

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 4, 1969

9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

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The meeting was called to order with Mayor LaRue presiding.

Roll Call:

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

The Invocation was delivered by REVEREND FRANK WALKER, First Southern Presbyterian Church.

APPROVAL OF MINUTES

Councilman Janes moved the Council approve the Minutes for the Regular Meetings of August 21 and August 29, 1969. The motion, seconded by Councilman Atkison, carried by the following vote:

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

BUS SERVICE

C. T. JOHNSON - TRAFFIC HAZARDS

Mr. C. T. Johnson appeared before the Council and read a statement requesting:

- (1) that the present litigation allowing TEI to operate a shuttle bus service for the University of Texas be appealed with the City's legal department
- (2) that the existing ordinance be promptly clarified to require that all buses using the public streets be fully regulated, and

- (3) that consideration start now on the city franchise with Austin Transit.

He also brought to the Council's attention street system problems.

#### FINANCIAL STATEMENT - JULY 31, 1969

The City Manager, Mr. Norman Barker, reviewed the Utility Revenue Bond Fund unencumbered balance, stating that the Utility Bond election was coming up. After review by the members, Councilman Johnson moved the Council note receipt of the Monthly Financial Statement for July 31, 1969. The motion, seconded by Councilman Price, carried by the following vote:

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

#### VACATION OF WEST 5TH STREET ALLEY

The City Manager, Mr. Norman Barker, reported that the American National Bank had acquired title to all of the land in the block between Lavaca and Colorado and contemplated a high-rise office building on this tract. This alley was requested by the builders.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF WEST 5TH STREET ALLEY, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR PUBLIC UTILITY PURPOSES; 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 Gage moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Atkison, carried by the following vote:

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

#### PUBLIC HEARING OPENED AND RECESSED

Mayor LaRue announced that it was 9:30 A.M. and that there was a scheduled public hearing. Councilman Gage moved the Council open and recess the hearing. 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

#### BLACKSHEAR RESIDENTS REQUEST HEARING

Mr. Emmet W. Lindsey appeared before the Council to protest the ugly, run-down, and unsanitary conditions in the Blackshear area, and to ask the Council to reconsider setting a public hearing for residents to discuss the Neighborhood Development Program. Mrs. Olive D. Brown also requested that the Council allow the citizens of the Blackshear area to hold a hearing and to determine as soon as possible if they will join the Program.

Mr. Smith said that originally he was against the Urban Renewal Program but that now he felt the added benefits and long term moving allowances made the Program more acceptable to residents.

Councilman Johnson said he wanted what the majority of the residents wanted and that he thought the neighbors should unite and decide what it was they really wanted.

Mayor LaRue stated that the Council would take the matter under advisement and give the residents some notice.

#### PUBLIC HEARING ON BUS ORDINANCE

Mr. Dan Felts, attorney for Transportation Enterprises Inc., explained the position of TEI on its shuttle bus operation in the University of Texas area. His client had been stopped from operating shuttle service for fraternities and sororities by the Austin Transit Corporation, the City bus operator. TEI then asked for a franchise but was denied by the City Council, whereupon Austin Transit Corporation took up the same operation. When the University of Texas opened bids for a shuttle service, TEI bid the lowest contract and became the operator of the service.

At this point, the Austin Transit Corporation filed suit to block the contract with the University and was joined in the suit by the City of Austin. Judge Myers denied the temporary injunctions against TEI on August 7, 1969. Mr. Felts then stated that the shuttle service was for University staff, students, and faculty only; that patrons would not be putting fares in a box on the bus; and proposed routes would not duplicate Austin Transit routes in existence.

Mr. Felts asked the Council to allow the ordinance on bus service remain as it stood and not to amend it to prevent TEI from operating the shuttle service.

Mr. Frank Denius, attorney for the Austin Transit Corporation, stressed the importance of issuing a franchise to each public transportation operator in the City to insure uniform service for the Austin citizens and to give the City the power to tax that company for the wear and tear on the city streets caused by the buses. He pointed out the loop-hole in the ordinance which allows a service which does not require the deposit of fare in a box on the vehicle to operate without a franchise, and he asked that the ordinance be amended to close the hole.

He added that Austin Transit would ask for permission to discontinue its routes in the University area. He requested the City Legal Department to "consider its support of the public interest in regulating bus service by appeal to the District Court."

Mr. Glenn Brown stated that there were only a few days left for either Austin Transit Corporation to make an application to continue its franchise or for another company to apply. The suits could determine who would want the franchise with the City so Mr. Denius asked the City to act soon. There is a 90 day period between the time that an application for the franchise is filed and the time the service may begin.

