

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

October 30, 1969
9:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor LaRue presiding.

Roll call:

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

Absent: None

Present also: Norman Barker, City Manager; Glenn Brown, City Attorney

Invocation was delivered by REVEREND S. MERLE WATERS, St. John's Methodist Church.

AMBULANCE CONTRACT

The Council had before it the extension of the existing contract with AUSTIN AMBULANCE COMPANY for 60 days. The City Manager, Mr. Norman Barker, reported the present contract expires November 6. To consummate all matters and remove all doubts as to rights of both parties in a new contract, the Austin Ambulance Company had agreed and the City staff requests approval by the Council of an extension of the existing contract for 60 days. Mayor LaRue stated this action would give the incoming City Manager an opportunity to become aware of the circumstances, and give the City the advantage of his experience also. Councilman MacCorkle moved the Council grant the extension of the contract for the 60 day period. The motion, seconded by Councilman Janes, carried by the following vote:

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

Noes: None

SPECIAL RECOGNITION

The Council specially recognized MR. SAMUEL ANDERSON, MR. SAMUEL ARNOLD, and MR. EDWARD McMILLON for acts of heroism Saturday, October 18th, for entering a burning building and saving the lives of three children.

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Samuel Anderson, Samuel Arnold and Edward McMillon did participate jointly and separately in an act of heroism, without regard to their own personal safety on Saturday, October 18, 1969, by entering a burning building, which action did result in saving the lives of three children; Now, Therefore,

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

That the grateful appreciation of the City of Austin be publicly expressed to these three individuals in recognition of their unselfish acts of heroism, and that a permanent record of this public recognition be set apart in the official minutes of the City Council.

Councilman Price seconded the motion. The Council adopted the Resolution by standing vote.

Mayor LaRue presented the three recipients tokens of appreciation from the citizens. MR. JOEL ALDRICH, President of Austin Fire Safety Board, introduced a group of gentlemen who had come to join in this recognition of these young men. MR. BILL HEATON, Fire Marshal, joined in the commendation, and introduced the parents of these young men and the principals of the high schools where they were attending.

REPORT FROM AUSTIN TRANSIT CORPORATION
CROSSTOWN ROUTE

MR. FRANK DENIUS, representing Austin Transit Corporation, read and filed a report that they had attempted to maintain crosstown service on a limited peak hour schedule; but after 10 days, they are still confronted with an unfavorable revenue situation. They would maintain revised service to allow additional time to determine its feasibility. Councilman Janes moved the Council note receipt of the report. The motion, seconded by Councilman Johnson, carried by the following vote:

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

Noes: None

BUS FRANCHISE ORDINANCE

The City Manager, Mr. Norman Barker, submitted a franchise ordinance of the Austin Transit Company, stating the application is subject to further evaluation, and this first reading would place the City in a posture of granting a franchise by February, since the Council had removed the penal clause of the existing ordinance to February 1st.

Mayor LaRue introduced the following ordinance:

Ordinance No. 691030-J

AN ORDINANCE GRANTING TO AUSTIN TRANSIT CORPORATION A FRANCHISE FOR FIVE (5) 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.

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

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

Noes: None

Councilman Janes wanted the minutes to reflect that he was voting to pass this on the first reading but he would have an opportunity to call for a change in his decision later, as he had not had time to study the ordinance adequately.

CONTINUED HEARING ON ANNEXATION ORDINANCE
AND PASSAGE THROUGH FIRST AND SECOND READINGS

The Council had before it a continued hearing of 238.06 acres of land out of the Isaac Decker League (unplatted land) and 216.25 acres of land out of the Isaac Decker League and the Santiago Del Valle Grant. Councilman Janes indicated again, that he must disqualify himself in this consideration.

The Director of Planning, Mr. Osborne, described the 238.06 acre tract south of BenWhite Boulevard and between I.H. 35 and South Congress, generally surrounded on some three sides of properties within the city limits and mostly industrial. To the north of Ben White Boulevard, between I.H. 35 and South Congress is the 216.25 acre tract, which is generally industrial and includes Assumption Cemetery, Woodward Industrial District, Twin Oaks Industrial Subdivision and unplatted land, a drive-in theater and Truck City. Utilities are available or are becoming available. MR. HARDY HOLLERS, representing about 85 property owners in opposition to the annexation due to slow growth in the area, and inadequate water facilities. He filed a document that these people were willing to commit themselves to secure as much sewer line as possible for all parts of the district. He asked the Council to reconsider and defer this annexation for some three years. They will pay their pro rata share, make a cooperative effort to control weeds and grass to reduce fire hazards, pave from building to building on each side of the street, install more outside lighting, extend the nightwatch system and have all outside storage yards screened to conform to the City Ordinance, all at their expense. MR. BOB ARMSTRONG explained how his operation with huge trucks could not operate under City specifications regarding drives, etc. He joined the group asking that this be delayed for the time being.

