

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 7, 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

Invocation was delivered by REVEREND CLARENCE WALTON, Trinity United Methodist Church.

APPROVAL OF MINUTES

Roll call on the approval of the Minutes of the Meeting of April 2, 1970, showed the following vote:

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

FIESTA AT LAGUNA GLORIA

MRS. FRED HANSEN, Ticker Chairman, MRS. JOHN JOHNSON, Chairman, Fiesta '70, and others expressed thanks to the Council for its support in the past, and presented complimentary tickets to each member.

LAW AGAINST CHILD NEGLECT

MRS. NORMA ORNELAS pointed out the need of a law prohibiting parents from leaving children and infants in automobiles unattended while the parents shopped, especially during the summer months. Besides suffocation, other perils exist -- getting the car out of gear, molestations, and other hazards. Deaths occur as a result of children's being left alone in cars. Councilman

Johnson suggested that the City Manager approach this problem and give the Council additional information as to an ordinance or an alternate solution as quickly as possible. Mrs. Ornelas suggested a fine of \$100 as a minimum, as a lesser fine would be ineffective. As a follow up, Mrs. Ornelas was to leave her name and telephone number with the City Clerk, and the Council would be getting back in touch with her.

ENFORCING BOAT RACING ON TOWN LAKE

Councilman Gage reported that after every boat race on Town Lake he received many complaints of the noises to those living in that vicinity. Councilman Johnson reported the noise from the public address system was being heard well into Travis Heights and as far as Oltorf south. The permit issued by the Council set the hours from 1:00 to 4:00 p.m., but the participants begin at 7:00 a.m. and continue until after 5:00, a long day for the intensive noises. He suggested that the City Manager have the PA systems checked periodically, and strictly enforce the timing as set by the Council.

HEARING ON CONSTRUCTING THEATER BUILDING ON BUTLER TRACT SOUTH OF RECREATION BUILDING

Pursuant to published notice, at 10:00 a.m., Mayor LaRue opened the hearing on constructing a theater building on the Butler Tract between Riverside Drive and Toomey Road south of the Recreation Building.

MR. PHILLIP CREER, Chairman of the Parks and Recreation Board, stated the program of the Zachary Scott Theater had been presented to the Council. MR. ALVIN GOLDEN, President of the Zachary Scott Theater, asked the Council to make final its action approving the program in principle a month ago.

Provisions of the contract were discussed: that the City provide free utilities, which it could not do due to the bond indentures; payment not to exceed \$115,000 of unamortized portion of the building should the City appropriate the structure; and an agreement that the theater would vacate the premises and remove the structure and clear the property upon 365 days notice by the City; that the theater would receive all rentals from the use. It was pointed out the contract was not in its final form.

The Recreation Director stated the City handled all reservations for the Garden Center, and the Council had a set fee on the use of that building. It was pointed out the difference in the Garden Center and this building was this theater is not being contributed to the City.

No one appeared in opposition.

MR. SIMMONS, Architect, suggested an alternate location, that this theater would be best situated in the Civic Center, located in the triangle shown on his plan of the Civic Center. He also offered to enter into a one-year contract for \$25,000, 2/3 to be used for architectural and engineering consultation with the City, to line up tenants and design the Capital Bowl Civic Center.

The City Manager, Mr. Andrews, reported this was the official hearing that was necessary before City park property could be used in this manner. The City Attorney, Mr. Glenn Cortez, stated there were two findings that the Council would have to make in order to allow the property to be used as described. The first finding is that there is no feasible and prudent alternative to the use of the land in this manner, and the second finding would be that the program and the project include all reasonable planning to minimize harm to such land as a recreational area.

Councilman Janes moved that the Council continue the hearing until 10:00 a.m., May 21, 1970. The motion, seconded by Councilman Atkison, carried by the following vote:

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

PARADE ORDINANCE

The Council postponed consideration of amending the Code to provide for regulation of parades until May 14, 1970.

MR. STEVEN EZON asked the Council to reconsider the possibility of discussing the proposed parade permit for members of the University students. MR. MIKE WALLACH, representing the students at the University who are on strike at this time, asked that the 72-hour requirement for him to speak on a parade permit for tomorrow, be waived.

MAYOR LaRUE announced at this time the Chair would rule subject to being overruled by the City Council, that an emergency exists and that the 72-hour rule be waived and this topic be discussed. The City Attorney, MR. GLENN CORTEZ, stated silence on the part of the Council indicated consent to the Mayor's ruling.

MR. MIKE WALLACH introduced speakers, Perry Patterson, Director of the University Y., Wayne Kamin, Tony Euleage, Joe Crier, student body president; Jim Arnold, incoming student vice president, and others. He listed matters of concern of students all over the United States, some of whom are on strike at this time. A note was submitted to the Mayor that Dr. Jordan had called in that the faculty voted to support the parade permit with one dissenting vote out of a crowd of 600 to 700. Mr. Wallach read two resolutions from the Faculty urging that Friday be designated as a day of mourning for the victims of Kent State, and one commending the students in its petition requesting a parade permit. MR. WALLACH outlined the parade route to include Guadalupe to 8th Street to Trinity and north to 19th, west to San Jacinto and on to the Campus. He stressed it would be a peaceful parade. No application for a parade permit had been made. In answer to Councilman MacCorkle's inquiry if the group would abide by the ruling of the Council, Mr. Wallach stated he had no authority or desire to answer for the 15,000 students. He had authority only to make application for a parade permit.

MR. ROBERT A. FRENIA, faculty; MR. JOE CRIER, MR. BOB BRYAN, Methodist Campus Minister at the University; MR. JIM ARNOLD, FORMER

COUNCILMAN EMMA LONG, DAVID EDWARDS, member of the Government Faculty; Dr. IRWIN SPEAR, faculty member; MR. DALE NORTON, an Austinite, and a sophomore in College, all spoke in favor of the parade and demonstrations.

MR. BOB LUSK discussed constitutional rights, stating there was no provision in the Constitution that the government must provide the assembly hall or the podium when free speech takes place. The right to free speech must not infringe upon other constitutional rights of citizens. He suggested other routes and another hour be considered.

MR. WALLACH did not want the parade confined to the University area; he objected to a 6:00 o'clock time as most of the people would have been home by then; they would not make the news on the same day and general public interest would be lost.

MR. JOHN L. COSTLEY, JR., a conservative U. T. Student and a veteran in Viet Nam for 14¹/₂ months, pointed out these people did not have the right to demonstrate and by their previous actions they had shown him, a tax payer, that they had destroyed public property, did not respect rights of other people, and brought on violence. He asked that the parade permit not be granted. He submitted a grievance requesting that his classes at the University not be interrupted; that his educational opportunities be continued under his private rights as a student.