Councilman Gage stressed that he felt the Council needed to make its position clear on the matter at that time. Mayor LaRue felt the Council should take time to study the problem before taking a stand. Councilman Johnson did not want to change the ordinance but he did want the Council to take action to insure that the City would have bus service.

Mr. Bob Lusk registered a complaint with the Council concerning the lack of air conditioning on 20% of the City's buses. He said that with rising rates and continued promises by Austin Transit Corporation, he felt all buses should have been air conditioned by that time.

Mayor LaRue asked if there were suggestions for attracting applicants for the bus franchise. Councilman Johnson asked about advertising nationally but it was mentioned that there was only one week before the deadline. The Council members then discussed the wording of the bus ordinance.

After a lengthy discussion, the Mayor announced that the matter would be recessed and continued at 9:30 P.M. the next morning, September 5, 1969.

## ZONING HEARINGS

Mayor LaRue announced that it was 9:30 A.M. and the Council would hear the zoning cases scheduled for public hearing at this time. Pursuant to published notice thereof, the following zoning applications were publicly heard:

S. H. CORDELL C14-69-194	5402 Middle Fiskville Rd.	From "A" Residence to "C" Commercial RECOMMENDED by the Planning Commission
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Councilman Price moved the Council grant the change from "A" Residence to "C" Commercial, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

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ARTHUR E. PIHLGREN by Chester C. Buratti C14-69-198	412 West 14th St.	From "A" Residence, 2nd Height and Area to "C" Commercial, 3rd Height and Area RECOMMENDED by the Planning Commission
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Councilman Price moved the Council grant the change from "A" Residence, 2nd Height and Area to "C" Commercial, 3rd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial, 3rd Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

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MRS. MAURICE PLUMB by W. R. Cavett C14-69-201	200-202 West 41st St. 4100-4102 Avenue D	From "A" Residence to "B" Residence RECOMMENDED by the Planning Commission
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Councilman Janes moved the Council grant the change from "A" Residence to "B" Residence, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

TOM BRADFIELD

by Jeryl D. Hart  
C14-69-209

Tract 1  
Rear of 2601-2611 Bee  
Caves Rd.  
2611-2621 Bee Caves Rd.

From Interim "A" Residence,  
1st Height and Area to "LR"  
Local Retail, 1st Height  
and Area  
RECOMMENDED by the Planning  
Commission

Tract 2  
2621-2635 Bee Caves Rd.

From Interim "A" Residence,  
1st Height and Area to "B"  
Residence, 1st Height and  
Area  
RECOMMENDED by the Planning  
Commission

Councilman Price moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "LR" Local Retail, 1st Height and Area on Tract 1 and from Interim "A" Residence, 1st Height and Area to "B" Residence, 1st Height and Area on Tract 2, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Mayor announced that the change had been granted to "LR" Local Retail, 1st Height and Area on Tract 1 and "B" Residence, 1st Height and Area on Tract 2 and instructed the City Attorney to draw the necessary ordinance to cover.

CHARLES L. VILLASENOR  
by Rudy Reyes  
C14-69-203

1600-1604 Montopolis Dr.  
6215 Fairway St.

From "LR" Local Retail to  
"C-2" Commercial  
RECOMMENDED by the Planning  
Commission for a portion of  
the area

Councilman Janes moved the Council grant the change from "LR" Local Retail to "C-2" Commercial for a portion of the area, as recommended by the Planning Commission subject to revised field notes. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "C-2" Commercial for a portion of the area subject to revised field notes and instructed the City Attorney to draw the necessary ordinance to cover.

RAMADA INNS, INC.  
Vernon S. Hall,  
Vice President  
by Gerald Goldstein  
C14-69-215

905-1045 S. Inter-  
regional Hwy.  
900-906 Manlove St.  
1305-1307 Edgecliff St.

From "C" Commercial, 2nd  
Height and Area to "C-2"  
Commercial, 2nd Height and  
Area  
RECOMMENDED by the Planning  
Commission

Councilman Johnson moved the Council grant the change from "C" Commercial, 2nd Height and Area to "C-2" Commercial, 2nd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced that the change had been granted to "C-2" Commercial, 2nd Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

RICHARD RESENDEZ  
C14-69-191

805-807 Montopolis  
6300-6302 Felix Ave.