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXA-
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF
238.06 ACRES OF LAND OUT OF THE ISAAC DECKER LEAGUE
IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRI-
TORY 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 passed to its second reading. The motion, seconded by Councilman Johnson, carried by the following vote:

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

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

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

Councilman Janes present but not voting as he owned property in the area.

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 216.25 ACRES OF LAND OUT OF AND A PART OF THE ISAAC DECKER LEAGUE AND THE SANTIAGO DEL VALLE 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 Price moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

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 MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Gage, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Present but not voting: Councilman Janes - as he owned property in the area

CONTINUED HEARING ON ANNEXATION
ORDINANCE

47.60 acres of unplatted land out of the Santiago Del Valle Grant.

The Planning Director identified this tract as a strip some 400' to the south or southwest of the Bastrop Highway, the front portion being in the city limits. Development consists of trailer parks, residential uses, and commercial uses. Part of the area is in the Del Valle School District, and the remainder is in the Austin School District. MR. MARVIN BERGSTROM had a petition signed by every property owner in the area except an out of town owner, protesting this annexation. MR. LEROY SHUBERG had his own utilities and did not want to be annexed. He did not want to have his election precinct changed. The Planning Director, with respect to the depth of the trailer court development, asked for more time to double check as to the length of the property.

Councilman Johnson moved the hearing be continued. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

PARTICIPATE IN COUNCIL OF GOVERNMENTS

MR. DAVID BARROW stated the City and Travis County are at the present time members of the Regional Planning Commission, and the State and Federal governments indicate this should be a Council of Governments rather than a Regional Planning Commission, as this would affect appropriations or allotments of funds of municipal facilities. It is hoped to interest the ten surrounding counties, towns, school districts and other governmental entities. He had supplied Council members with proposed by-laws. After lengthy discussion and explanation was heard, Councilman Johnson moved the Council go on record as supporting the concept as stated this morning with the full intention of further investigation. The motion, seconded by Councilman Price, carried by the following vote:

Ayes: Councilmen Atkison, Johnson, MacCorkle, Price, Mayor LaRue
Noes: Councilman Janes
Not Present at this time: Councilman Gage

PUBLIC HEARING ON THE FOLLOWING PROPERTIES TO BE ANNEXED

Pursuant to published notice thereof the Council had before it for public hearing annexation ordinances involving islands of County within the Corporate limits of Austin (unplatted land) and took actions as follows after hearing all who wanted to be heard:

300.73 acres of land out of the George W. Davis
Survey, James P. Davis Survey and the T. J.
Chambers Grant.

The Planning Director identified this tract as the "gravel pit", and now the Hart tract, with utilities available. Mr. Barrow, owner in the area, objected to bringing this property into the City and taxing it undeveloped. MR. BEN BOHM, representing MR. HART, MRS. CHARLES BEIGHTLER, Northwest Austin Civic Association, MR. HAROLD ESTES, Balcones Civic Association, wanted these areas, when annexed, to have an area plan developed that included the citizens in the area.

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXA-
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF
300.73 ACRES OF LAND OUT OF AND A PART OF THE GEORGE W.
DAVIS SURVEY, THE JAMES P. DAVIS SURVEY AND 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 Price moved that the ordinance be passed to its second reading. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

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22.27 acres of land out of the James M. Mitchell Survey.

23.19 acres of land out of the James M. Mitchell Survey.

The Planning Director described the two areas along Spicewood Springs, surrounded on three sides by the City Limits, with development underway. MR. ALLEN RUNDELL, owner, questioned the uncertainty of Steck Avenue's being straightened out, but coming through private property; and the ramp situation concerning Mo-Pac. He had no development for this land, and was opposed to the annexation.

Councilman Janes moved the hearing be continued. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

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59.46 acres of land out of the James P. Wallace Survey No. 18. (Cima Serena Drive and unplatted land)

The Planning Director identified this area as extending from Balcones Trail west to Mesa Drive, including the elementary school site and several parcels of land, which have nice homes located on them.

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 59.46 ACRES OF LAND OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NO. 18 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 passed to its second reading. The motion, seconded by Councilman Janes, carried by the following vote:

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

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

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

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65.66 acres of land out of the James P.
Wallace Survey No. 18. (Balcones Drive
and unplatted land)

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXA-
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF
65.66 ACRES OF LAND OUT OF AND A PART OF THE JAMES P.
WALLACE SURVEY NO. 18 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 Johnson 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, Janes, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Gage

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

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

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34.21 acres of land out of the James P. Wallace Survey
No. 18.

9.41 acres of land out of the James P. Wallace Survey
No. 18.