MISS DIANA SLEDGE, ED TYSON, 2520 Longview, stated those who suggested violence had been "booed" down. Mr. William Harding spoke in favor of the parade.

MAYOR LARUE suggested that Mr. Wallach make a written parade request and channel it through the proper departments. Mr. Wallach did fill out an application, and the City Manager reviewed the statements.

Councilman Janes moved to consider the question of a favorable vote to consider the parade permit. Councilman Gage seconded the motion. Roll call showed the motion failed to carry by the following vote:

Ayes: Councilmen Gage, Janes, Mayor Larue
Nces: Councilmen Atkison, Johnson, MacCorkle, Price

The Council voted not to consider the parade permit.

Councilman Atkison stated he did not feel there was good cause to call the parade permit an emergency measure, and he voted "no". Councilman Johnson in his statement said those responsible for educating 30,000 students had instructed this group to use legal channels, but they did not come through those channels. He noted there is not righteousness or sanctity in numbers. There is only righteousness in good common sense and in a good Christian attitude, and this in no way relates to the taking of life, liberty of freedom from another simply because one opposed what this group wanted to do. Councilman Johnson stated he did not agree with the route this group chose for their parade, and the Council did not get a chance to amend that route; but he stated the group probably could receive favorable consideration if it would come through the channels but not on a five minute notice and have all rules suspended to grant its wishes. He pointed out the entire faculty and every student in the University would not be 15% of the community, and the Council is charged with the responsibility of the 100%. He urged the group to reinstate its parade application through normal channels.

Councilman MacCorkle congratulated the group in the orderly manner in which it presented its case. He emphasized the responsibility of the Council for what happens on the streets of Austin, of which every citizen has a normal use. When he asked Mr. Wallach if he would assure the Council they would abide by the ruling, he could not answer the question. There were implications that the permit be granted or else. He stated he wanted to be reasonable, but he would not be blackmailed into taking any action.

Councilman Gage regretted the permit was not granted, but the Council had given the group a real challenge whereby all could act like responsible men and women and like responsible citizens.

Councilman Janes stated he believed they would have a peaceful demonstration, and he believed a parade permit submitted in the normal channels might receive favorable vote.

Councilman Price noted the boys were fighting to keep this country free, and in this Country it is necessary to have law and order and people to look after the laws in our city. He believed had the group come in legally, and had shown good intent, they would have had the permit granted.

Mayor LaRue hoped this group would prove they are responsible men and women and return to the Council under different circumstance, to be granted the parade request to whatever they might want. He commended them in their kindness toward the individual who spoke in opposition. He announced the Council had made its ruling.

PERSONNEL

The City Manager reported he had provided the Council with a memorandum regarding the Public Information Officer, who will assume duty July 1. Advertising will begin for an intern, two Assistant Managers, one to fill the Model Cities position, and one to work on the bond program. Brief discussion was held on organization of the Human Relations Department.

LAKE AUSTIN PATROL

The Council had received a report from the City Manager on Lake Austin, which calls for an additional patrol boat. Patrol on the Decker Lake was discussed. The City Manager reported a Park Ranger was now in training for full time patrolling on Decker. There will be a general security. The question was asked if there were a house in which the Ranger would live. The City Manager was to check.

APPLICATION TO MOODY'S INVESTMENT SERVICE FOR MUNICIPAL BOND RATINGS

The City Manager reported the Moody's Investment Service requires that application be made for rating of bonds entailing a charge for the first time. The bonds are scheduled for sale on May 21st, and he asked for confirmation on the application made to Moody's. This rating covers both Revenue and General Obligation Bonds.

Councilman Gage moved that the Council confirm the request for this rating. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

SPACE ASSIGNMENTS

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southwestern Bell Telephone Company has presented to the City Council tentative maps or plans showing the proposed construction of its underground telephone concrete duct lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council: therefore,

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

THAT Southwestern Bell Telephone Company be and the same is hereby permitted to lay and construct its underground telephone concrete duct lines in and upon the following streets:

- (1) An underground telephone duct line crossing PARK PLACE, from the point of intersection of a line 5 feet south of and parallel to the north property line of said PARK PLACE with a line 114 feet west of and parallel to the west property line of Red River Street in an easterly direction to a point in the south property line of said PARK PLACE 26 feet west of said Red River Street.
- (2) An underground telephone duct line crossing RED RIVER STREET, from a point in the west property line of said RED RIVER STREET 11 feet south of Park Place in an easterly direction to a point in the east property line of said RED RIVER STREET 42 feet south of the easterly prolongation of the south property line of said Park Place.

be and the same is hereby granted and the Director of Public Works is hereby authorized to issue a permit for the construction of such improvements, said grant and permit to be subject to the following conditions:

- (1) The improvements shall be constructed and maintained in compliance with all ordinances relating thereto.
- (2) The permit shall be issued and accepted subject to all reasonable police, traffic, fire and health regulation as the City of Austin, now existing or hereafter adopted.
- (3) The repair or relocation of any and all utilities in the vicinity necessitated by the laying of these improvements shall be done at the expense of the Southwestern Bell Telephone Company of Austin, Texas.

(4) The Southwestern Bell Telephone Company of Austin, Texas, will indemnify and save the City of Austin harmless from any and all claims against said City growing out of or connected with the construction or maintenance of said improvements.

(5) That all backfill under street surfaces between existing or future proposed curbs and under driveways and alleys, shall be tamped with mechanical tampers in six (6) layers. Each layer shall be compacted to not less than 90 per cent of maximum density as determined by the Standard Method of Test for Compaction and Density of Soils, A.A.S.H.O. Designation T99-49.

(6) The open ditch shall be back filled and street repairs shall be made continually throughout the construction of this improvement so that the distance of unsurfaced pavement cut shall never be greater than 350 feet behind the open cut.

(7) The City of Austin may revoke such permit for good cause after notice to the Southwestern Bell Telephone Company, in Austin, and hearing thereon, and upon such revocation the owner of such improvements will remove the same and pay all costs and expenses attendant therewith.

The motion, seconded by Councilman MacCorkle, 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, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

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

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in BETTY COOK DRIVE, from Northeast Drive northerly to a point 150 feet north of Lakeside Drive; the centerline of which gas main shall be 15 feet west of and parallel to the east property line of said BETTY COOK DRIVE.
- (2) A gas main in LAKESIDE DRIVE, from Betty Cook Drive easterly and southerly to Carol Ann Drive; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line and 6.5 feet west of and parallel to the east property line of said LAKESIDE DRIVE.
- (3) A gas main in BITTERWOOD DRIVE, from Ponciana Drive

easterly to a point 480 feet east of Peppertree Parkway; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said BITTERWOOD DRIVE.