From "GR" General Retail to  
"C" Commercial  
RECOMMENDED by the Planning  
Commission subject to 10'  
right-of-way for Montopolis  
Drive and 5' right-of-way  
for Felix

Councilman Price moved the Council grant the change from "GR" General Retail to "C" Commercial subject to 10 feet right-of-way for Montopolis Drive and five feet right-of-way for Felix, as recommended by the Planning Commission subject to right-of-way fence. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

LOIS McGEE  
by Betty Edward

60-62 East Avenue  
712-720 River St.

From "A" Residence to "C"  
Commercial  
RECOMMENDED by the Planning  
Commission subject to 5'  
right-of-way for future  
widening of River St.

Councilman Price moved the Council grant the change from "A" Residence to "C" Commercial subject to 5 feet right-of-way for future widening of River Street, as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

RYLANDER WINDSOR  
VILLAGE  
by Charles Avery  
C14-69-202

4413-4503 Springdale  
Rd.

From "A" Residence to "C"  
Commercial  
RECOMMENDED by the Planning  
Commission subject to 120'  
building setback line from  
Springdale Rd.

Councilman Price moved the Council grant the change from "A" Residence to "C" subject to 120 foot building setback line from Springdale Road, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.



BILL MILBURN  
by Richard C. Baker  
C14-69-204

7424-7446 Ed Bluestein  
Blvd.

From "B" Residence to "O"  
Office  
RECOMMENDED by the Planning  
Commission subject to 30'  
access easement

Councilman Atkison moved the Council grant the change from "B" Residence to "O" Office subject to 30 feet of access easement, as recommended by the Planning Commission. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced that the change had been granted to "O" Office subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

MRS. P. J. McDONALD  
by Guy D. Tarlton  
C14-69-208

2301-2311 Thornton Rd.

From "A" Residence to "C"  
Commercial  
RECOMMENDED by the Planning  
Commission subject to 5'  
right-of-way

Councilman Janes moved the Council grant the change from "A" Residence to "C" Commercial subject to 5 feet of right-of-way as recommended by the Planning Commission. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

ROBERT C. KNIGHT  
C14-69-210

1903 West Koenig Ln.

From "A" Residence to "O"  
Office  
RECOMMENDED by the Planning  
Commission subject to 10'  
right-of-way

Councilman Price moved the Council grant the change from "A" Residence to "O" Office subject to 10 feet right-of-way, as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "O" Office subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

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MRS. FALLA D. LAPIN C14-69-211	5211 Joe Sayers St.	From "A" Residence to "BB" Residence RECOMMENDED by the Planning Commission subject to 5' of right-of-way
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Councilman Janes moved the Council grant the change from "A" Residence to "BB" Residence subject to 5 feet of right-of-way as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "BB" Residence subject to 5 feet of right-of-way and instructed the City Attorney to draw the necessary ordinance to cover.

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NASH PHILLIPS-COPUS by W. T. Williams, Jr. C14-69-218	5808-5810 Wellington Dr. 2000-2006 Dexmoor Dr. 5808-5810 Belmoor Dr.	From "BB" Residence to "GR" General Retail and "BB" Residence RECOMMENDED by the Planning Commission as amended
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Councilman Atkison moved the Council grant the change from "BB" Residence to "GR" General Retail and "BB" Residence as amended, as recommended by the Planning Commission. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced that the change had been granted to "GR" General Retail and "BB" Residence as amended and instructed the City Attorney to draw the necessary ordinance to cover.

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MORRIS BILT HOMES  
by Charles Landers  
C14-69-220

Tract 1  
8124-8180 Balcones Dr.

From Interim "A" Residence,  
1st Height and Area to "BB"  
Residence, 1st Height and  
Area

Tract 2  
8116-8124 Balcones Dr.

From Interim "A" Residence,  
1st Height and Area to "A"  
Residence, 1st Height and  
Area

RECOMMENDED by the Planning  
Commission subject to the  
extension of Steck Ave. as  
it effects Tract 1 and  
Ceberry Dr. as it effects  
Tract 2.

