

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

June 25, 1970  
9:00 A.M.

Council Chamber, City Hall

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Mayor LaRue called the meeting to order.

Roll Call:

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

The Invocation was delivered by FATHER RICHARD McCABE, Catholic Charties.

STREET VACASTION

Mayor LaRue introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF MARATHON BOULEVARD, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; 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 Price moved that the rule be suspended and the ordinance pass 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

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance pass 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 Price 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.

#### PAVING

Mayor LaRue introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PORTIONS OF GRAHAM STREET AND SUNDRY OTHER STREETS LOCATED IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY J. W. STEELMAN, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AND EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman Gage moved that the rule be suspended and the ordinance pass 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 Gage moved that the rule be suspended the ordinance pass 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 Gage 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 introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE WORK OF IMPROVING PROTIONS OF BERGER STREET AND SUNDRY OTHER STREETS LOCATED IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERFORMED BY PAT CANION EXCAVATING COMPANY, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AND EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BE-

COME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman Janes moved that the rule be suspended and the ordinance pass 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 Janes moved that the rule be suspended and the ordinance pass 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 Janes 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 introduced the following ordinance:

AN ORDINANCE RECEIVING AND ACCEPTING THE SORK OF IMPROVING PORTIONS OF WEST MARY STREET LOCATED IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREBELOW DEFINED, PERORMED BY HAUFLEER EXCAVATING COMPANY, AUTHORIZING AND DIRECTING THE ISSUANCE OF SPECIAL ASSESSMENT CERTIFICATES IN CONNECTION THEREWITH; DECLARING AN EMERGENCY, AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON ITS PASSAGE.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance pass 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 pass 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, 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.

#### REFUND CONTRACTS

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH WESTOVER HILLS, INCORPORATED; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Price moved that the rule be suspended and the ordinance pass 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

The ordinance was read the second time and Councilman Price moved that the rule be suspended and the ordinance pass 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 Price 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 AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH WALTER J. KASSUBA; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Price, moved that the rule be suspended and the ordinance pass 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

The ordinance was read the second time and Councilman Price, moved that the rule be suspended and the ordinance pass 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 Price 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.

#### CASH SETTLEMENT

Councilman Price offered the following resolution and moved its adoption:

#### (RESOLUTION)

WHEREAS, the owners of Kassuba Beach, Phase 3, have installed a 12 inch cast iron water main in lieu of an 8 inch cast iron water main with a cost difference of \$1,221.78, pursuant to a subdivision plan called Kassuba Beach, Phase 3, and have requested that the City participate in the added cost of the 12 inch cast iron water main; and,

WHEREAS, the Deputy City Manager and the Director of Water and Waste Water Department of the City of Austin have recommended said participation; Now, Therefore,

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

That Dan H. Davidson, Deputy City Manager, be and he is hereby authorized and directed to enter into a participation agreement under the terms of which the City of Austin shall acquire title to the above described main from Walter J. Kassuba, the actual cost of said participation not to exceed \$1,221.78.

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, the owners of South Creek, Section 1, have installed a sanitary sewer main at a cost of \$25,898.20 pursuant to a subdivision plan called South Creek, Section 1, and have requested an 18%/82% cash settlement of the above amount in lieu of a refund contract; and,

WHEREAS, 82% of the aforementioned \$25,898.20 equals \$21,236.52, which amount is agreed upon as the cash settlement value of said utility lines, in lieu of refund contract; and,

WHEREAS, the Deputy City Manager and the Director of Water and Waste Water Department 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 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 main from Clear Creek Properties, Incorporated, and to pay to Clear Creek Properties, Incorporated 82% of the actual cost thereof not to exceed \$21,236.52.

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

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

#### 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: A ONE ACRE TRACT OF LAND, LOCALLY KNOWN AS REAR OF 7005-7039 U. S. HIGHWAY 290, 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 pass 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 pass 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 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 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 1, 2, 3, 4 OF BLOCK B6 AND LOTS 12, 13, 14, 15 OF BLOCK B7 IN THE SWISHER SUBDIVISION, LOCALLY KNOWN AS 205-303 WEST JOHANNA STREET AND 2001-2005 WILSON STREET; AND, ADDITIONAL AREA: LOTS 6 THROUGH 11 OF BLOCK B7 IN THE SWISHER SUBDIVISION, LOCALLY KNOWN AS 107 THROUGH 203 WEST JOHANNA 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 pass 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 Janes moved that the rule be suspended and the ordinance pass 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 Janes 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 introduced the following ordinance:

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

(1) A 3.3 ACRE TRACT OF LAND, LOCALLY KNOWN AS REAR OF 825-913 NORTH LOOP BOULEVARD; REAR OF 5206-5226 NORTH LAMAR BOULEVARD, FROM A "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, SECOND HEIGHT AND AREA DISTRICT: OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

(2) A 10.27 ACRE TRACT OF LAND OUT OF THE SANTIAGO DEL VALLE GRANT, LOCALLY KNOWN AS REAR OF 1401-1505 BRANDT DRIVE; REAR OF 1801-1927 STATE HIGHWAY 71, FROM "B" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL 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 Gage moved that the rule be suspended and the ordinance pass to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

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

Noes: None

The ordinance was read the second time and Councilman Gage moved that the rule be suspended and the ordinance pass 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 Gage 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 introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN HEIGHT AND AREA AND CHANGING THE HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: A 2.17 ACRE TRACT OF LAND, LOCALLY KNOWN AS 507-701 E. RUNDBERG LAND; 9302-9318 I. H. 35, FROM FIRST HEIGHT AND AREA DISTRICT TO THIRD 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 Gage moved that the rule be suspended and the ordinance pass 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 rule be suspended and the ordinance pass 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 Gage 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 HEIGHT AND AREA AND CHANGING THE HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: LOT 5, SECTION 1, OLTORF VILLAGE, LOCALLY KNOWN AS 2300-2316 SOUTH INTERREGIONAL HIGHWAY; 1333-1343 EAST OLTORF STREET FROM FIRST HEIGHT AND AREA DISTRICT TO FIFTH 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 Janes moved that the rule be suspended and the ordinance pass 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 Janes moved that the rule be suspended and the ordinance pass 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 Janes 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 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 5 ACRE TRACT OF LAND, LOCALLY KNOWN AS 2503-2619 AND REAR 2619-2629 U.S. HIGHWAY 183, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, 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 Price moved that the rule be suspended and the ordinance pass to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Present but not voting: Councilman Gage

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

Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue  
Noes: None  
Present but not voting: Councilman Gage

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, MacCorkle, Price, Mayor LaRue  
Noes: None  
Present but not voting: Councilman Gage

The Mayor announced that the ordinance had been finally passed.

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 9.076 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE WILLIAM CANNON LEAGUE NO. 19; 2.17 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NUMBER 18 AND THE JAMES ROGERS SURVEY; ALL 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 pass 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 Janes 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

#### AMENDMENTS

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NOS. 700212-B, 691113-A, 690417-D, AND 690417-E, BY MAKING CERTAIN DELETIONS AND INSERTIONS IN SAID ORDINANCES; 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 pass 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 Johnson moved that the rule be suspended and the ordinance pass 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 Johnson 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.

#### ANNEXATION HEARING

It being 9:00 A.M., Mayor LaRue opened the public hearing on the annexation scheduled for this time. No one appeared to be heard. Councilman MacCorkle moved that the Council close the hearing. 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 1.30 ACRES OF LAND, SAME BEING TWO (2) TRACTS OF LAND OUT OF THE T. J. CHAMBERS GRANT 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 MacCorkle moved that the rule be suspended and the ordinance pass 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 MacCorkle moved that the ordinance be passed. The motion, seconded by Councilman Johnson, carried by the following vote:

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

#### PUBLIC INFORMATION DEPARTMENT

The Council passed an ordinance through all three readings authorizing creation of the PUBLIC INFORMATION DEPARTMENT to consolidate the City's Service and Information Program and Printing Services into a single department, appropriating \$13,150 from the unappropriated balance of the General Fund and transferring \$3,180 from the appropriation for Office Services to the appropriation for the Print Shop for operation of the Public Information Department from June 1 to September 30, 1970. Councilman Johnson asked for a recapitulation of

the Departments which had been consolidated and those which had been created.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 690918-G BY CREATING A PUBLIC INFORMATION DEPARTMENT AND PROVIDING PERSONNEL AND FUNDS THEREFOR, AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman MacCorkle moved that the rule be suspended and the ordinance pass 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 MacCorkle moved that the rule be suspended and the ordinance pass 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 MacCorkle 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.