- (4) A gas main in JACARANDA DRIVE, from Tallow Tree Drive southerly to a point 120 feet south of Lemon Drive; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said JACARANDA DRIVE.
- (5) A gas main in LEMON DRIVE, from Ponciana Drive easterly to Jacaranda Drive; the centerline of which gas main shall be 6.5 feet north of and parallel to the south property line of said LEMON DRIVE.
- (6) A gas main in PEACH COURT, from Peppertree Parkway easterly 250 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said PEACH COURT.
- (7) A gas main in PEPPERTREE PARKWAY, from Teri Road southerly to a point 135 feet south of Peach Court; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said PEPPERTREE PARKWAY.
- (8) A gas main in PINE PLACE, from Ponciana Drive westerly 120 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said PINE PLACE.
- (9) A gas main in PONCIANA DRIVE, from a point 120 feet north of Bitterwood Drive, southerly to a point 90 feet south of Lemon Drive; the centerline of which gas main shall be 6.5 feet east of and parallel to the west property line of said PONCIANA DRIVE.
- (10) A gas main in SORRET TREE COURT, from Peppertree Parkway easterly 410 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said SORRET TREE COURT.
- (11) A gas main in PALMERA COVE (north), from Peppertree Parkway easterly 412 feet; the centerline of which gas main shall be 15 feet south of and parallel to the north property line of said PALMERA COVE (north).
- (12) A gas main in PALMERA COVE, from Peppertree Parkway easterly and northerly 687 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line and 6.5 feet west of and parallel to the east property line of said PALMERA COVE.

- (13) A gas main in TALLOW TREE DRIVE, from Bitterwood Drive southerly to a point 80 feet south of Jacaranda Drive; the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said TALLOW TREE DRIVE.
- (14) A gas main in TERI DRIVE from Friedrich Lane easterly to a point 560 feet east of Peppertree Parkway; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said TERI DRIVE.
- (15) A gas main in VALLEY HIGH DRIVE, from Peppertree Parkway easterly 240 feet; the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said VALLEY HIGH DRIVE.

Said gas mains described above and Number 1 through 15 shall have a cover of not less than 2 1/2 feet.

be and the same is hereby granted and the Director of Public Works is hereby authorized to issue a permit for the construction of such improvements, said grant and permit to be subject to the following conditions:

- (1) The improvements shall be constructed and maintained in compliance with all ordinances relating thereto.
- (2) The permit shall be issued and accepted subject to all reasonable police, traffic, fire and health regulation as the City of Austin, now existing or hereafter adopted.
- (3) The repair or relocation of any and all utilities in the vicinity necessitated by the laying of these improvements shall be done at the expense of the Southern Union Gas Company of Austin, Texas.
- (4) The Southern Union Gas Company of Austin, Texas, will indemnify and save the City of Austin harmless from any and all claims against said City growing out of or connected with construction or maintenance of said improvements.
- (5) That all backfill under street surfaces between existing or future proposed curbs and under driveways and alleys, shall be tamped with mechanical tampers in six (6) inch layers. Each layer shall be compacted to not less than 90 per cent of maximum density as determined by the Standard Method of Test for Compaction and Density of Soils, A.A.S.H.O. Designation T99-49.
- (6) The City of Austin may revoke such permit for good cause after notice to the Southern Union Gas Company, in Austin, and hearing thereon, and upon such revocation the owner of such improvements will remove the same and pay all costs and expenses attendant therewith.

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

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

CHANGE OF DATES FOR USE OF TOWN LAKE
REQUESTED BY AUSTIN BOAT CLUB

The City Manager submitted the request of the Austin Boat Club to change the dates for the use of Town Lake from July 4th and 5th to July 11th and 12th, and he recommended the change.

Councilman Johnson moved that the Council grant the request for the change of dates for the use of Town Lake by the Austin Boat Club as recommended by the City Manager. The motion, seconded by Councilman Atkison, carried by the following vote:

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

Councilman Gage was out of the room at the time the roll was called.

EASEMENTS RELEASED

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon, over and across a part of Lot 21, Block H, Emerald Forest, Section Two, a subdivision in the City of Austin, Travis County, Texas, by map or plat of said Emerald Forest, Section Two or record in Book 47 at Page 56 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 public utility easement, to-wit:

A strip of land seven and one-half (7.50) feet in width out of and a part of Lot 21, Block H, Emerald Forest, Section Two, a subdivision in the City of Austin, Travis County, Texas, according to a map or plat of said Emerald

Forest, Section Two, of record in Book 47 at Page 56 of the Plat Records of Travis County, Texas; which strip of land seven and one-half (7.50) feet in width being more particularly described as follows:

BEING all the west seven and one-half (7.50) feet of the south 119.92 feet of said Lot 21, Block H, Emerald Forest, Section Two.

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)

WHEREAS, a certain electric easement was granted to the City of Austin by instrument dated August 6, 1941 of record in Volume 680 at Page 305 of the Deed Records of Travis County, Texas; same being out of and a part of the John Applegait Survey; 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 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 easement, to-wit:

Being all that certain electric easement out of the John Applegait Survey, and lying partly within and partly without the corporate limits of the City of Austin, Travis County, Texas, as provided for in instrument dated August 6, 1941, of record in Volume 680 at Page 305 of the Deed Records of 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

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement for public utility purposes was retained in the City of Austin, in, upon and across all that certain alley which was vacated by the City Council of the City of Austin by Ordinance

dated February 19, 1970 of record in Volume 3822 at Page 1323 of the Deed Records of Travis County, Texas; which said easement lies adjacent to Blocks 16 and 17, Live Oak Grove, a subdivision in the City of Austin, Travis County, Texas, according to a map or plat of said Live Oak Grove of record in Book Z at Page 15 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 public utility easement, to-wit:

Being all that certain public utilities easement twenty (20.00) feet, more or less, in width that lies north of and adjacent to Blocks 16 and 17, Live Oak Grove, a subdivision in the City of Austin, Travis County, Texas, according to a map or plat of said Live Oak Grove of record in Book Z at Page 15 of the Plat Records of Travis County, Texas; which certain public utilities easement twenty (20.00) feet, more or less, in width was retained in, upon and across all that certain alley in the City of Austin, Travis County, Texas, vacated by the City Council of the City of Austin by ordinance dated February 19, 1970 of record in Volume 3822 at Page 1323 of the Deed Records of Travis County, Texas; which certain alley extended from the west line of Wilson Street westerly to East Bouldin Creek.

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

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

Noes: None

CONTRACTS

The City Manager submitted the following:

" Invitations to bid on Tractor-Loader-Backhoes were mailed April 14, 1970. The Fleet Administration Department notified the Purchasing Department of the need for an additional machine, and on April 20 an addendum to Price Inquiry #1298X was mailed adding one more unit to the bid.