Councilman Janes moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "BB" Residence, 1st Height and Area on Tract 1 and from Interim "A" Residence, 1st Height and Area to "A" Residence, 1st Height and Area on Tract 2 subject to the extension of Steck Avenue as it effects Tract 1 and Ceberry Drive as it effects Tract 2, as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "BB" Residence, 1st Height and Area on Tract 1 and to "A" Residence, 1st Height and Area on Tract 2 subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

MRS. NELLIE M. EKLUND  
by Roger Plowman  
C14-69-221

901 E. 14th St.  
1307-1311 Olander St.

From "A" Residence, 1st  
Height and Area to "O" Office  
2nd Height and Area  
NOT RECOMMENDED by the  
Planning Commission  
RECOMMENDED "O" Office, 1st  
Height and Area subject to  
5' right-of-way for East  
14th Street

Councilman Price moved the Council grant the change from "A" Residence, 1st Height and Area to "O" Office, 1st Height and Area subject to 5 feet of right-of-way for East 14th Street, as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "O" Office, 1st Height and Area subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

FOREST CRUSE  
by Richard C. Baker  
C14-69-207

607-611 Riverside Dr.

From "B" Residence, 2nd Height and Area to "O" Office, 2nd Height and Area RECOMMENDED by the Planning Commission subject to a 10' right-of-way

Councilman Atkison moved the Council grant the change from "B" Residence, 2nd Height and Area to "O" Office, 2nd Height and Area subject to 10 feet right-of-way, as recommended by the Planning Commission. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced that the change had been granted to "O" Office, 2nd Height and Area subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

CARL W. BURNETTE  
C14-69-212

900-908 Reinli St.  
5801-5933 State Hwy. 20

From "A" Residence and "C" Commercial, 1st Height and Area to "C" Commercial, 3rd Height and Area RECOMMENDED by the Planning Commission subject to agreement with Highway Dept.

Councilman Johnson moved the Council grant the change from "A" Residence and "C" Commercial, 1st Height and Area to "C" Commercial, 3rd Height and Area subject to agreement with Highway Department, as recommended by the Planning Commission. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial, 3rd Height and Area subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

H. C. RISCH  
C14-69-213

3819-3827 South 1st St.  
409-517 Fort McGruder Ln.  
416-514 Ben White Blvd.

From "A" Residence to "C"  
Commercial as amended  
RECOMMENDED by the Planning  
Commission as amended

The Planning Staff recommended right-of-way for McGruder Lane, but the Zoning Committee and Planning Commission did not. The application was amended from "C" Commercial, 2nd Height and Area to "C" Commercial 1st Height and Area. Discussion for widening Fort McGruder 50 feet with 40 feet of paving was held. The staff feels right-of-way is necessary to provide for the traffic.

Councilman Johnson moved the Council grant the change from "A" Residence to "C" Commercial as amended, as recommended by the Planning Commission. The motion, seconded by Councilman Janes, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial as amended and instructed the City Attorney to draw the necessary ordinance to cover.

JOHN D. BYRAM &  
CHARLES MORRISON  
by F. N. Troutman  
C14-69-214

Tract 1  
8926-9336 North  
Lamar Blvd.

From Interim "A" Residence,  
1st Height and Area to "GR"  
General Retail, 1st Height  
and Area (as amended)

Tract 2  
Rear of 8926-9336  
North Lamar Blvd.

From Interim "A" Residence,  
1st Height and Area to "B"  
Residence, 1st Height and  
Area  
RECOMMENDED by the Planning  
Commission as amended sub-  
ject to termination of Quail  
Park Dr. and Quail Creek Dr.  
west of the creek and to the  
extension of Rundberg Lane  
as it effects the subject  
tracts

Councilman Johnson moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "GR" General Retail, 1st Height and Area on Tract 1 and from Interim "A" Residence, 1st Height and Area to "B" Residence, 1st Height and Area on Tract 2 subject to conditions as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "GR" General Retail, 1st Height and Area for Tract 1 and to "B" Residence, 1st Height and Area for Tract 2 as amended subject to conditions and instructed the City Attorney to draw the necessary ordinance to cover.

#### ANNEXATION HEARING

Mayor LaRue opened the public hearing scheduled for 9:30 A.M. on the following annexations:

- (1) 0.34 of one acre of land out of the George W. Davis Survey - unplatted land  
33.40 acres of land out of the George W. Davis Survey - unplatted land
- (2) 3.05 acres of land out of the George W. Davis Survey - unplatted land  
0.88 of one acre of land out of the George W. Davis Survey - unplatted land

Councilman Gage moved the Council close the hearing. The motion, seconded by Councilman Atkison, carried by the following vote:

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

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 0.34 OF ONE ACRE OF LAND OUT OF THE GEORGE W. DAVIS SURVEY; 33.40 ACRES OF LAND OUT OF THE GEORGE W. DAVIS 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 Gage moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The ordinance was read the second time and Councilman Gage moved that 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, Price, Mayor LaRue  
Noes: None  
Absent: Councilman MacCorkle