The Planning Director described these tracts lying south of U.S. 183 between Burnet Road and the Missouri Pacific Railroad. The area has been surrounded effectively by the annexation of 183 right of way, and is developed along three sides. Both tracts are preparing for commercial or apartment development.

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 34.21 ACRES OF LAND OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NO. 18; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

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

The ordinance was read the second time and Councilman Janes moved that the ordinance be passed 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
Absent: Councilman Gage

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 9.41 ACRES OF LAND OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NO. 18 IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

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

The ordinance was read the second time and Councilman Janes moved that the ordinance be passed 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
Absent: Councilman Gage

4.82 acres of land out of the James P. Wallace Survey No. 18, George W. Davis Survey and the T. J. Chambers Grant.

The Planning Director identified the 1.6 acre at the end of Silverridge Drive and Spicewood Springs Road, and the 3.2 acres at the end of Rockledge Drive, both undeveloped.

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 4.82 ACRES OF LAND, SAME BEING TWO (2) TRACTS OF LAND OUT OF THE JAMES P. WALLACE SURVEY NO. 18, THE GEORGE W. DAVIS SURVEY AND THE T. J. CHAMBERS GRANT IN TRAVIS COUNTY, TEXAS; THE TRACT OF LAND HEREINAFTER DESCRIBED AS NUMBER ONE CONTAINING 1.61 ACRES OF LAND AND THE TRACT OF LAND HEREINAFTER DESCRIBED AS NUMBER TWO CONTAINING 3.21 ACRES OF LAND; 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 Johnson 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, Janes, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Gage

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

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

13.31 acres of land out of the George W. Davis Survey.

The Planning Director described this property as a unique rural development. Most of his original tract has been sold and developed.

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

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 13.31 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

October 30, 1969

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 MacCorkle, carried by the following vote:

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

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 MacCorkle, carried by the following vote:

Ayes: Councilmen Atkison, Jan-s, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Gage

ADDITIONAL LIGHTING IN ZILKER PARK

The City Manager submitted the following:

"October 28, 1969

"To: Norman Barker, City Manager Subject: Lighting Program for Zilker Park

"Herewith are attached memorandums from the Electrical Department outlining a lighting program for Zilker Park. Note that it is shown in two separate memorandums as follows:

- | | |
|------------------------------------|---------|
| 1. Zilker Park-Barton Springs area | \$4,647 |
| 2. Sunken Garden area | \$1,820 |

"It is recommended that these lights be installed for greater convenience to the public and night security in the park.

"From: Beverly S. Sheffield, Director
PARKS & RECREATION DEPARTMENT"

"October 23, 1969

"To: H. L. Peterson Subject: Lighting in Sunken Gardens Hut
Alternate Proposal

"The original estimate submitted for this area called for lighting on 30' Koppers painted prewired wood poles with conductor system installed underground. This installation was estimated to be \$3,674.50.

"This alternate proposal is for overhead installation on 35' creosote poles with same type of fixtures proposed. The estimated cost of this installation is \$1,820.00.

"From: C. E. Moore
Illumination Engineer"

October 30, 1969

"October 27, 1969

"To: H. L. Peterson

Subject: Additional Lighting in Zilker Park

"Following a careful survey for additional lighting in Zilker Park, the following changes and additions is recommended:

"Replacement of existing incandescent flood lights at picnic tables in area south of Barton Springs Road bridge with 2-250 watt Mercury Vapor Wide-lite units.

"On existing poles along roadway south of soccer field area, replace the old type incandescent fixtures with 250 watt Mercury Vapor on 30" mast arms with twin units on 5 poles and single units on 4 poles - a total of 14 units. On 3 existing poles along north line of play equipment area, place 1-250 watt Mercury Vapor Wide-lite on each pole, thereby giving additional lighting to this play equipment area. The existing floodlight units in this area are to remain.

"Within the main pool-bath house area, the installation of 12-250 watt Mercury Vapor units on 30" mast arms on the existing poles down the centerline of the hillside theater picnic area will provide lighting for this area. On the south side opposite the hillside theater, relocate the existing 35' pole and replace the open incandescent floodlight units with 2-250 watt Mercury Vapor Wide-lite units. Install an additional 400 watt Mercury Vapor Wide-lite unit on the parapet wall of the bath house to light the east end of this picnic area.

"The installation of 4 relays and one photo-electric central unit on existing transformer pole serving this hillside theater picnic area will automatically turn these lights on at dusk and off at daybreak. The installation of 8-250 watt Mercury Vapor units on 30" mast arms on existing poles along north and south edge of pool is recommended. These eight units will be switched on for all night security lighting in this pool area after the present incandescent floodlights units are cut off at 10:00 P.M.