When the bids were opened on April 24, two of the four bidders responding stated they did not receive their copy of the addendum. Since the low bidder on the similar equipment on the original bid was one of those who did not receive the addendum, it would seem advantageous to the City to reject this item and rebid it.

May 7, 1970

CITY OF AUSTIN, TEXAS

It is the recommendation of this department that the City Council be asked to reject the bids for the one unit listed on the addendum and permit us to readvertise for bids. The three units on the original price inquiry are in order and may be awarded. "

" To: Mr. F. D. Glenn, Purchasing Agent

Date: April 29, 1970

Subject: Evaluation of Price Inquiry
No. 1298X, Tractor-Loader-Backhoe

We have evaluated subject bids and recommend acceptance of the low bid for the Class I Tractor.

In regard to the Class II Tractor, due to the short time allotted prospective bidders to submit their bids and considering the fact that two firms have stated they failed to receive the addendum in sufficient time to bid, we recommend that this item be thrown out and re-advertised. We believe this to be in the best interest of the City and will possibly result in a substantial savings.

Request the purchase order on these vehicles be prepared to reflect the correct color of Omaha Orange, Dupont No. 93-082.

sgd/ Lester E. Rogers
Fleet Administrator "

" CITY OF AUSTIN
Tabulation of Bids
Tractor-Loader-Backhoe

<u>Description:</u>	Tractor-Loader-Backhoe City of Austin Class IV Specifications	Tractor-Loader-Backhoe City of Austin Class II Specifications
<u>Quantity:</u>	2 each	1 each

Bidder

Lanford Equipment Co. (Massey Ferguson)	(\$8,351.50) 16,703.00	\$14,699.00
Austin Ford Tractor (Ford)	(\$8,144.00) 16,288.00	<u>\$12,585.03</u>
River City Machinery (Case)	(\$8,524.33) 17,048.66	\$13,217.33
International Harvester (I H)	(\$9,386.00) 18,772.00	\$15,025.00

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 24, 1970, for the purchase of Two (2) each Tractor-Loader-Backhoe and One (1) each Tractor-Loader-Backhoe to be used by the Fleet Administration Department, the Waste Water Collection Division, and by the Street and Bridge Department; and,

WHEREAS, the bid of Austin Ford Tractor, Incorporated, in the sum of \$28,873.03 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 Ford Tractor, Incorporated in the sum of \$28,873.03 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 Ford Tractor, Incorporated.

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

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

Councilman Price moved that the Council reject bids on one (1) tractor-loader-backhoe listed on the addendum of April 14, 1970, as two of the four bidders did not receive the addendum in time to bid, and authorize readvertisement for bids. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The City Manager submitted the following:

" CITY OF AUSTIN
Tabulation of Bids
Fire Service Meters

Sealed Bids were opened in the office of the Purchasing Agent at 10:00 A.M. April 17, 1970 for ten (10) each 6" Fire Service Meters and one (1) each 8" Fire Service Meter.

<u>Description</u>	<u>Quantity</u>	<u>Neptune Meter Company</u>	<u>Hersey-Sparling Meter Company</u>
6" Fire Service Meters	10 ea.	(\$1,532.52) \$15,325.20	(\$1,510.00) \$15,100.00
8" Fire Service Meters	1 ea.	(\$2,298.78) \$2,298.78	(\$2,226.00) \$2,226.00
	Total	\$17,623.98	<u>\$17,326.00</u>

In addition to the above, invitations to bid were sent to Badger Meter Manufacturing Company and Rockwell Manufacturing Company, each replying they were not in a position to bid at this time, but requesting to receive future bid invitations. "

"DATE: April 22, 1970

MEMORANDUM TO: Mr. F. D. Glenn, Purchasing Agent

May 7, 1970

MEMORANDUM FROM: Herbert Sander, Asst. Superintendent of Water Distribution.

SUBJECT: Fire Service Meters, Bid #1259 - 87614

We recommend the City of Austin purchase the model Fm-HD Fire Service meters from Hersey-Sparling Meter Company.

We further request, if possible, Hersey-Sparling ship the 6" meters as follows: two (2) in October 1970; two (2) in November 1970; two (2) in December 1970; two (2) in January 1971; two (2) in February 1971; and ship the 8" meter in February 1971.

Request the manufacturer stamp City of Austin numbers on the 6" meters as follows: 87295 to 87304 included. The number on the 8" meter should be 87305.

Thank you.

sgd/ Herbert Sander
Asst. Superintendent
Water Distribution Division "

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 17, 1970, for Ten (10) each 6" Fire Service Meters and One (1) each 8" Fire Service Meter to be used by the Water Distribution Division; and,

WHEREAS, the bid of Hersey-Sparling Meter Company, in the sum of \$17,326.00 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 Hersey-Sparling Meter Company in the sum of \$17,326.00 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 Hersey-Sparling Meter Company.

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

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

The City Manager submitted the following:

" CITY OF AUSTIN
Tabulation of Bids
Tandem Hydraulic Dump Trailer

Sealed bids were opened in the office of the Purchasing Agent at 2:00 P.M.

April 10, 1970 for one (1) each Tandem Hydraulic Dump Trailer in accordance with Water and Wastewater Treatment Department specifications.

<u>BIDDER</u>	<u>TERMS</u>	<u>NET BID</u>
Hobbs Trailers	Net	\$6,388.00
Fruehauf Corporation	Net	\$6,892.51
Fontaine Truck Equip. Co.	2%	\$8,281.00

Invitations to bid were sent to the bidders shown on the attached list.

Garwood Industries
(Garwood Square)
Wayne, Michigan 48184

Capitol Truck & Trailer
4822 E. First St.
Austin, Texas 78702

Fruehauf Trailer Co.
P. O. Box 18203
San Antonio, Texas 78218

Austin Truck & Machinery Inc.
P. O. Box 9290 N.W.S.
Austin, Texas 78757

Nabors Trailers, Inc.
Mansfield, Louisiana 71052

Utility Equipment Co., Int'l. Inc.
3004 Navigation Blvd.
Houston, Texas 77003

Fontaine Truck Equipment Co.
3030 Irving Boulevard
Dallas, Texas 75247

The Stewart Company
11000 N. Central Expressway
Dallas, Texas 75231

Commercial Body Corp.
Fifth at Pedernales
Austin, Texas 78702

Fayette Manufacturing Co.
Haulette Division
Fayette, Ohio 43521

Hobbs Trailer Co.
P. O. Box 21400
San Antonio, Texas 78221

Birmingham Manufacturing Co.
14 So. 55th St.
Birmingham, Alabama 35212

South Texas Truck Equipment Co.
P. O. Box 1705
Houston, Texas 77001

Central Texas Equipment Co.
P. O. Box 116
Austin, Texas 78767

Lufkin Foundry & Machine Co.
Trailer Division
3343 Roosevelt Ave.
San Antonio, Texas 78241