#### SALE OF HOUSES

The City Manager submitted the following:

"Date: June 16, 1970

"To: Norman McK. Barker  
Director of Finance

"

From: Dick T. Jordan  
Building Official

"Subject: Sale of Houses

"Sealed bids were opened in the office of the Purchasing Agent at 10:00 A.M., Monday, June 15, 1970, for the sale of the following houses:

| <u>TO BE MOVED</u> | <u>STRUCTURE</u> | <u>POSITIVE BID</u>                                |
|--------------------|------------------|--|
| 409 Atlanta        | Frame Structure  | Bid of \$50.00 by J. A. Miller Co.                 |
| 2000 Sunset        | Frame Structure  | Bid of \$745.00 by J. A. Miller Co.                |
| 800 Winsted        | Frame Structure  | Bid of \$1223.00 by Jerry Tisdell                  |
| 1404 Newfield      | Frame Structure  | Bid of \$638.00 by Southwest Wrecking Incorporated |

| <u>"TO BE DEMOLISHED</u> | <u>STRUCTURE</u>       | <u>NEGATIVE BID</u>                                |
|--------------------------|------------------------|--|
| 1307 Winsted             | Rock & Frame Structure | Bid of \$381.00 by J.A. Miller Co.                 |
| 1903 W. 11th             | Frame Structure        | Bid of \$404.00 by Southwest Wrecking Incorporated |
| 808 Essex                | Frame Structure        | Bid of \$378.00 by Atlas Demolishing               |
| 612 Theresa              | Box Structure          | Bid of \$404.00 by Southwest Wrecking Incorporated |
| 506 E. 14th              | Box Structure          | Bid of \$303.00 by Southwest Wrecking Incorporated |
| 508 E. 14th              | Box Structure          | Bid of \$303.00 by Southwest Wrecking Incorporated |
| 1306 Newfield            | Frame Structure        | Bid of \$911.00 by Southwest Wrecking Incorporated |
| 24 Chalmers              | Frame Structure        | Bid of \$249.00 by J. A. Miller Co.                |

"This office recommends that the above bids be awarded as indicated.

"(Sgd) Dick T. Jordan

"(Sgd) Norman McK. Barker

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 15, 1970, for the sale of four (4) City-owned houses to be moved from the premises; and,

WHEREAS, the bids of J. A. Miller Co. in the sum of \$50.00 for the house located at 409 Atlanta, and in the sum of \$745.00 for the house located at 2000 Sunset; the bid of Jerry Tisdell in the sum of \$1,223.00 for the house located at 800 Winsted; and the bid of Southwest Wrecking Inc. in the sum of \$638.00 for the house located at 1404 Newfield, 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 J. A. Miller Co., Jerry Tisdell and Southwest Wrecking Inc. 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 said named parties.

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

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

Councilman MacCorkle offered the following resolution and moved its adoption:

WHEREAS, bids were received by the City of Austin on June 15, 1970 for the sale of improvements, including eight (8) City-owned houses, to be removed from the premises by demolition; and,

WHEREAS, J. A. Miller Co. has bid in the sum of \$881.00 to remove the house located at 1307 Winsted, and in the sum of \$249.00 to remove the house located at 24 Chalmers; Atlas Demolishing has bid in the sum of \$378.00 to remove the house located at 808 Essex; and Southwest Wrecking Inc. has bid in the sum of \$404.00 to remove the house located at 1903 West 11th, in the sum of \$404.00 to remove the house located at 612 Theresa, in the sum of \$303.00 to remove the house located at 506 East 14th, in the sum of \$303.00 to remove the house located at 508 East 14th, and in the sum of \$211.00 to remove the house located at 1306 Newfield; 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 J. A. Miller Co., Atlas Demolishing and Southwest Wrecking Inc. 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 for the payment of said sums, on behalf of the City, with said named parties.

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

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

#### CONTRACTS AWARDED

The City Manager submitted the following:

"Date: June 17, 1970

"To: Norman McK. Barker  
Director of Finance

"From: F. D. Glenn Purchasing Agent

"Subject: Twelve Horizontal Bevel Gear and Grease Case Gate Valves

"A. Twelve (12) each Horizontal Bevel Gear and Grease Case Gates Valves to Milstead Company - Net Total \$12,146.01.

"B. To be used by the Water and Waste Water Department.

"C. The attached memorandum from Mr. Dewey Nicholson recommends the award be made as indicated.

"Account Numbers and Appropriation  
82132203 W. O. 702 178

"(Sgd) Norman McK. Barker  
Director of Finance

"(Sgd) F. D. Glenn, Purchasing Agent

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 16, 1970, for Twelve (12) each Horizontal Bevel Gear and Grease Case Gate Valves to be used by the Water and Waste Water Department; and,

WHEREAS, the bid of Milstead Company in the sum of \$31,146.01 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 Milstead Company in the sum of \$31,146.01 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 Milstead 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:

"Date: June 16, 1970

"To: Norman McK. Barker  
Director of Finance

"From: F. D. Glenn, Purchasing Agent

"Subject: Five Thousand Tons Special Type D Hot Mix Asphaltic Concrete

"A. Five Thousand (5,000) tons Special Tyep D Hot Mix Asphaltic Concrete to Capitol Aggregates, Incorporated - Net Total \$24,990.00.

"B. To be used by the Street and Bridge Division.

"C. The unit price of the Special Hot Mix at \$5.10 compares to the \$4.40 of the material on annual contract.

"(Sgd) Norman McK. Barker  
Director of Finance

"(Sgd) F. D. Glenn, Purchasing Agent

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)



WHEREAS, the bids were received by the City of Austin on June 15, 1970, for the purchase of Five Thousand (5,000) Tons Special Type D Hot Mix Asphaltic Concrete to be used by the Street and Bridge Division; and,

WHEREAS, the bid of Capitol Aggregates, Incorporated, in the sum of \$24,990.00 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 Capitol Aggregates, Incorporated, in the sum of \$24,990.00 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 Capitol Aggregates, Incorporated.

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

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

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 16, 1970, for Street Improvements - Contract No. 69-C-24; and,

WHEREAS, the bid of Larson-Pugh and Pat Canion Excavating Company in the sum of \$490,762.43 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 Larson-Pugh and Pat Canion Excavating Company in the sum of \$490,762.43 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 Larson-Pugh and Pat Canion Excavating Company.

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

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

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 17, 1970, for Twelve (12) Month Custodial Cleaning Contract for the Municipal Building, beginning July 1, 1970; and,

WHEREAS, the bid of Austin Maintenance Service, Inc. in the sum of \$17,550.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Austin Maintenance Service, Inc. in the sum of \$17,550.00 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 Maintenance Service, Inc.

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

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

The City Manager submitted the following:

"Date: June 16, 1970

"To: Norman McK. Barker  
Director of Finance

"From: D. C. Kinney  
Electric Department

"Subject: Contract 428

"Resolution awarding Contract 428, Remote Burner Controls, Holly Street Power Station, Unit No. 4, to the lowest and best bidder, Forney Engineering Co., for the firm lump sum of \$170,840.00.

"A tabulation of bids and the Engineers recommendations are attached.

"Council action is necessary because of the magnitude of the purchase.