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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 3.05 ACRES OF LAND OUT OF THE GEORGE W. DAVIS SURVEY AND 0.88 OF ONE ACRE OF LAND OUT OF THE GEORGE W. DAVIS 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 Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

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

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 Janes, carried by the following vote:

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

#### ANNEXATION ORDINANCE

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 5.95 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE GRANT; 7.06 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THOMAS ELDRIDGE SURVEY; AND 22.30 ACRES OF LAND, SAME BEING TWO (2) TRACTS OF LAND OUT OF THE SANTIAGO DEL VALLE GRANT; 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 third time and Councilman Janes moved that the ordinance be finally passed. The motion, seconded by Councilman Price, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

#### ZONING ORDINANCE

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:  
LOTS 8-10 OF THE ELMHURST SUBDIVISION, LOCALLY KNOWN AS 1506-1510 SUMMIT STREET AND 1507-1511 INTERREGIONAL HIGHWAY, FROM "A"

RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE DISTRICT AND 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 be passed to its second reading. The motion, seconded by Councilman Gage, carried by the following vote:

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

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 Gage, carried by the following vote:

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

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

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

#### ANNEXATION HEARING SET

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 11.69 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

Councilman Janes moved that the ordinance be published in accordance with Article I, Section 6 of the Charter of the City of Austin and set for public hearing on September 18, 1969 at 9:30 A.M. The motion, seconded by Councilman Gage, carried by the following vote:

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

#### RELEASE OF EASEMENT

Councilman Gage offered the following resolution and moved its adoption:



## (RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for sanitary sewer and drainage purposes on a map or plat of Barton Terrace, Section Five, a subdivision of record in Book 37 at Page 45 of the Plat Records of Travis County, Texas; same being out of and a part of Lot 6-A, Block 9, a resubdivision of Lot 6, Block 9 and Lots 13 and 14, Block 8, Barton Terrace, Section Five, a subdivision of record in Book 46 at Page 87 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 Associate City Manager of the City of Austin be, and he is hereby authorized to execute a release of the following described portion of said sanitary sewer and drainage easement, to-wit:

A strip of land five (5.00) feet in width same being out of and a part of Lot 6-A, Block 9, a resubdivision of Lot 6, Block 9 and Lots 13 and 14, Block 8, Barton Terrace, Section Five, a subdivision of record in Book 46 at Page 87 of the Plat Records of Travis County, Texas; the centerline of said strip of land five (5.00) feet in width being more particularly described as follows:

BEGINNING at the intersection of a line seven and one-half (7.50) feet south of and parallel to the north line of said Lot 6-A, Block 9, and the northerly prolongation of the east line of an existing public utilities and drainage easement fifteen (15.00) feet in width;

THENCE, with the said line seven and one-half (7.50) feet south of and parallel to the north line of Lot 6-A, S 87° 20' E 108.76 feet to an angle point;

THENCE, S 88° 32' E to point of termination in the west line of that certain portion of Deerfoot Trail which was vacated by ordinance dated May 1, 1969, of record in Volume 3653 at Page 2278 of the Deed Records of Travis County, Texas, and described as Tract One in said ordinance.

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

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

## SPACE ASSIGNMENTS FOR TELEPHONE UTILITY

Councilman Gage 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 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 duct lines in and upon the following streets;

- (1) An underground telephone duct line in LAZY LANE, from WOOTEN DRIVE, southerly 643 feet; the centerline of which underground telephone duct line shall be 4 feet east of and parallel to the west property line of said LAZY LANE.
- (2) An underground telephone duct line in NORTH LAMAR BOULEVARD, from the point of intersection of a line 85 feet north of the north property line of Capitol Court, and 66 feet west of the east property line of said NORTH LAMAR BOULEVARD, southerly to the point of intersection of a line 63 feet west of the east property line of said NORTH LAMAR BOULEVARD and 485 feet south of the north property line of said Capitol Court.
- (3) An underground telephone duct line in NORTH LAMAR BOULEVARD and WEST GUADALUPE STREET, from a point 485 feet south of the north property line of Capitol Court, southerly 256 feet; the centerline of which underground telephone duct line shall be 73 feet west of and parallel to the east property line of said NORTH LAMAR BOULEVARD and WEST GUADALUPE STREET.
- (4) An underground telephone duct line in NORTH LAMAR BOULEVARD and WEST GUADALUPE STREET, from the point of intersection of a line 741 feet south of the north property line of Capitol Court and 73 feet west of the east property line of said NORTH LAMAR BOULEVARD and WEST GUADALUPE STREET, southerly to the point of intersection of a line 897 feet south of the north property line of said Capitol Court and 57 feet west of the east property line of said NORTH LAMAR BOULEVARD and WEST GUADALUPE STREET.