Lanford Equipment Co.
830 Airport Boulevard
Austin, Texas 78702

Closner Equipment Co.
P. O. Box 7328
San Antonio, Texas 78207

R. G. Studer Machine Co.
P. O. Box 3197
Austin, Texas 78704

P. A. Ross Mach. Co.
2424 So. Central Expressway
Dallas, Texas 75215

Bedell Trailers, Inc.
P. O. Box 1325
San Antonio, Texas 78206

Harris County Implement Co.
P. O. Box 9432
Houston, Texas 77011

May 7, 1970

504

" To: Purchasing Agent,

Date: April 24, 1970

Subject: Tandem Hydraulic Dump Trailer,
Price Inquiry No. 1220X

We have evaluated subject bids and recommend the low bid be accepted. This bid file has been coordinated with Mr. Curtis Johnson and he concurs.

In accordance with the recent decision of the City Manager, the color on this trailer should be Green, Dupont No. 93-21751. Request the purchase order be prepared to reflect this change.

Enclosures

cc Mr. Curtis Johnson

sgd/ Lester E. Rogers
Fleet Administrator "

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 10, 1970, for One (1) each Hobbs #DB4-28-f2 Tandem Hydraulic Dump Trailer to be used by the Water Treatment Division; and,

WHEREAS, the bid of Hobbs Trailers, in the sum of \$6,388.00, 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 Hobbs Trailers in the sum of \$6,388.00, be and the same is hereby accepted and the 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 Hobbs Trailers.

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

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

The City Manager submitted the following:

" EAST 51ST. STREET FROM BERKMAN DRIVE TO TEXAS ARMORY BUILDING - WATER MAINS. Sealed bids were received at the Office of the Design Engineer, Webberville Service Building, until 11:00 a.m., Tuesday, April 28, 1970, for the installation of approximately 2,338 Linear feet of 6-inch C. I. pipe and appurtenances. The bids were publicly opened and read in the Auditorium of the Webberville Service Building. The purpose of this project is to provide water for the Texas Armory Building.

The following is a tabulation of bids received:

<u>FIRM</u>	<u>AMOUNT</u>	<u>WORKING DAYS</u>
Capitol City Utilities	\$11,008.20	35
J. C. Evans Construction Company	11,193.20	30
Bland Construction Company	11,300.10	15
Austin Engineering Company	11,422.00	50
Griffin Construction Company	11,532.00	20
Ford-Wehmeyer, Inc.	11,762.70	15
Schmidt Construction Company	13,472.40	40
Bill Tabor Construction Company	18,198.40	30
City of Austin (Estimate)	11,392.00	--

It is recommended that Capitol City Utilities be awarded the contract on their low bid of \$11,008.20 with 35 working days.

sgd/ Victor R. Schmidt, Jr.
Director, Water and Waste Water
Department "

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 28, 1970, for the installation of approximately 2,338 linear feet of 6-inch C.I. pipe and appurtenances to provide water for the Texas Armory Building; and,

WHEREAS, the bid of Capitol City Utilities in the sum of \$11,008.20 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 Capitol City Utilities in the sum of \$11,008.20 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 Capitol City Utilities. "

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

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

Noes: None

CONTRACT AMENDMENT

Councilman MacCorkle 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 execute an amendment to the existing contract between the City and Rio Airways to provide existing ticket counter space to Rio Airways as is allowed for in that certain amendment 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 amendment 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

SPEED LIMIT SET

Councilman MacCorkle 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 more than thirty (30) miles per hour; and,

WHEREAS, after said investigation, the City Council has found that the maximum, reasonable and safe speed for the operation of vehicles is forty (40) miles per hour at the following location:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Anderson Lane	Centerline of Burnet Road	Centerline of Balcones Drive;

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 21-42 of the Traffic Register.

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

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

ZONING HEARINGS

MAYOR LaRUE opened the hearing on zoning applications at 10:30 A.M.

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

O. N. BRUCK	408-410 West 34th St.	From "A" Residence To "B" Residence RECOMMENDED by the Planning Commission
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Councilman Price moved that the recommendation of the Planning Commission be upheld. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

FOX AND HEARN, INC. By Richard Baker	Tract 1 1502-1614 Stassney Ln.	From "GR" General Retail To "C" Commercial RECOMMENDED by the Planning Commission
	Tract 2 1500-1616 Stassney Ln.	From "GR" General Retail To "LR" Local Retail RECOMMENDED by the Planning Commission

Councilman Price moved that "C" Commercial be granted for Tract 1, and "LR" Local Retail be granted for Tract 2. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial for Tract 1, and "LR" Local Retail for Tract 2, and the City Attorney was instructed to draw the necessary ordinance to cover.

BAKER-JONES-CROW COMPANY	8311-8327 Lazy Lane	From "B" Residence & "C" Commercial To "O" Office RECOMMENDED by the Planning Commission
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The Mayor announced that the change to "O" Office had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

SOMMERSET-WEST
DEVELOPMENT COMPANY
By H. W. Curington,
Incorporated

Rear 918-1426 Stassney
Lane
Rear of 5301-5503
Vinson Road
5304-5412 Vinson Road

From "BB" Residence
To "A" Residence
RECOMMENDED by the
Planning Commission

Councilman Price moved that the recommendation of the Planning Commission be upheld and the change to "A" be granted. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

LUTHER E. SMITH
By John Selman

9325-9517 F. M.
Road 1325

From Interim "A" Residence, 1st Height and Area
To "D" Industrial, 1st Height and Area
RECOMMENDED by the
Planning Commission

Councilman Gage moved that the recommendation of the Planning Commission be upheld and the change to "D" Industrial, 1st Height and Area, be granted. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced that the change to "D" Industrial, 1st Height and Area had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

AUSTIN INDEPENDENT
SCHOOL DISTRICT
By Woodrow Sledge

4600-4610 Avenue A
500-504 West 46th St.

From "A" Residence
1st Height and Area
To "B" Residence
2nd Height and Area
RECOMMENDED by the
Planning Commission
subject to 10' of r-o-w
for W. 46th Street, 5'
of r-o-w on Avenue A
and a cul-de-sac at the
north end of Avenue A.

Councilman Price moved that the recommendation of the Planning Commission be upheld and the change to "B" Residence, 2nd Height and Area, be granted. 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 change to "B" Residence, 2nd Height and Area, had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

MARGARET SHOAT
By H. H. Perry

1805-1807 Willow St.