"(Sgd) Norman McK. Barker  
Director of Finance

"(Sgd) D. C. Kinney  
Electric Department

"TABULATION OF BIDS

CONTRACT 428

REMOTE BURNER CONTROLS

HOLLY STREET POWER STATION

UNIT NO. 4

CITY OF AUSTIN

"A. TABULATION OF BIDS

BIDS OPENED 10:00 A.M., June 9, 1970

| BIDDER                                     | BIDDING<br>UNIT NO. 1,<br>SOLID STATE<br>REMOTE BURNER<br>CONTROLS | BIDDING<br>UNIT NO. 2,<br>FIELD REP.<br>PER DIEM RATE<br>FOR SOLID<br>STATE CONTROLS | BIDDING<br>UNIT NO. 3,<br>RELAY TYPE<br>REMOTE BURNER<br>CONTROLS | BIDDING<br>UNIT NO. 4,<br>FIELD REP.<br>PER DIEM RATE<br>FOR RELAY<br>TYPE CONTROLS | ESCALATION |
|--|--|--|---|---|------------|
| Combustion<br>Engineering,<br>Incorporated | \$242,000.00   | \$170/Day  | \$189,000.00  | \$170/Day   | Firm       |
| Forney<br>Engineering<br>Company           | \$206,956.00   | \$150/Day  | \$170,840.00  | \$150/Day   | Firm       |

"B. EXCEPTIONS TO SPECIFICATIONS

Combustion Engineering stated thier proposal contained exceptions to the Purchaser's Specification. However, upon reviewing their listed exceptions, we found that they were only clarifications and Combustion Engineering's bid is therefore in accordance with the Specifications

"Forney Engineering stated their bid was in exact accordance with the Specifications.

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 9, 1970, for Remote Burner Controls to be used at the Holly Street Power Station, Unit No. 4, Contract 428; and,

WHEREAS, the bid of Forney Engineering Company in the sum of \$170,840.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of the Electric 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 Forney Engineering Company in the sum of \$170,840.00 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 Forney Engineering 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:

"Date: June 17, 1970

"To: Norman McK. Barker  
Director of Finance

"From: D. C. Kinney  
Electric Department

"ELECTRIC STREET LIGHT DUCTLINE AND CONCRETE  
FOUNDATIONS ON COLORADO AND BRAZOS STREETS FROM  
1ST STREET TO 11TH STREET

"Sealed bids were received until 11:00 A.M., Tuesday, June 16, 1970, for the installation of electric conduit and concrete foundations for street lighting on Colorado and Brazos Streets.

"The purpose of this contract is to provide a conduit system and concrete foundations for the installation of street lights on Colorado and Brazos Streets from 1st Street to 11th Street. Plans and specifications were picked up by four contractors.

"The following is a tabulation of bids received:

| <u>CONTRACTOR</u>              | <u>TOTAL BID</u> | <u>BID BOND</u> | <u>CALENDAR DAYS<br/>FOR COMPLETION</u> |
|--------------------------------|------------------|-----------------|---|
| E. E. Stuessy Contractor, Inc. | \$99,405.60      | 5%              | 130 days                                |
| Ford-Wehmeyer, Inc.            | \$97,936.70      | 5%              | 130 days                                |

"The Electric Department recommends that this contract be awarded to the low bidder, Ford-Wehmeyer, Inc., for the total bid of \$97,936.70 and a completion time of 130 days.

"(Sgd) Norman McK. Barker  
Director of Finance

"(Sgd) D. C. Kinney  
Electric Department

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 16, 1970, for the installation of electric conduit and concrete foundations for street lighting on Colorado and Brazos Streets; and,

WHEREAS, the bid of Ford-Wehmeyer, Inc. in the sum of \$97,936.70 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Electric Utility 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 Ford-Wehmeyer, Inc. in the sum of \$97,936.70 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 Ford-Wehmeyer, Inc.

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

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

#### UNIVERSITY - TREES

The Council adopted a resolution granting the University of Texas System permission to plant a total of 23 trees within the sidewalk area along the east side of Lavaca Street from West 6th Street to West 6th Street Alley; west side of Colorado Street from West 6th Street to West 6th Street Alley; West 6th Street from Lavaca Street to east of Old Federal Building.

Councilman Price offered the following resolution and moved its adoption:

#### (RESOLUTION)

WHEREAS, The Board of Regents of the University of Texas System is the owner of that certain tract of land within the City of Austin known as the Claudia Taylor Johnson Park Complex at Sixth and Colorado Streets; and,

WHEREAS, said Board is engaged in an extensive building and beautification program at said location; and,

WHEREAS, the said Board, as part of said program, desires permission to plant twenty-three trees on City property within the sidewalk areas on the east side of Lavaca Street from the alley south to Sixth Street, on the north side of Sixth Street from Lavaca Street east to the east side of the Old Federal Building and on the west side of Colorado Street from the alley to Sixth Street; and,

WHEREAS, said trees will improve the overall appearance of the area;

Now, Therefore,

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

That the above described trees be allowed to be planted as shown in Exhibits "A", "B", "C", and "D" attached hereto, subject only to the following conditions:

(1) That the City can require the removal of any or all of said trees at any time, subject only to giving reasonable notice to the Board of Regents of the University of Texas System of the necessity for the removal of any or all of said trees; and,

(2) That at the time of removal of any or all of said trees, the expenses of such removal are to be borne by the Board of Regents of the University of Texas System; and,

(3) That at the time of the removal of any of said trees, the Board of the University of Texas System shall, at its own expense, restore the sidewalk area to a condition approved by the Director of Public Works of the City of Austin.

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

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

Noes: None

#### EASEMENT RELEASED

Councilman Price 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 and across a part of Lot 4, Block Q, Quail Creek, Section Four, a subdivision in the City of Austin, 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 one (1.00) foot in width, said strip of land one (1.00) foot in width being out of and a part of Lot 4, Block Q, Quail Creek, Section Four, a subdivision in the City of Austin, Travis County, Texas, according to a map or plat of said Quail Creek, Section Four, of record in Book 46 at Page 97 of the Plat Records of Travis County, Texas; the centerline of said strip of land one (1.00) foot in width being more particularly described by metes and bounds as follow:

BEGINNING at a point in the north line of said Lot 4, same being the south

line of Quail Feidl Drive, which point of beginning is in a line seven (7.00) feet west of and parallel to the east line of said Lot 4, and from which point of beginning an iron pin at the northeast corner of said Lot 4 bears N 63° 34' E 7.00 feet;

THENCE, with said line seven (7.00) feet west of and parallel to the east line of Lot 4, S 26° 26' E 117.50 feet to point of termination in the north line of seven and one-half (7.50) foot public utilities easement.

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

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

#### PETITION TREES DESTROYED TO BE REPLACED

MISS WENDY BECK urged the Council to preserve trees through an ordinance requiring that for every tree destroyed or that dies, one be replaced. She read a statement pointing out the importance of trees to beauty, monetary value, protection of health, especially in combatting pollution. The Council received the request and commended her on her interest, preparation and presentation of her statement.

#### MO - PAC RIGHT OF WAY

Councilman Price moved the Council authorize the acquisition of the following properties for the Mo-Pac Right of Way:

1708 Newfield Lane - average of appraisals  
3000 Funston - average of appraisals  
1805 Lake Austin Boulevard - average of appraisals  
2000 Lake Austin Boulevard - 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

#### FIREWORKS DISPLAY

Councilman Gage moved the Council grant the request of MR. LEO BUTLER, CAPITAL PLAZA BOARD OF TRADE for a fireworks display on City property located at Reinli and Sheridan Avenue, subject to the liability insurance and other normal terms. The motion, seconded by Councilman Janes, carried by the following vote:

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

In connection with this tract, Councilman Janes asked if it had any potential use by the City, and if so he would hope it be considered in the first round.