- (5) An underground telephone duct line in WEST GUADALUPE STREET, from the point of intersection of a line 897 feet south of the north property line of Capitol Court and 57 feet west of the east property line of said WEST GUADALUPE STREET, southerly to the point of intersection of a line 1025 feet south of the north property line of said Capitol Court and 74 feet west of the east property line of said WEST GUADALUPE STREET.

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) 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 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 Atkison, carried by the following vote:

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

#### HEARING SET

Councilman Janes moved the Council set a hearing on September 18, 1969, on a proposed change in the Master Plan on 58 acres located at FM 969 and M.K. and S.P. Railroad. The motion, seconded by Councilman Atkison, carried by the following vote:

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

## ZONING HEARING SET

Councilman Price moved the Council set a public hearing on October 16, 1969 for the following zoning application:

MONTOPOLIS COMMUNITY CENTER, INC. by Bryant-Currington, Inc. C14-69-260	Tract 1 6202-6216 Fairway St. 1416-1508 Montopolis Dr.	From Interim "A" Residence 1st Height and Area to "LR" Local Retail, 1st Height and Area
	Tract 2 6108-6200 Fairway St. rear of 6202-6216 Fairway rear of 1416-1508 Montopolis	From Interim "A" Residence, 1st Height and Area to "BB" Residence, 1st Height and Area

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

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

## ALLEY TEMPORARILY CLOSED

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the following described portion of East 6th Street Alley be, and the same is hereby temporarily closed during the hours of 3:00 P.M. to 9:00 P.M. on September 8, 1969:

All of that certain alley which traverses Block 66 of the Original City of Austin, Travis County, Texas, according to a map or plat of said Original City of Austin on file in the General Land Office of the State of Texas, which certain alley to be vacated extends from the east line of Trinity Street, easterly to the West line of Neches Street.

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

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

## CONTRACTS AWARDED

Councilman Price offered the following resolution and moved its adoption:

## (RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 27, 1969, for the installation of 90 feet of 8-inch water main, 1,140 feet of 6-inch water main and 2,085 feet of 8-inch sewer main in South Lamar Boulevard from West Rock Drive to Manchaca Road; and,

WHEREAS, the bid of Griffin Construction Company, in the sum of \$44,658.00, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Water and Waste Water Department of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Griffin Construction Company, in the sum of \$44,658.00, be and the same is hereby accepted, and that Norman McK Barker, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Griffin Construction Company.

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

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

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Councilman Johnson offered the following resolution and moved its adoption:

## (RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 27, 1969, for the installation of 816 feet of 6-inch water main in Pecan Street + 816 feet south of McNeil Road; and,

WHEREAS, the bid of Capitol City Utilities, in the sum of \$6,490.00, 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 \$6,490.00, be and the same is hereby accepted, and that Norman McK Barker, 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 Janes, carried by the following vote:

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

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Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 20, 1969, for the installation of approximately 4,487 feet of 12-inch, 11,880 feet of 8-inch and 2,348 feet of 6-inch sanitary sewer mains in the Manchaca Road area from Stanley Avenue to Matthews Lane; and,

WHEREAS, the bid of George Consolidated (Houston, Texas), in the sum of \$209,915.30, 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 George Consolidated (Houston, Texas), in the sum of \$209,915.30, be and the same is hereby accepted, and that Norman McK Barker, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with George Consolidated (Houston, Texas).

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

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

BID REJECTED

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 19, 1969, for the construction of two pedestrian bridges on Town Lake; and,

WHEREAS, the bid of Werneberg Construction Company for \$53,721.38 was the only bid received by the City of Austin; and,

WHEREAS, the City's estimate for said construction was \$23,569.00, the City of Austin rejects the only bid, that being the one from the Werneberg Construction Company as recommended by the Director of Public Works and the City Manager of the City of Austin; Now, Therefore,

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

That the above bid of Werneberg Construction Company be rejected.