From "A" Residence
To "B" Residence
RECOMMENDED by the
Planning Commission
also recommended that
a voluntary restrictive
covenant be accepted
limiting the use of the
property to a parking
lot or any use permitted
under the "A" Residence
zoning classification.

Councilman Price moved that the recommendation of the Planning Commission be upheld and the change to "B" Residence be granted. 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 change to "B" Residence had been granted as recommended, and the City Attorney was instructed to draw the necessary ordinance to cover.

The Assistant Director of Planning said this zoning change was to permit parking for an adjoining church.

SOMMERSET-WEST
DEVELOPMENT CO.
By Richard Baker

1318-1334 Stassney Ln.
5507-5531 County Road

From "B" Residence
To "LR" Local Retail
RECOMMENDED by the
Planning Commission
subject to 30' of
r-o-w for Vinson Drive

Councilman Gage moved that the recommendation of the Planning

Commission be upheld and the change to "LR" Local Retail be granted. The motion, seconded by Councilman Price, carried by the following vote:

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

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

Mr. Dick Baker representing the applicant, stated the r-o-w had been provided for in the subdivision. The Planning Department went on record as trying to discourage strip zoning in this area.

FRED L. FOSTER &
RAYMOND W. FOSTER
By E. C. Thomas

Tract 1
412-504 Wonsley Dr.
501-507 E. Powell Ln.
Tract 2
601-603 E. Powell Ln.
Tract 3
606-700 Wonsley Dr.
609-707 E. Powell Ln.

From Interim "A"
Residence, 1st
Height and Area
To "B" Residence
1st Height and Area
RECOMMENDED by the
Planning Commission
subject to 5' r-o-w
for East Powell Lane
and 5' r-o-w for
Wonsley Drive.

Councilman Gage moved that the recommendation of the Planning Commission be upheld and the change to "B" Residence, 1st Height and Area be granted. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced that the change to "B" Residence, 1st Height and Area had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

THOMAS W. MALONE
By Ronald Chitsey

5623-5625 Woodrow Ave.

From "A" Residence
To "LR" Local Retail
NOT Recommended by the
Planning Commission
RECOMMENDED "B" Resi-
dence, subject to 15'
r-o-w for Woodrow Ave.

Councilman Johnson moved that the recommendation of the Planning Commission be upheld and the change to "B" Residence be granted. The motion, seconded by Councilman Price, carried by the following vote:

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

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

H. G. LINSOMB &
BERTHA LINSOMB
By John Selman

Tract 1
3404-3410 Lyons Road
Tract 2
3500 Lyons Road
Tract 3
3502 Lyons Road

From "A" Residence
To "BB" Residence
RECOMMENDED by the
Planning Commission
subject to the devel-
opement of the 3 tracts
as one site and with a
finished floor elevation
of all habitable struc-
tures of 460'

Councilman Janes moved that the change to "BB" Residence be granted as recommended. 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 change to "BB" had been granted and the City Attorney was instructed to draw the necessary ordinance to cover.

RONALD TYNES &
DOUGLAS DUWE
By Robert Sneed

933-1041 E. Rundberg Ln.
8611-9127 North IH 35

From Interim "A"
Residence, 1st
Height and Area
and "D" Industrial
1st Height and Area
To "GR" General Retail
5th Height and Area
RECOMMENDED by the
Planning Commission
subject to submission
of a preliminary plan
having provision for
an adequate internal
collector street sys-
tem with access from
IH 35 and Rundberg Ln.

Councilman MacCorkle moved that the change to "GR" General Retail be granted as recommended. The motion, seconded by Councilman Price, carried by the following vote:

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

Noes: None

The Mayor announced that the change had been granted to "GR" General Retail, 5th Height and Area, and the City Attorney was instructed to draw the necessary ordinance to cover.

Mr. Sneed represented the applicant and Mr. Woodrow Sledge expressed interest in future street development as might affect the school.

FIVE POINT NINE
TWO, LIMITED
By Carl Burnette

700-722 Huntland Dr.
6900-6930 N. I. H. 35

From "C" Commercial
1st Height and Area
To "C" Commercial
4th Height and Area
NOT Recommended by the
Planning Commission
RECOMMENDED "C" Com-
mercial, 3rd Height and
Area, with the limita-
tion of height from
ground level to 70' of
elevation not to exceed
790' above sea level

Councilman Janes moved that the recommendation of the Planning Commission be upheld and the change to "C" Commercial, 3rd Height and Area be granted. 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 change to "C" Commercial, 3rd Height and Area had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

JOHN FELTER
By William McGuire

Rear of 7327-7411 E.
Riverside Drive
7411-7423 E. Riverside
Drive

From Interim "A" Resi-
dence, 1st Height
and Area
To "GR" General Retail
1st Height and Area
NOT Recommended by the
Planning Commission
RECOMMENDED "LR" Local
Retail, 1st Height and
Area, subject to special
permit approval of the
proposed use

Councilman Price moved that the recommendation of the Planning Commission be upheld and the change to "LR" Local Retail, 1st Height and Area, be granted. The motion, seconded by Councilman MacCorkle carried by the following vote:

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

The Mayor announced that the change to "LR" Local Retail, 1st Height and Area, had been granted, and the City Attorney was instructed to draw the necessary ordinance to cover.

DR. U. J. HARRILL

4500 Avenue D
200-202 W. 45th St.

From "A" Residence
To "O" Office
NOT Recommended by the
Planning Commission
RECOMMENDED "B" Residence, subject to 5' of
r-o-w on Avenue D

Councilman Price moved that the change to "B" Residence be granted as recommended. The motion, seconded by Councilman Atkison, carried by the following vote:

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

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

BILL MILBURN
By Richard Baker

Tract 1
2611-2633 Western Trails
Boulevard
4600-4618 Sagebrush Trail
Tract 2
4601-4619 Sagebrush Trail

From "BB" Residence
To "LR" Local Retail
NOT Recommended by the
Planning Commission
RECOMMENDED "B" Residence for Tract 1, and
"BB" Residence for
Tract 2. Further recommend that the Council be apprised of the fact that there is other property immediately adjacent to the site coming in for consideration of rezoning & recommended that this application be referred back to the Zoning Committee so that all of the area can be considered at one time.