AMENDMENT TO USAGE OF MOTOR BOATS  
ON TOWN LAKE

The City Manager stated this amendment would allow both motor boats operated by routes and excursions, transporting persons on such basis under authorization of the Council, under such terms and conditions that it might want to set up.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 29 OF THE AUSTIN CITY CODE OF 1967 TO PERMIT THE USE OF CERTAIN MOTOR BOATS IN THE COLORADO RIVER FOR TOURS, EXCURSIONS AND TRANSPORTING OF PERSONS; WAIVING THE PROVISION REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman MacCorkle moved that the rule be suspended and the ordinance pass 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

The ordinance was read the second time and Councilman MacCorkle moved that the rule be suspended and the ordinance pass 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 MacCorkle 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.

CAPITAL IMPROVEMENTS PROGRAM

The City Manager, MR. ANDREWS, reported the Council had the recommendation of the Planning Commission regarding Capitol Improvements Program. In his re-



view, re recommended that the acquisition of certain properties be delayed for further discussion and planning for this fall, at which time the Council would discuss seriously land acquisition as a whole and try to set priorities. He called attention to the addendum to the C. I. P., which had been discussed but was not included in this set.

Councilman Gage noted one area of the City that needed consideration--the northwest area or greater north area--in which there are no park facilities. It was pointed out there would be a playground in connection with the school, but that would not be a district park. Councilman MacCorkle stated other than fire stations and utility buildings, no public buildings had been constructed. Councilman Johnson suggested considering two or three parks in the budget for planning so that when the 71 program came up, the Council would know where to buy a park, how large it should be and what area it would serve. The City Manager stated funds were available for planning. By November, possibly a short range park plan could be submitted. Mayor LaRue stated it was the consensus of this Council that parks in the northwest area are badly needed. MR. BOB HANS, Northwest Austin Civic Association concurred in the recommendation that funds be reserved in the next C. I. P. for the northwest Austin park.

Councilman Gage now was under the impression that in November, the Parks Department and Planning Commission will present some plan solving the park problems not only in the northwest area, but in some of the other areas that have high priority for these facilities. The City Manager stated there would be a park plan on those areas most in need and areas in which immediate development is needed. MR. BOB HANS, Northwest Austin Civic Association concurred in the recommendation that funds be reserved in the next C. I. P. for the northwest Austin park.

Councilman Gage now was under the impression that in November, the Parks Department and Planning Commission will present some plan solving the park problems not only in the northwest area, but in some of the other areas that have high priority for these facilities. The City Manager stated there would be a park plan on those areas most in need and areas in which immediate development is needed.

#### CROSS TOWN SEWER PROJECT

MR. ISOM HALE, Consulting Engineer, presented information different from that envisioned by a consulting engineer relative to a cross-town interceptor sewer, and a comparison with the conventional method of sewer lines being constructed in creeks. He had an aerial photograph of the City, and pointed out the path of the tunnel. He spoke for bringing the sewer lines down the creek where they are now, pointing out that this would cost far less than the tunnel system. The initial cost for the tunnel would be far more. From 1986, the consultants say the tunnel method would be less expensive. He did not want to make a gamble of the amount of money estimated. He took exception to cost estimates for Shoal Creek, stating he would give an estimate more credit on experience than on something on which the City has no experience. He did not agree that a tunnel was easier to build than the present system. He pointed out the disadvantages of a tunnel. Consideration should be given to Bull Creek and Dry Creek now, and not wait for the tunnel. Mr. Hale discussed financing the sewer facilities, stating there would not be sufficient funds for the City to meet the needs for the growth in the next five years. He made a detailed comparison on the tunnel and the conventional system, stating the two systems do the same job. He pointed out this tunnel would not serve the City, as Barton Creek, Bee Creek, South Austin,

Walnut Creek, Decker Lake area are not provided for by this tunnel. He mentioned the house laterals which have leaks as well as the lines constructed by the City. He asked the Council to further investigate this tunnel recommendation.

The City Manager stated at the end of 15 years both 50 year plans would be at an even point. From then on, there is a saving cost on the tunnel plan, which would mean 35 years of profit.

The Director of Water and Waste Water discussed existing systems which would be necessary to take care of existing and future situations for the north bank of the river. He pointed out the south outfall noting about a mile of the South Austin outfall is in a tunnel, which was less expensive to build than the open cut method. He explained the long range plan to pump sewage to the Walnut Creek Plant to relieve the Govalle Plant which would be taking care of Barton Creek and other sewage. He pointed out on the map the line intercepting sewers coming down the creeks on the north side which would reduce the load at the Shoal Creek lift station, North Austin outfall; and would reduce the amount of sewage that would go into the river and lakes in the event of a power outage. He pointed out the necessity of enlarging the Walnut Creek Plant to 10 or 15 million gallons a day potential; in either case. MR. SCHMIDT listed reasons for his recommendation to the City Manager: (1) If the cross-town tunnel is constructed, and some of the lines south of the tunnel get over-loaded because of density increase, boring into the tunnel could be done for flexibility; (2) The tunnel would intercept the lines, and the area receiving loads from the north would be relieved: Otherwise the area with the greatest density increase would have to have a new sewer system; (3) The interceptor would be more valuable than increasing lift stations in size, pumping and maintenance; (4) As to the outfall along the river bank, he did not concur with Mr. Hale that it was easier to place a line there than a tunnel.

Councilmembers discussed the question in detail and at length. The City Manager was asked to come with his final analysis and recommendation in two weeks.

MR. R. M. DIXON asked the Council to consider what Councilman Atkison had brought out about the money needed to bring the plans up to meet the bacterial or virus free requirements which will be costly. Mr. Dixon spoke on this item. He discussed Legislative programs on pollution, grants for sewage treatment plants, etc., all of which called for huge expenditures, and the people are already in a financial bind. As to the Horner & Shifrin report, Mr. Dixon did not agree.

MR. ERWIN BLASS, President of Horner & Shifrin, listed his qualifications in response to Councilman MacCorkle's inquiries, in tunnel design as dating back to 1928 during which period he was design engineer for St. Louis, designing 10 to 15 miles of tunnel. Since 1936 he had been with Horner & Shifrin Consultant Engineers, who designed one of the largest tunnel projects in the United States, and others. He explained why only 6 or 7% of the total sewage lines were tunnel, as a new system could be designed and constructed cheaper in an open area. It is in relief sewer systems where sewers have to go through densely developed areas interfering with convenience to property owners, traffic, acquisition of easements, etc., that the tunnel system is more advantageous. Mr. Blass outlined his instructions were to determine the feasibility of a tunnel and determine such feasibility on an economic basis and on an engineering basis. He said there were enough people in the field to provide competitive bidding on tunneling.

Mayor LaRue said the City Manager would come back in two weeks and give the Council his recommendation as to the method to be used.

Councilman Price moved that the Capitol Improvement Program of 1970 be accepted, subject to the City Manager's coming back two weeks from now with planning and studies. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

Councilman Atkison stating his affirmative vote would not be a pledge of support for or against the tunnel, as that decision is to be made later.

PUBLIC HEARING ON TRANSPORTATION ENTERPRISE,  
INCORPORATED FOR FRANCHISE

Pursuant to published notice thereof Mayor LaRue opened the public hearing on Transportation Enterprise, Incorporated for franchise.

MR. DAN FELTS, Attorney for Transportation Enterprise, reported witnesses were in the hearing room and some 20 to 40 outside. Those to speak for the franchise included students, employees of the University and apartment managers who can testify as to density of certain areas in the City and conditions to be considered in determining the public convenience and necessity for the requested bus service. They are present today to present their cases for a franchise for T. E. I. to operate a shuttle bus service in accordance with the contract with the University of Texas.

To establish in the record figures about density within the City, he referred to and asked that the BASIC DATA TRAVIS COUNTY, 1969, BOOKLET be included in the records of this meeting.

MR. FRANK DENIUS, representing Austin Transit Corporation, stipulated, and the record could show, that Austin Transit recognizes there is a public convenience and necessity for the bus shuttle service in the University area.

MR. FELTS gave statistics on population, dwelling units, acreage and density, particularly of the area referred as the Riverside Area, with between 6,750 and 9,500 people. MR. FELTS called on the people to testify.