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

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

#### SIGNATURE AUTHORIZATION

City Manager Barker stated that the requested signature authorization concerned his taking over temporarily as City Manager. The Associate City Manager was authorized by ordinance to sign certain documents in lieu of the City Manager, but could not sign any documents involving money, securities or collateral behind securities. Councilman Janes moved the Council approve the requested signature authorization. The motion, seconded by Councilman Atkison, carried by the following vote:

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

#### REFUND CONTRACTS

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSOCIATE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH C. DARRELL HOPKINS, FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

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Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSOCIATE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH MORRIS BILT HOMES, INC., FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

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Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSOCIATE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BILL MILBURN, FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT; AND DECLARING AN EMERGENCY.



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

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

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

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

The ordinance was read the third time and Councilman 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, Price, Mayor LaRue  
Noes: None  
Absent: Councilman MacCorkle

The Mayor announced that the ordinance had been finally passed.

#### CONTRACT AWARDED

Councilman Janes offered the following resolution and moved its adoption:

#### (RESOLUTION)

WHEREAS, bids were received by the City of Austin on August 26, 1969, for the purchase of four (4) each 500 KVA Transformers for the Electric Distribution Division; and,

WHEREAS, the bid of Graybar Electric Company, Inc., in the sum of \$7,663.60, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Graybar Electric Company, Inc., in the sum of \$7,663.60, be and the same is hereby accepted, and that Norman McK Barker, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City, with Graybar Electric Company, Inc.

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

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

RECESSED MEETING

2:00 P.M.

## ZONING HEARINGS

Mayor LaRue opened the public hearing scheduled to be continued at this time.

LUMBERMEN'S INVESTMENT  
CORPORATION  
by Richard C. Baker  
C14-69-205

5004-5210 South 1st St.

From Interim "A" Residence,  
1st Height and Area to "LR"  
Local Retail and "BB"  
Residence, 1st Height and  
Area (as amended)  
RECOMMENDED by the Planning  
Commission as amended

Councilman Janes moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "LR" Local Retail and "BB" Residence, 1st Height and Area, as amended, as recommended by the Planning Commission. The motion, seconded by Councilman Price, carried by the following vote:

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

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

PRINGLE REAL ESTATE, INC. 3600-3680 Spicewood  
by Richard C. Baker Springs  
C14-69-206

From Interim "A" Residence,  
1st Height and Area to "LR"  
Local Retail, 1st Height  
and Area  
RECOMMENDED by the Planning  
Commission with exception of  
125' strip of frontage along  
Spicewood Springs Rd, ex-  
tending southeasterly from  
Baywood Dr. and extending  
easterly to the common rear  
corner of Lots 8 & 9, Blk. J  
of Balcones West, Sec. 2  
which is recommended "BB",  
1st Height and Area, subject  
to provision of necessary  
right-of-way for widening  
Spicewood Springs Rd. and  
drainage easements as they  
effect the subject site

Councilman Price moved the Council grant the change from Interim "A" Residence, 1st Height and Area to "LR" Local Retail, 1st Height and Area with exceptions and subject to conditions, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

DON A. HART  
by Gene Child  
C14-69-216

600-614 William  
613-629 Canion St.

From "C" Commercial, 1st  
Height and Area to "DL"  
Light Industrial, 2nd Height  
and Area  
NOT RECOMMENDED by the  
Planning Commission  
RECOMMENDED "DL" Light  
Industrial, 1st Height and  
Area

Councilman Price moved the Council grant the change from "C" Commercial, 1st Height and Area to "DL" Light Industrial, 1st Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

REX L. BRADLEY  
C14-69-200

809-815 West Annie  
1801-1811 Bouldin

From "A" Residence to "B"  
Residence  
NOT RECOMMENDED by the  
Planning Commission  
RECOMMENDED "BB" Residence  
subject to 5' right-of-way  
for West Annie St.

Councilman Janes moved the Council grant the change from "A" Residence to "BB" Residence subject to 5 feet of right-of-way for West Annie Street, as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "BB" Residence subject to 5 feet of right-of-way for West Annie St. and instructed the City Attorney to draw the necessary ordinance to cover.

JOE F. TAYLOR  
C14-69-193

2516-2530 S. Congress

From "A" Residence, 1st Height and Area and "C" Commercial, 2nd Height and Area to "C" Commercial, 2nd Height and Area  
NOT RECOMMENDED by the Planning Commission  
RECOMMENDED "B" Residence, 1st Height and Area on rear 100' and "GR" General Retail, 1st Height and Area on balance of tract not presently zoned "C" Commercial, 2nd Height and Area

Councilman Johnson moved the Council grant the change from "A" Residence, 1st Height and Area and "C" Commercial, 2nd Height and Area to "B" Residence, 1st Height and Area on rear 100 feet and "GR" General Retail, 1st Height and Area on balance of tract not presently zoned "C" Commercial, 2nd Height and Area, as recommended by the Planning Commission. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been granted to "B" Residence, 1st Height and Area on rear 100 feet and "GR" General Retail, 1st Height and Area on balance of tract not presently zoned "C" Commercial, 2nd Height and Area and instructed the City Attorney to draw the necessary ordinance to cover.