Mr Richard Baker represented the applicant, stating the recommendation of the Planning Commission that this application be referred back to the Zoning Committee so that all of the area could be considered at one time, was what he

had asked the Commission to do. MR. SIDNEY PURSER represented a large majority of people affected on both sides of Sagebrush Trail and Tejas Trail, and asked the Council to hear this case today. He had a petition signed by 100% of the property owners on both sides of the streets affected by this zoning except the Church property. In 1964 when the first zoning took place, the opponents agreed if a buffer zone of "BB" Residence were created between them and Western Trails Boulevard, they would not object to the "C" Commercial zoning. Now there is a requested change of the buffer zone, which of course, would extend to the other tracts south of Western Trails. He asked the Council to leave the property "BB" Residence. Mr. Baker stated shortly after his client had filed for rezoning, they were advised that the owner of Tract 3 was bringing this tract back for rezoning to "IR" Local Retail; and it was then that he asked the Commission to ask for a referral back to the Zoning Committee, and consider the whole area. Mr. Baker stated circumstances had changed since 1964. He listed changes that were underway. Opposition was expressed by Messrs R. S. WILLIAMS, JR., ELIZABETH HAYES, VICKIE NEW, and others. It was pointed out the present zoning would permit apartments - 30 units on Tract 1; 60 under "B" Residence. Finally, after more discussion, Councilman Price moved that Tracts 1 and 2 be left "BB" Residence in order to settle this while the people are here. No second was heard. The Mayor announced that the motion died for lack of a second.

Councilman Janes moved that the Council refer this zoning request back to the Planning Commission. (Tracts 1 and 2) The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

Councilman Price stated he voted negatively as he did not believe in bringing these people up here every two or three weeks to hear a case of zoning, when the Council had it here in front of them where it could go ahead with it.

ZONINGS WITHDRAWN

Councilman Price moved, at the written request of the applicants involved, that the Council grant permission to withdraw the following zoning application:

UDO HAUFLE	4313 Russell Drive	From "GR" General
By Dal Wilkinson	1700-1716 Ben White Blvd.	Retail, 1st Height
		and Area
		To "GR" General Retail
		5th Height and Area
		RECOMMENDED by the
		Planning Commission

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

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

Councilman Gage was out of the room at the time the roll was called.

At the written request of the applicants involved, Councilman Gage moved

that the Council grant permission to withdraw the following zoning application:

JOHN McPHAUL
By Brian P. Schuller

Rear of 9701-9915
Middle Fiskville Rd.

From Interim "A" Residence,
1st Height and Area
To "BB" Residence
1st Height and Area
NOT Recommended by the
Planning Commission

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

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

Noes: None

Mr. Schuller stated no application for rezoning this property would be filed within the next 6 months.

ZONING ORDINANCES

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:
LOTS 9A, 9B, 10A, AND THE NORTH 10 FEET OF LOT 11A, RESUBDIVISION OF SHOALMONT ADDITION, LOCALLY KNOWN AS 5517-5603 MONTVIEW STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

Noes: None

The ordinance was read the second time and Councilman Janes moved that the rule be suspended and the ordinance be passed to its third reading. The motion, seconded by Councilman Price, 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 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, 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 HEIGHT AND
AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS
ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF
1967 AS FOLLOWS:

A 2.01 ACRE TRACT OF LAND OUT OF THE JAMES P. WALLACE
SURVEY NO. 18, LOCALLY KNOWN AS 9000-9120 FARM-TO-
MARKET ROAD 1325 AND 2500 HIGHWAY 183 NORTH, FROM "A"
RESIDENCE FIRST HEIGHT AND AREA DISTRICT TO "DL" LIGHT
INDUSTRIAL DISTRICT AND SIXTH 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 Price moved that
the rule be suspended and the ordinance be passed to its second reading. The
motion, seconded by Councilman MacCorkle, carried by the following vote:

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

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

A 8,140 SQUARE FOOT TRACT OF LAND LOCALLY KNOWN AS
2217 WEST LAKE DRIVE, FROM "A" RESIDENCE DISTRICT

TO "C" COMMERCIAL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIREING 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 be passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance be passed to its third reading. The motion, seconded by Councilman Johnson, 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 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, MacCorkle, Price,
Mayor LaRue
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue brought up the following ordinance for its second 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:
LOT 36, BLOCK 1, C. R. JOHNS SUBDIVISION, LOCALLY KNOWN AS 1213-1217 COMAL STREET AND 1501 EAST 13TH STREET (PEACH STREET) FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS.

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

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

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

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 AS FOLLOWS:

LOT 1, BERKMAN DRIVE ADDITION, SECTION 2, LOCALLY KNOWN AS 1700-1706 PATTON LANE; 6601-6611 BERKMAN DRIVE, FROM "O" OFFICE SECOND HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS.

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

The Mayor announced that the ordinance had been finally passed.

DISCUSSION OF PROPOSED SIDEWALK POLICY

The City Manager read a report on a proposed sidewalk program, concurring that sidewalks for elementary schools should carry top priority and recommending an expenditure of up to \$200,000 for school sidewalks between now and September 1st, thus providing sidewalks to approximately 20 elementary schools. Priority would be determined through cooperation of the School Board. Since this proposal is directed toward school safety, he suggested that the Council consider a policy of constructing sidewalks at no cost to the property owner, as it appears that the provision of sidewalks without assessment is the most equitable means at this time. The Council discussed the program, noting the four foot sidewalks probably would follow the curb line on one side of the street approaching the school property. Council members urged that all efforts be made to save the trees when possible. Mayor LaRue pointed out the possibility of participation of the Model Cities area.

The City Manager noted two items were involved: (1) Amendment of the Master Plan for these sidewalks, and (2) Appropriation under the Capital Improvement Program.

Councilman MacCorkle moved that the Council instruct the City Manager to proceed and work out the details. The motion, seconded by Councilman Atkison, carried by the following vote:

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

SALE OF HOUSES

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 27,

1970 for the sale of three (3) City-owned houses to be moved or demolished; and,

WHEREAS, the bid of St. John's Community Association: Junius Black in the sum of \$500.00 for the house located at 600 Theresa; the bid of Wayne Rutland in the sum of \$650.00 for the house located at 801 Winsted Lane; and the bid of Southwest Demolishing in the sum of \$128.00 for the house located at 2009 Lake Austin Boulevard, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Building Inspector 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 St. John's Community Association: Junius Black, Wayne Rutland and Southwest Demolishing be and the same are hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City with said named parties.

The motion, seconded by Councilman MacCorkle, 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, bids were received by the City of Austin on April 27, 1970 for the sale of improvements, including seven (7) City-owned houses to be removed from premises by demolition or removal; and,

WHEREAS, Southwest Demolishing has bid in the sum of \$422.00 to remove the house located at 820 Essex, in the sum of \$711.00 to remove the house located at 1905 W. 8th Street, in the sum of \$519.00 to remove the house located at 1901 Waterson, in the sum of \$622.00 to remove the house located at 1308 Newfield, in the sum of \$421.00 to remove the house located at 507 Arlington, and in the sum of \$409.00 to remove the house located at 2003 Lake Austin Boulevard; and Cullen & Cox has bid in the sum of \$324.00 to remove the house located at 800 Essex; such sums being the lowest and best bids therefor, and the acceptance of such bids has been recommended by the Building Inspector 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 above enumerated bids of Southwest Demolishing and Cullen & Cox be and the same are hereby accepted, and that Lynn H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute contracts for the payment of said sums, on behalf of the City, with said named parties.