MS. PATSY HANKS, Manager Estrada Apartments, 1801 South Lakeshore Boulevard, stated rental of many apartments in this area hinge on whether or not the shuttle service continues, and tenants had made deposits which would have to be returned if the service is discontinued.

MR. GARLAND EVANS, Merlin Williams and Associates, leasing and property management, noted there were 2,384 apartments in the area with 5,500 people, 88% of whom were University affiliated. He listed 13 apartment houses and the number of units in each.

MS. HANKS, MR. EVANS, MR. RON GIBSON, 1107 Brackenridge Apartments, doctoral candidate; MR. GREGG WILLIAMS, also a doctoral candidate; MR. MARK BLACKBIRD, Estrada Apartments, MR. TAYLOR BURN, Estrada Apartments; and MISS JACQUELYN SEIBERT, 3914 Avenue D, all emphasized the definite need of the shuttle bus, not as a convenience, but as a necessity. This service had been very efficient, had been a boon to the apartment area; and was not a duplication of any routes. When the franchised transit company serviced the area, its inability to make connections and its high costs had lost many of its riders. The shuttle bus had eliminated congestion, cut down on the number of cars, the routes were satisfactory, and their schedules were convenient. MR. BILL NALLE, Rollingwood, testified the shuttle bus had helped him, as he parked his car at his fraternity and took the shuttle bus to the campus from there. The existing routes of the other company would not provide the service that he has had. He said that it was a necessity.

Managers of other apartment houses testified in the same manner.

MRS. MARION HESTER, Brackenridge Apartments, noted the inability of getting nursing help or child care services at the apartments due to lack of adequate schedules by the Austin Transit. Both she and her husband used the T. E. I. Shuttle, which provided service from 6:30 or 7:00 A.M. until 11:00 P.M. MRS. CAROLYN LANE complained about the pollution from diesel buses. MRS. JANET RILEY preferred not to pay extra for air conditioned buses.

MR. ALLEN, 1111-E Brackenridge Married Housing Apartments, stated drivers could not recognize 33,000 students boarding buses, but the driver of the shuttle bus running directly through the campus could recognize the students. The drivers do know their riders because most of the riders are a steady clientele who ride the bus. MRS. KAREN SEAL made a comparison of the drivers of both buses.

MR. ARNOLD THOMAS GILLESPIE, 4805 Evans, bus driver for the T. E. I., and student, outlined his route from Brackenridge Apartments to the University and back, stating there were three areas along the route where students could catch an intercampus bus. With his routes arranged, he could drive the bus, without interference with his school hours, and the officers at T. E. I. had been cooperative in working this out for him. He was pleased with his part-time pay, and the periodic raises that came when the company could give them. He explained the procedure about determining whether or not one was a student. ROBERT WILKINSON, a student, and MR. TOM RATTICK, who had just been graduated, had driven buses while in school, and they agreed with Mr. Gillespie regarding identification of the bus clientele.

MISS ROSENFELD, who drove her car to a point and took the shuttle bus, praised the shuttle bus service to the highest, stating it was not duplicating service.

MR. MARK BLACKBIRD, and MR. TAYLOR BURN, Estrada Apartments, students, use the shuttle bus service, and are discharged at convenient locations around the campus. They stated the T. E. I. had eliminated congestion and the number of wrecks in the area; the drivers, service, and routes were satisfactory, and there is a need for this service.

MISS JACQUELYN SEIBERT, 3914 Avenue D (Apartments) anticipated attending the University this fall and would need the shuttle bus service for transportation to the University. It runs every 15 minutes.

MR. FELTS asked other students who were present, but had not testified, to stand up to be counted. He had a series of letters bearing 1001 signatures secured June 22nd, addressed to the Honorable Mayor and City Council, urging the Council to grant a bus franchise to T. E. I. to operate the shuttle bus for the University for all the prescribed routes, as a comparable service is not offered by any other party. Without the needed service provided by T. E. I., they would be without adequate means of transportation. He introduced this petition as being a part of this record.

MR. FELTS read another letter addressed to the Honorable Travis LaRue and members of the City Council, stating that for the past school year T. E. I. had operated a shuttle bus for faculty, staff, and students of the University, and it had been most satisfactory and the management had cooperated in every possible way with the Student-Faculty Committee on shuttle bus operation. This shuttle bus system has been a major factor in improving the total parking and traffic situation in the University. (Letter signed by JAMES H. COLVIN, Vice-President of Business Affairs at the University.) Mr. Felts introduced the original for the record.

In conclusion, Mr. Felts stated the application for franchise had been filed, and certificates from the Director of Traffic and Transportation, Public Works Department, and the Chief of Police, were attached approving all the routes described. There are some adjustments suggested by the Traffic Engineer. Mr. Felts stated the Company would cooperate with the City and the University in these adjustments. Mr. Felts stated the elements of public convenience and necessity had been made based on the data referred to the Council and the testimony of witnesses and other material supplied. This is a highly specialized type of transportation service. Should this application be turned down, it would mean the ruin of the economic and financial life of T. E. I.; and render the University ineffective in submitting bids for transportation in rendering a shuttle bus service, and competitive bidding would be out.

Provisions of the franchise were discussed in detail. Local charter service was not included, but it was noted the company had a special charter permit issued by the Railroad Commission, authorizing a charter service to locations outside of the City. Discussion was held on the rental service of the buses.

MR. FRANK DENIUS, Austin Transit Company, pointed out the seriousness of adequate insurance coverage to take care of a bus load of passengers in leased buses. Mr. Denius introduced Mr. Bonesfield, Vice-President, American Transit Company, St. Louis, Mr. Malone, and representatives of the Unions. He doubted if this franchise were issued that Austin Transit could hope to continue its long operated transit system. He would offer no testimony at this time other than that offered August 14, 1969, and he would like to adopt all that testimony by reference in this case. He stated Austin Transit was ready, willing and able to serve the University with better and more efficient service than they are now receiving. They were a little higher on their bid, but they pay their drivers more, give them fringe benefits, and the company is a big taxpayer. The Austin Transit, in times, give emergency service. They would be

willing to serve the outlying areas at \$5.70-\$6.00 an hour, but he believed that mass transportation is beginning to disintegrate. He introduced DR. COLWELL, Professor of utility economics at the University, for any information needed.

MR. CHARLES W. HUNTER, representing employees of Austin Transit stated this matter could effect adversely 110 families employed by the Austin Transit Company and he noted no one mentioned the Negro community, Mexican Americans, the low income people working who need transportation. He did not want to see their means of travel disintegrated also. He foresaw municipalities operating the transit system free.

MR. FELTS, in rebuttle stated the students themselves established they did not ride the service of Austin Transit prior to the institution of the shuttle bus service; thus the shuttle service captured no business from Austin Transit. The financial report of the Austin Transit for 1968 and 1969 shows in 1969, the Austin Transit Company's revenues and income greater than in 1968, although a portion of a large sum sent to the parent company in St. Louis; and that the company made a substantial profit before income tax. As to service, Mr. Felts stated the T. E. I. shuttle service speaks for itself.

The Council resumed its business at 4:00 P.M. after recessing for a late lunch. The Council discussed the procedure of changing routes in line with a franchise servicing a contract and length of time of franchise.

Mayor LaRue brought up the ordinance as written for its third reading (routes that had been approved) as follows:

AN ORDINANCE GRANTING TO TRANSPORTATION ENTERPRISES, INCORPORATED, A FRANCHISE FOR FIFTEEN (15) YEARS TO OPERATE AND MAINTAIN A MOTOR BUS SYSTEM FOR THE TRANSPORTATION OF PERSONS AND PROPERTY UPON THE PUBLIC STREETS AND HIGHWAYS OF THE CITY OF AUSTIN, TEXAS, PURSUANT TO THE PROVISIONS OF THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, THE CHARTER OF THE CITY OF AUSTIN, AND THE CODES AND ORDINANCES OF THE CITY OF AUSTIN:

Councilman Gage moved Section 2 be changed from 15 years to 5 years. The motion died for lack of second.