#### ZONING WITHDRAWN

Councilman Janes moved the Council allow the applicant to withdraw the following zoning request:

WILEY D. PRINGLE  
by Oscar W. Holmes  
C14-69-164

7800-7804 Ceberry Dr.  
3618-3698 Spicewood  
Springs Rd.  
7901-7913 Baywood Dr.

From Interim "A" Residence, 1st Height and Area to "C" Commercial, 1st Height and Area  
NOT RECOMMENDED by the Planning Commission

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

#### ZONING HEARINGS CONTINUED

JOHN W. PRUITT &  
E. G. KINGSBERY  
by Alvis Vandygriff  
C14-69-195

2912-3006 State Hwy. 20  
(South Lamar Blvd.)

From "GR" General Retail,  
6th Height and Area to "C"  
Commercial, 6th Height and  
Area  
NOT RECOMMENDED by the  
Planning Commission

RODNEY LARSON  
by Alvis Vandygriff

3300-3314 State Hwy. 20  
(South Lamar Blvd.)

From "GR" General Retail,  
6th Height and Area to "C"  
Commercial, 6th Height and  
Area  
NOT RECOMMENDED by the  
Planning Commission

Councilman Johnson disqualified himself on the vote of these two cases, leaving five members of the Council voting. Therefore, Mayor LaRue announced that this application would be allowed to continue to the next meeting.

#### ZONING APPLICATIONS DENIED

CARL T. WIDEN  
C14-69-199

400-404 Oltorf St.  
2312-2318 Wilson St.

From "B" Residence to "LR"  
Local Retail  
NOT RECOMMENDED by the  
Planning Commission

Councilman Janes moved the Council uphold the recommendation of the Planning Commission and deny the change from "B" Residence to "LR" Local Retail. The motion, seconded by Councilman Johnson, carried by the following vote:

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

The Mayor announced that the change had been denied.

ALTON GREEVEN  
C14-69-217

407-503 West St. Elmo

From "A" Residence to "C"  
Commercial  
NOT RECOMMENDED by the  
Planning Commission

Councilman Johnson moved the Council uphold the recommendation of the Planning Commission and deny the change from "A" Residence to "C" Commercial. The motion, seconded by Councilman Janes, carried by the following vote:

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

The Mayor announced that the change had been denied.

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CRUZ DOMINGUEZ	1109-1/2 - 1111-1/2	From "A" Residence to "GR"
C14-69-192	Tillery St.	General Retail
	3201-3203 Govalle Ave.	NOT RECOMMENDED by the Planning Commission

Councilman Janes moved the Council uphold the recommendation of the Planning Commission and deny the change from "A" Residence to "GR" General Retail. The motion, seconded by Councilman Atkison, carried by the following vote:

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

The Mayor announced that the change had been denied.

#### CONTRACT WITH UT INITIATED

Councilman Johnson moved the Council authorize the City Manager to initiate a contract with the University of Texas for electrical power. The motion, seconded by Councilman Gage, carried by the following vote:

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

#### BUDGET HEARINGS SET

The Council agreed to schedule budget hearings on several subheadings for Friday, September 5, 1969.

#### AMENDMENT TO SIGNATURE AUTHORIZATION RESOLUTION

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, liens for street improvements against abutting property and the owners thereof are frequently paid by property owners who are then entitled to have the City release their lien, and;

WHEREAS, it would be in the best interests of the City, and such abutting property owners for acceptance of all amounts due, be promptly followed by release of liens to secure such obligations. Now, Therefore,

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

That the City Manager or another person duly authorized in writing by him to do so, shall be and they are each hereby authorized and empowered to make and execute and deliver releases for and in the name of the City of Austin of any and all liens for assessment of street improvements in favor of the City of Austin, where the entire amount due the City is thereby paid in full, and attested.

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

#### PLANNING BOARD APPOINTMENT

Councilman Price moved that F. H. Becker, Jr., 4901 Strauss, Austin, Texas be appointed to the Planning Board to take Mr. Wroe's place. 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

#### ADJOURNMENT

The Council then adjourned.

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

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