordance with the terms and provisions of that certain lease agreement 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 Johnson, Carried by the following vote:

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

AGREEMENT WITH AUSTIN BALLET SOCIETY

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Parks and Recreation Department has for many years offered dance, drama, music, arts and crafts, sports, and nature programs as part of its recreational services; and,

WHEREAS, the Department is at present cooperating with the Austin Ballet Society to make available to the citizens of Austin the best dance performances possible; and,

WHEREAS, the Austin Ballet Society has an established dance program conducted by qualified instructors and can stage dance productions in cooperation with the Parks and Recreation Department and thereby expand the Department's program; Now, Therefore,

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

That the City Manager of the City of Austin be authorized to enter into a contract with the Austin Ballet Society for services and programs; and,

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

That the Austin Ballet Society be paid in accordance with the terms of said contract the sum of Three Thousand Five Hundred Dollars (\$3,500.00) for such assistance to the community recreation program.

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

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

Noes: None

PROPOSED ANNEXATION OF SPICEWOOD SPRINGS ROAD

The City Manager submitted two alternatives in connection with the annexation of Spicewood Springs Road, one being to extend as far west and north to take in Mesa Drive, a main artery feeding into the high school site. The area is ready for development. The second alternative would encompass an area that is now badly developed and misused. He recommended that Alternates 1 and 2 be accepted. Councilman Johnson asked that a special effort be given to notifying the property owners, and suggested that it might be well to place signs out there. The Assistant Planning Director stated they would place a map in the classified ad section. Councilman Gage moved to accept the recommendation of the City Manager that Alternates 1 and 2 be considered for annexation and the hearing be set for 9:30 A.M. on November 12th. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

Noes: None

CONSIDER PURCHASING PROPERTY ALONG BARTON CREEK FOR PARK PURPOSES

MR. RUSSELL FISH, in discussing appraisals for the property along Barton Creek, stated the market value was set by the owners' having made an offer. Some of this land is under litigation now, and he suggested waiting until the litigation is solved in November.

The Council went into Executive Session.

OPEN SESSION

The Council convened in open session.

GRAND JURY REPORT

Different items of the report were noted. The City Manager discussed the truck routes, explaining all trucks have the right to make delivery or go to their place of business over a street that is not a truck route when necessary to do so. Some trucks do use these streets to go from one part of the City to another, and they are violating the law. An effort is made to enforce this, and Austin is in pretty good shape on its truck routes.

Councilman Janes commented it was his impression that presently Austin compares favorably with other communities as far as salaries for the Police are concerned. The City Manager stated both police and fire salaries compared favorably with other cities.

The Narcotics section had been increased, and the Department is doing an excellent job, stated the City Manager. Councilman Johnson believed the City had measured quite favorably with the comments, and had complied with the recommendations of the Grand Jury as carried out by the City Manager and Staff. Councilman Gage moved the Council note the receipt of the report, and expressed appreciation of the work of the Grand Jury. The motion, seconded by Councilman Price, carried by the following vote:

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

Noes: None

RUBELLA IMMUNIZATION DRIVE

The City Manager reported the Junior Chamber of Commerce planned to have an immunization drive, and that the City-County Health Department was very much in favor of this effort. He asked that this be held over a week for more information.

SECURITY AT THE AIRPORT

Councilman MacCorkle asked about better security around the airport. He asked for a report on what is happening there. The City Manager stated security measures had been taken. He reported a fence was being constructed by the hangars where there had been pilferage and other problems. Eventually, he stated he would come back to the Council recommending total fencing of the airport and all its property. Councilman MacCorkle stated he did not want the City to be negligent, and the City Manager stated this matter was being worked on most diligently.

BOARD APPOINTMENTS

Councilman Gage reminded the Council there were some board appointments to be made. The City Clerk was asked to send a list of vacancies.

ORDER OF THE EASTERN STAR - USE OF AUDITORIUM

Councilman Janes had been contacted by one of the Eastern Star officers, stating if the proposed auditorium modifications are made, the Order of the Eastern Star would not be able to use the Auditorium for its 6,000 person convention in 1971. The City Manager stated he would check into this. His contact was the Eastern Star hoped to have the convention in 1971, but they did not mention a contract. He would check again.

ADJOURNMENT

Councilman Gage moved that the Council adjourn at 5:50 P.M. The motion, seconded by Councilman Atkison, carried by the following vote:

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

Noes: None

The Council adjourned.

APPROVED:

Mayor

ATTEST:

City Clerk