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.

#### HEARING ON AMENDMENT TO THE AUSTIN DEVELOPMENT PLAN

Pursuant to published notice thereof Mayor LaRue opened the hearings on amendments to the Master Plan, as follows:

Eight (8) acres of land approximately 1,600 feet south of Chunn Lane on Bluff Springs Road - from Undesignated to Manufacturing and Related Uses - requested by Mr. O. O. Shurtleff.

The Assistant Director of Planning, Mr. Lillie, described the area, pointing it out on a wall map, showing the rural uses and the industrial sites. The request of Mr. O. O. Shurtleff was from undesignated to Manufacturing and related uses. Mr. Lillie stated because of the status of development having begun, the Staff recommended this designation. The Planning Commission approved the request and asked the staff to do an area study of the immediate area to determine proper land use for the Master Plan, and this study is under way. MR. LES PROCTOR explained that his client had inadvertently placed a structure on his property, not attempting to do anything in conflict with the Master Plan. His client had an agreement with Mr. Holloway, fronting across from this tract he would erect the building facing to be agreeable with Mr. Wolloway.

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Planning Commission of the City of Austin has held a public hearing attended by interested citizens, and after intense study and careful consideration, has recommended that the Land Use Map of the Austin Development Plan be amended in accordance with a map which is attached hereto and marked "Proposed Amendment to Austin Development Plan C2-70-1(d); and,

WHEREAS, such proposed amendment has been forwarded to the City Manager who has submitted the same to the City Council with the recommendations thereon; and,

WHEREAS, the City Council of the City of Austin has duly held a public hearing on the proposed action, and having carefully considered such proposed change has duly found that the Land Use Map of the Austin Development Plan should be amended so as to reflect the recommendations made by the Planning Commission; Now, Therefore,

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

That the Land Use Map which is a part of and attached to the Austin Development Plan adopted June 8, 1961, as amended, is hereby amended so as to reflect and indicate thereon the land use pattern in accordance with the map attached hereto entitled "Proposed Amendment to Austin Development Plan C2-70-1(d)."

The attachment is on following page.

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

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

Approximately 1/2 acre in North Austin, on U. S.  
183 at Shoal Creek Boulevard - requested by  
Mr. Richard Baker.

The Assistant Director of Planning described the five acres as opposed to the half acre tract, as being near Highway 183 and the Missouri Pacific Railroad and Burnet Road, the particular area being between Shoal Creek Boulevard, Anderson Lane, and the future Mo-Pac Expressway which has been designated industrial since 1961. The developers and land owners have finally agreed that the industrial designation is what they want, and it fits in with the development plan. The staff and commission recommended the change. Land between Shoal Creek Boulevard and the Creek is zoned for "O" Office and apartment uses, which creates a land use buffer and zoning buffer between industrial and the low density.

Councilman Gage offered the following resolution and moved its adoption:

(Resolution)

WHEREAS, the Planning Commission of the City of Austin has held a public hearing attended by interested citizens, and after intense study and careful consideration, has recommended that the Land Use Map of the Austin Development Plan be amended in accordance with a map which is attached hereto and marked "Proposed Amendment to Austin Development Plan C2-70-1(c);" and,

WHEREAS, such proposed amendment has been forwarded to the City Manager who has submitted the same to the City Council with the recommendations thereon; and,

WHEREAS, the City Council of the City of Austin has duly held a public hearing on the proposed action, and having carefully considered such proposed change has duly found that the Land Use Map of the Austin Development Plan should be amended as to reflect the recommendations made by the Planning Commission; Now, Therefore,

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

That the Land Use Map which is a part of and attached to the Austin Development Plan adopted June 8, 1961, as amended, is hereby amended so as to reflect and indicate thereon the land use pattern in accordance with the map attached hereto entitled "Proposed Amendment to Austin Development Plan C2-70-1-(c)."

The attachment is on the following page.

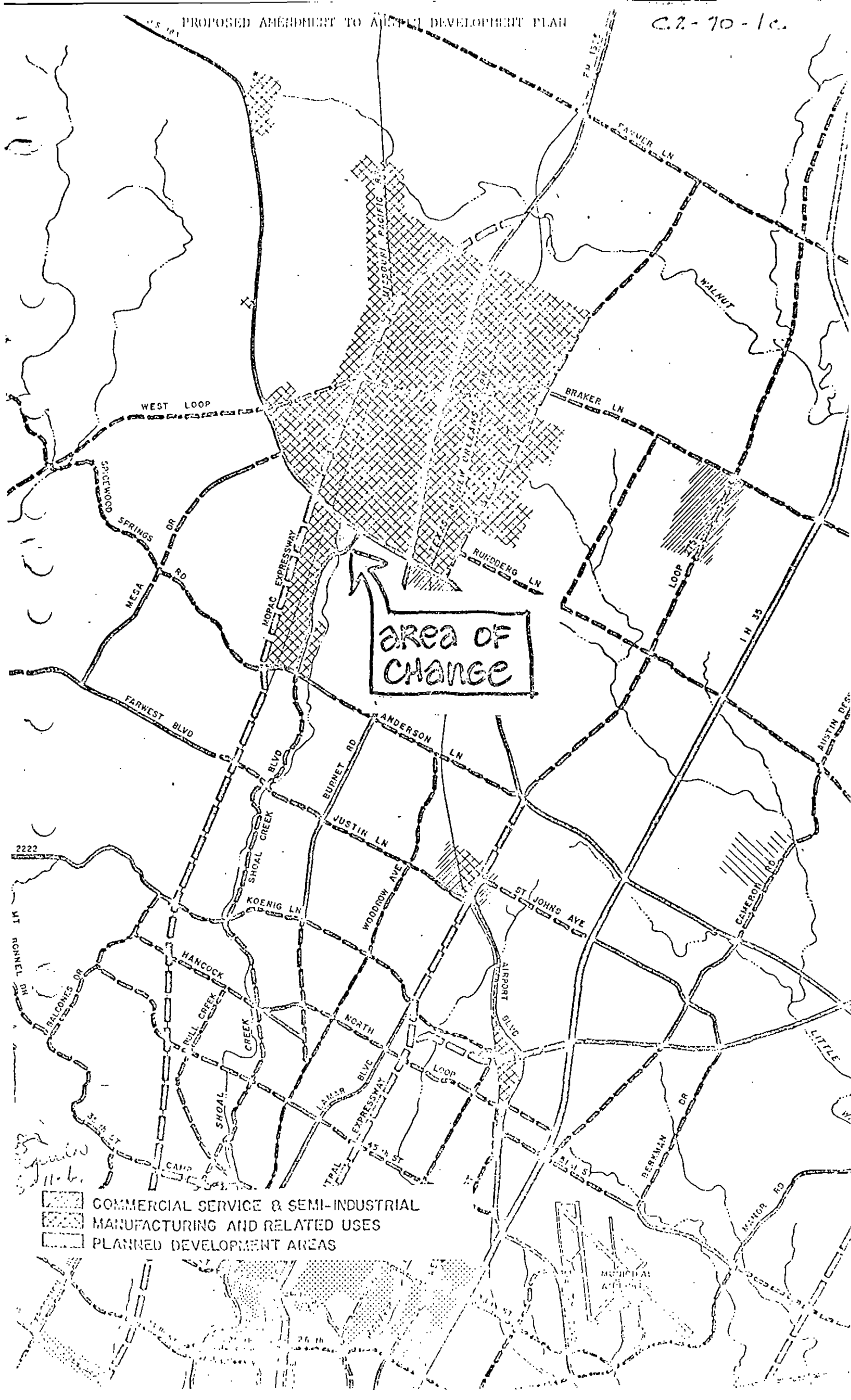
The motion, seconded by Councilman Johnson, carried by the following vote:

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

Noes: None

Absent: Councilman MacCorkle (Out of room at time of roll call)





AREA OF  
CHANGE

- COMMERCIAL SERVICE & SEMI-INDUSTRIAL
- MANUFACTURING AND RELATED USES
- PLANNED DEVELOPMENT AREAS

Approximately 22 acres approximately 875 feet west of Brodie Lane south of U. S. 290 in Southwest Austin.