The motion, on Councilman Johnson's second, carried by the following vote:

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

CONTRACT AWARDED

Councilman Janes, after discussion, offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 24, 1970, for a three-month contract for the Vacant Lot Cleanup Program; and,

WHEREAS, the bid of Southwest Demolishing Company in the sum of \$0.01999 per square foot 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 Southwest Demolishing Company in the sum of \$0.01999 per square foot 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 Southwest Demolishing Company.

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

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

Noes: None

MR. DAN DAVIDSON, Deputy City Manager reviewed the present ordinance requiring property owners to maintain their property in a manner not to create a health nuisance to other property owners. He described the procedures of notification and assessing the cost as a lien against the property. The Parks and Recreation crews clear these lots on the week-ends on overtime basis. The cost of manpower on overtime basis, and cost of equipment have been the basis for the assessment of the lien against the property. Bids had been advertised for, contracting this work on a per square foot basis. Three bids were received, and the low bid was SOUTHWEST DEMOLISHING COMPANY at .01999¢ per square foot. This local firm can accomplish the job as specified. The total value on lots to be cleared under this method is estimated at \$23,000. Administration is of the opinion this is a good solution and recommends this procedure. The \$23,000 would be returned to the general revenue fund. Councilman Johnson commended the staff for taking a new approach on an old program.

ACQUISITION OF MO-PAC RIGHT OF WAY

Councilman MacCorkle moved that the Council authorize the acquisition of the following property for the Mo-Pac Right of Way:

4522 Highland Terrace - average of appraisals

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

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

Noes: None

REFUND CONTRACT

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO
ENTER INTO A CERTAIN REFUND CONTRACT WITH CAL MARSHALL
AND NASH PHILLIPS; AND DECLARING AN EMERGENCY.

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

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

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance be passed to its third reading. The motion, seconded by Councilman Atkison, 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 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, MacCorkle, Price,
Mayor LaRue
Noes: None

HEARING ON MASTER PLAN CHANGES

Councilman Gage moved that the Council set a public hearing at 10:00 A.M. on May 28, 1970, for proposed changes in the Master Plan as follows:

Approximately 30 acres located in North Austin south of
Kramer Lane between F.M. 1325 and North Lamar Boulevard
approximately 3,000 feet from the Texas & New Orleans
Railroad - from Low-Density Residential to Manufacturing
and Related Uses, requested by W. B. Houston.

Approximately 6 acres located in South Austin west of South
Congress Avenue on Slaughter Lane -- from Undesignated to
Commercial Service and Semi-Industrial, requested by Vernon
Wattinger.

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

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

SELECTION OF AUDITOR

The Council had before it the selection of an independent auditor to review the City's financial accounts for 1969-70.

After discussion, Councilman MacCorkle moved that the Council instruct the City Manager to contact other interested auditing firms in the City and report back to the Council next week. The motion, seconded by Councilman Price, carried by the following vote:

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

ANNEXATION ORDINANCES

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 40.38 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE HENRY P. HILL 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 Price moved that the rule be suspended and the ordinance be passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

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

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 21.986 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE T. J. CHAMBERS GRANT, 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 Gage moved that the rule be suspended and the ordinance be passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

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

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

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

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 0.05 OF ONE ACRE OF LAND, SAME BEING OUT OF AND A PART OF THE T. J. CHAMBERS GRANT, 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 Gage moved that the rule be suspended and the ordinance be passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

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

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

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

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 13.04 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE WILLIAM BARTON LABOR, 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 Gage moved that the rule be suspended and the ordinance be passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

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

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

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

SUBSTANDARD STRUCTURE

Councilman Janes moved that the Council continue the consideration of the recommendation from the Building Standards Commission on the structure owned by W. L. Boyett, 1902 Whitis, that the Law Department take proper legal disposition on the substandard structure which has not been repaired or demolished within the required time, as the attorney representing Mr. Boyett is out of town.

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

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

REJECTION OF BIDS

Councilman Price moved that the Council authorize rejection of bids on Isolated Phase Bus for Holly Street Power Station, Unit # 4, Contract No. 427 and that the specifications be revised and new bids taken on May 19, 1970.

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

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

SALE OF STRUCTURE

Councilman Price moved the Council approve sale of structures on Parcel 19-7 in the Brackenridge Project, Tex. R-94 to Bob Shannon at \$5.00.

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

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

BUS ORDINANCES

The City Manager reported on April 9, the Council passed three ordinances relating to bus matters, and today he was submitting an ordinance consolidating those three, recommending that the first three be abandoned, and that the one ordinance be passed through its first reading. Mr. Doren Eskew, Counsel, reviewed the ordinance, specifically on the definition section, and classification of busses to be franchised, and those to be licensed. The Council discussed the bus ordinance.

Councilman Price moved that the Council discontinue the following three ordinances passed through their first readings on April 9th.

AN ORDINANCE AMENDING SECTION 34-79 OF THE AUSTIN CITY CODE OF 1967 BY REDEFINING THE TERMS "BUS" AND "CARRYING PASSENGERS FOR HIRE;" AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

AN ORDINANCE AMENDING SECTION 34-79 (a) OF THE AUSTIN CITY CODE OF 1967 TO PROVIDE FOR COMPREHENSIVE AND FULLY EFFECTIVE REGULATION, FRANCHISING AND CONTROL OF BUSES CARRYING PASSENGERS FOR HIRE OR IN ANY MANNER OPERATING WITHIN THE CITY OF AUSTIN OR ITS ENVIRONS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

AN ORDINANCE AMENDING SUBSECTION (1) (a) OF SECTION 34-79 CHAPTER 34, OF THE AUSTIN CITY CODE OF 1967, PERTAINING TO THE REGULATION AND FRANCHISING OF BUSES CARRYING PASSENGERS FOR HIRE; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 34-79 OF THE AUSTIN CITY CODE OF 1967 TO PROVIDE FOR EFFECTIVE REGULATION, FRANCHISING AND CONTROL OF BUSES OPERATING WITHIN THE CITY OF AUSTIN OR ITS ENVIRONS.

Councilman Price moved that the Council pass the ordinance through its first reading.

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

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

ADJOURNMENT

Councilman Price moved that the Council adjourn at 7:00 P.M. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Council adjourned.

APPROVED:

Mayor

ATTESTED:

City Clerk