MR. DICK LILLIE, Austin Director of Planning stated this area falls southwest of the City, South Lamar Boulevard, just west of Sunset Valley, and is farmland. South Lamar is a major arterial street with another proposed outer loop with Highway 290 approximately at the subject tract. Due to these major arterials and future arterials, the staff recommended the change from Low Density Residential to Commercial Service and Semi-Industrial. (Requested for Harold W. Larson by Alvis Vandygriff, attorney).

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Planning Commission of the City of Austin has held a public hearing attended by interested citizens, and after intense study and careful consideration, has recommended that the Land Use Map of the Austin Development Plan be amended in accordance with a map which is attached hereto and marked "Proposed Amendment to Austin Development Plan C2-70-1(e); and,

WHEREAS, such proposed amendment has been forwarded to the City Manager who has submitted the same to the City Council with the recommendations thereon; and,

WHEREAS, such City Council of the City of Austin has duly held a public hearing on the proposed action, and having carefully considered such proposed change has duly found that the Land Use Map of the Austin Development Plan should be amended so as to reflect the recommendations made by the Planning Commission; Now, Therefore,

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

That the Land Use Map which is a part of and attached to the Austin Development Plan adopted June 8, 1961, as amended, is hereby amended so as to reflect and indicate thereon the land use pattern in accordance with the map attached hereto entitled "Proposed Amendment to Austin Development Plan C2-70-1-(e)."

The attachment in on the following page.

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

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

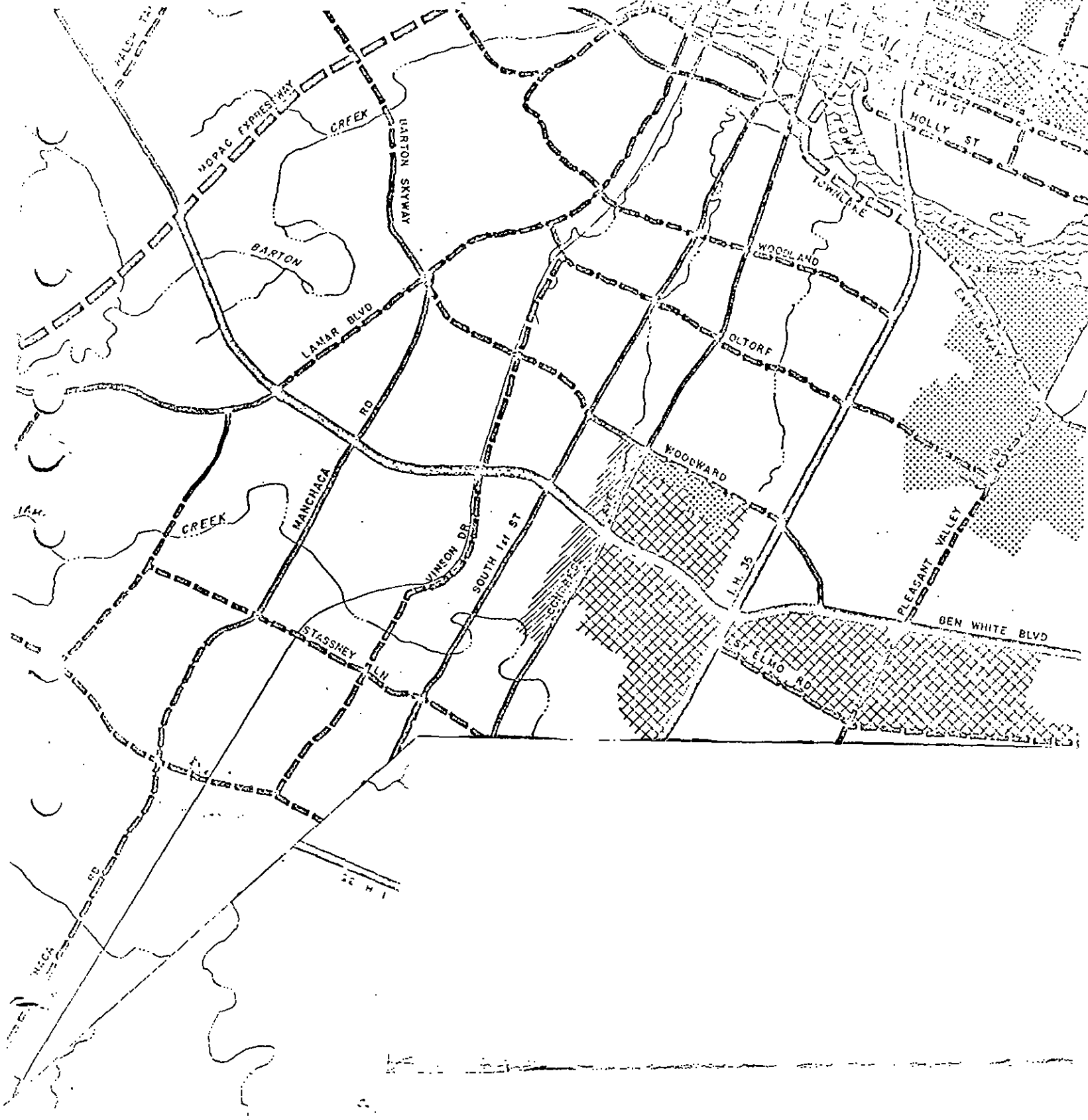
DISCUSSION OF PROPOSED REGIONAL PLANNING ORGANIZATION

COUNCILMAN GAGE reported by letter and a draft of the by laws, the recommendation of the study group for the By-Laws for the Regional Planning Organization, as appointed by the Council and consisting of Councilman Price, Councilman MacCorkle, Commissioners Samuelson and Booth, and himself. He expressed appreciation to the Staff, Mr. Dan Davidson, and the Legal Department for their assistance. The name selected is "CAPITAL AREA PLANNING COUNCIL," comprising ten

ROLLINGWOOD  
SUBMITTAL TO AUSTIN DEVELOPMENT PLAN

22-70-1(d)

- [ ] MEDIUM DENSITY RESIDENTIAL
- [ ] COMMERCIAL SERVICE & SEMI-INDUSTRIAL
- [ ] MANUFACTURING AND RELATED USES
- [ ] PLANNED DEVELOPMENT AREAS



Approximately 22 acres approximately 875 feet west of Brodie Lane south of U. S. 290 in Southwest Austin.

MR. DICK LILLIE, Austin Director of Planning stated this area falls southwest of the City, South Lamar Boulevard, just west of Sunset Valley, and is farmland. South Lamar is a major arterial street with another proposed outer loop with Highway 290 approximately at the subject tract. Due to these major arterials and future arterials, the staff recommended the change from Low Density Residential to Commercial Service and Semi-Industrial. (Requested for Harold W. Larson by Alvis Vandygriff, attorney).

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Planning Commission of the City of Austin has held a public hearing attended by interested citizens, and after intense study and careful consideration, has recommended that the Land Use Map of the Austin Development Plan be amended in accordance with a map which is attached hereto and marked "Proposed Amendment to Austin Development Plan C2-70-1(e); and,

WHEREAS, such proposed amendment has been forwarded to the City Manager who has submitted the same to the City Council with the recommendations thereon; and,

WHEREAS, the City Council of the City of Austin has duly held a public hearing on the proposed action, and having carefully considered such proposed change has duly found that the Land Use Map of the Austin Development Plan should be amended so as to reflect the recommendations made by the Planning Commission; Now, Therefore,

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

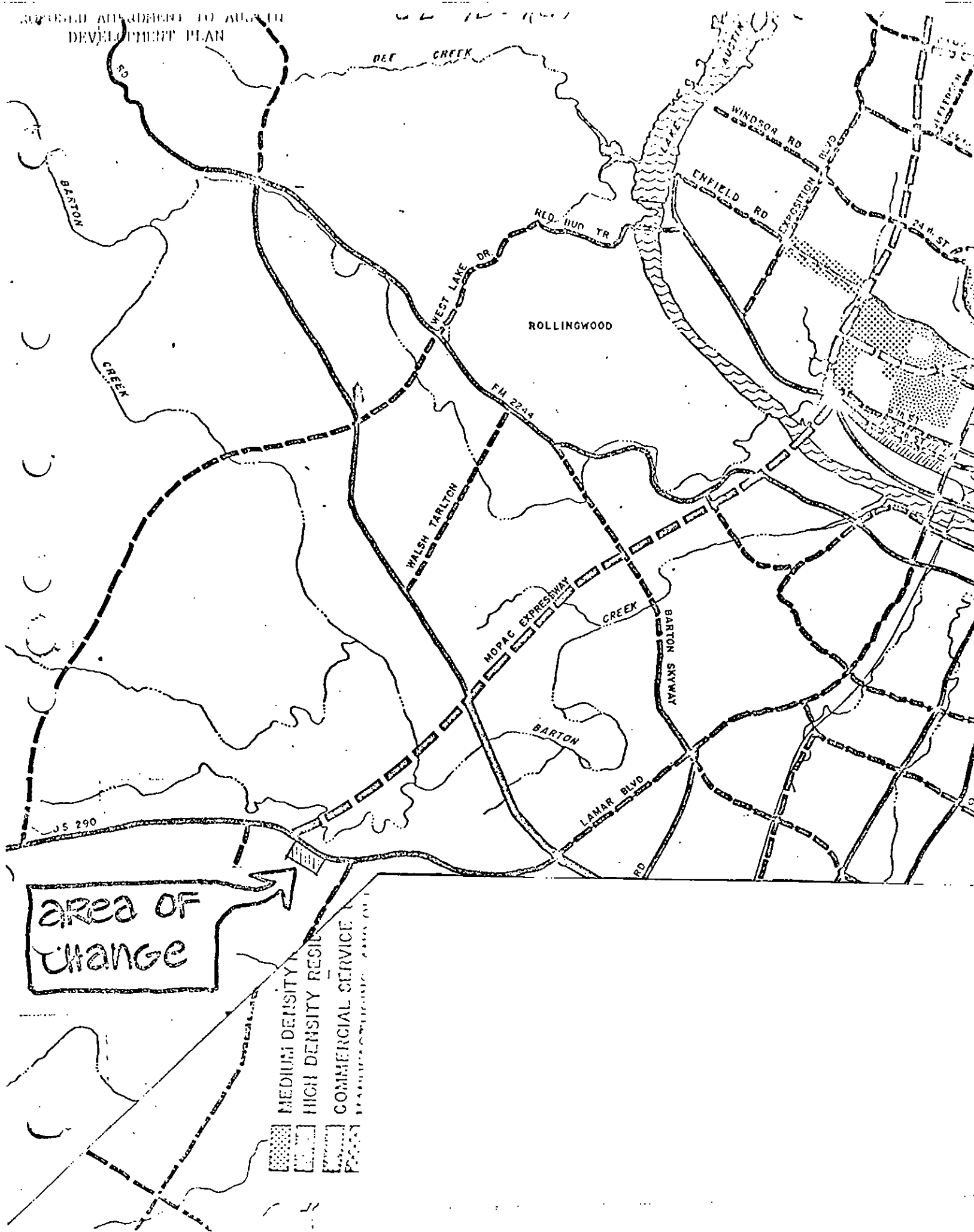
That the Land Use Map which is a part of and attached to the Austin Development Plan adopted June 8, 1961, as amended, is hereby amended so as to reflect and indicate thereon the land use pattern in accordance with the map attached hereto entitled "Proposed Amendment to Austin Development Plan C2-70-1-(e)."

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

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

DISCUSSION OF PROPOSED REGIONAL PLANNING ORGANIZATION

COUNCILMAN GAGE reported by letter and a draft of the by laws, the recommendation of the study group for the By-Laws for the Regional Planning Organization, as appointed by the Council and consisting of Councilman Price, Councilman MacCorkle, Commissioners Samuelson and Booth, and himself. He expressed appreciation to the Staff, Mr. Dan Davidson, and the Legal Department for their assistance. The name selected is "CAPITAL AREA PLANNING COUNCIL," comprising ten



counties.

MR. WALTER RICHTER, Community Council, stated his group unanimously voted its support for this concept and for the program before the Council. He was impressed that this program was given much impetus by the Texas Research League, by Governors Connally and Smith, and the Texas Municipal League. Some 80% of the population of the State is covered by operating Councils of this type; The Council carefully studied the by-laws in detail, and made notes of certain items to be considered later. Councilman Janes moved the Council authorize the City to enter into whatever contract is necessary to participate in the Capital Area Planning Council, and that these by-laws be approved. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Gage, Janes, MacCorkle, Mayor LaRue  
Noes: Councilman Atkison  
Present but not voting: Councilmen Johnson, Price

APPEAL OF GREGG B. MILLETT FROM  
DECISION OF PLANNING COMMISSION IN DENYING  
SPECIAL PERMIT FOR DAY CARE CENTER AND KINDERGARTEN

A telephone call had been received indicating Mr. Millett did not want to pursue the appeal. It was mentioned no formal notification was made of this withdrawal. However, there being no one present in the interest of the appeal, indicated that Mr. Millett had dropped the matter. Councilman Gage moved the Council deny the appeal. The motion, seconded by Councilman Janes, carried by the following vote:

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

REPORT

The Council discussed briefly the report from the City-County Health Committee.

"HONOR AMERICA DAY"

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, one hundred and ninety-four years ago on July 4th, 1776, our forefathers openly, proudly and with honor declared the independence of this our Nation and announced the sovereignty of these our free people; and,

WHEREAS, in the ensuing years new people came from the far reaches of the earth bringing with them seemingly discordant cultural and social contributions here to be woven by that unrelenting artisan Compromise into the great fabric of

this land's culture; and,

WHEREAS, the splendor of this our great American tapestry is dependent for its strength upon the intricate interweaving of the varied threads of all the world's cultures; and,

WHEREAS, without the unity which is derived from this interweaving our tapestry might easily be torn apart by the forces and weights of these our interesting times; and,

WHEREAS, in honoring all of those things for which America stands, in honoring Her history, Her zest for life, Her diverse origin, we thereby reassert those certain self-evident truths held so dear by our forefathers and reaffirm our unity; and,

WHEREAS, we feel the obligation as marathon runners to take up America's Banner of Union, to carry it with honor and to hand on its splendor to our sons and daughters as our race is being run; Now, Therefore,

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

That we honor this July 4th, 1970, Independence Day, shall also be commemorated as "Honor America Day"; and,

That we honor the Union, honor the spirit of unity that has woven so splendid a pattern from such seemingly dissident cords; and,

That the old symbols of America's honor, Her unity, and Her glory be again carefully considered--Her bands, Her choirs, Her parades, Her bells, Her monuments, Her vast fields, streams and mountains, Her flag; and,

That the price that is paid, which gives significance to these symbols, brings us our honor, and confirms the unity of these our people, be again carefully considered, for without the continual payment of that price, America cannot be "E Pluribus Unum" - One Out of Many.

WITNESS OUR HANDS and the official seal of the City of Austin, Texas, this 25th day of June, 1970.

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

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

Noes: None

#### OFFICIAL START FOR SCHOOL SIDEWALK PROGRAM

The City Manager called attention to the Council that at 9:00 A.M., Friday,

June 26, at Joslin Elementary School, 4400 Manchaca, the first concrete will be poured for the sidewalk and the program will be underway.

ADJOURNMENT

There being no further business Councilman Atkison moved that the Council adjourn. The motion, seconded by Councilman Gage, carried by the following vote:

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

Noes: None

The Council adjourned at 4:00 P.M. subject to the call of the Mayor.

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

ATTEST:

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