"In the Rock Gardens Picnic Area, the present lighting at tables and vicinity to remain as these floodlight units are of closed lens type and relatively recent installation. The installation of 2-35' poles along north line of this picnic area with 4-250 watt Mercury Vapor Wide-lite units on theses poles will provide lighting for this picnic area extending eastward from the concrete tables. This lighting in this area will be controlled by photo-electric controller in the hillside theater area.

"In the area of the polo tables, the present floodlights to remain and add 2-250 watt Mercury Vapor units on 30" mast arms on existing poles in the vicinity of the tables for area lighting. Likewise, a photo-electric controller will be installed to automatically control these units.

"At the Sunshine Camp one 250 watt Mercury Vapor unit will be installed on existing pole. This unit will be on 30" mast arm. The estimated cost of this revision and additions is \$4647.00.

"From: C. E. Moore
Illumination Engineer"

The City Manager, Mr. Barker, reported the Staff had presented a revised plan of lighting Zilker Park as directed by the Council and included ideas expressed by Council members to try to use the existing facilities. MR. R. L. HANCOCK, Assistant Director of Electric Utilities, displayed a lay-out in full.

Mr. Barker stated the original concept of lighting the Park was presented two weeks ago had, in his opinion, considerable validity, although it did contemplate expenditures of considerable amounts of Park and Recreation funds. It was his belief that the purpose of this park for the period of time it is used will be better served through the years when it is lighted as contemplated in the original scheme, incorporating particularly the lighting of Bee Cave Road with underground installation up to the intersection of the road where it goes down to Barton Springs Road. He suggested including this roadway out to the intersection of Rollingwood and Bee Cave Road, and that the mounting of the tower be included in next year's budget.

He recommended that the Council appropriate from the Council Contingency Fund sufficient monies at this time to execute the plan just unfolded by Mr. Hancock and Mr. Sheffield.

Councilman MacCorkle moved the Council adopt the revised plan and authorize the City Manager to pursue this, appropriating the money out of the contingency fund.

The motion, seconded by Councilman Johnson, carried by the following vote:
Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Gage

Mayor LaRue stated the City Manager's recommendation should certainly be taken into consideration at the next budget hearing, and that this lighting system in its entirety be reviewed again. At that time the \$6,000 tower would be utilized.

CURFEW

The Recreation Director stated they were very pleased at the results of the curfew, and clearing the park has been a real help.

ACQUISITION OF DECKER-HOLLY TRANSMISSION LINE

The City Manager stated this Decker-Holly Transmission line easement is common to both plans, the plan going direct to Town View. Councilman Johnson moved the Council authorize the acquisition of the Decker-Holly Transmission Line easement on the average of appraisals. The motion, seconded by Councilman Janes, carried by the following vote:

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

(Austin Land Investments, Ltd. - 5.0'x5314.4' out of 496.072 acre tract
James Burleson Survey #19 - 6.10 acres - average appraisal, \$5,800)

RESOLUTION OF APPRECIATION OF MR. GLENN R. BROWN
CITY ATTORNEY

Councilman Johnson offered the following resolution and moved its adoption:
(RESOLUTION)

WHEREAS, Glenn R. Brown was appointed to the position of City Attorney effective March 15, 1969, and has occupied that position with dignity and restraint; and,

WHEREAS, through his talents, he has contributed important service to the administration of the City of Austin in a manner which has reflected well upon his considerable ability; and,

WHEREAS, he has submitted his resignation from the position aforesaid and is entering into another area of governmental service with the Office of the Attorney General of the State of Texas; Now, Therefore,

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

That, upon the occasion of his departure from the position of City Attorney the appreciation of this Council and of the people of the City of Austin be officially expressed to Glenn R. Brown for his services.

The motion, seconded by Councilman Atkison, carried by the following vote:
Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Gage

BRUSH SQUARE

The City Manager, Mr. Barker, reported the desires of the Council of two plans for Brush Square had been fulfilled, leaving a minimum amount of parking for the fire station, and work will commence on the remainder of the area after November 3rd.

OPEN SPACE - TOWN LAKE

Mr. Barker reported the Council some time past had asked the City Manager to look into a remark of the Parks and Recreation Board as to \$18,000 being available for open space along Town Lake. In running down the content in the body of that remark, the person was referring to the \$18,000 available from the State of Texas for participation in kind. It is not available for this purpose. If a Council of Governments is organized, and its Executive Board directs to spend the money in this way, it might follow that it could be used -- but that is remote at this time and should not be considered for that purpose.

TAXES ON TAXICAB COMPANY

The City Manager reported on the status of delinquent taxes on Roy's Taxi, that all delinquent taxes have been paid. The operator of Harlem Cab Company, George Knox has paid all of the delinquent ad valorem taxes except

those which were reduced to judgment, (\$309). The question was brought up if the Council desired that the permit to operate taxis be contingent upon complying within the law of the payment of taxes, or whether it is contingent upon the demonstration of good faith of the taxicab owner in diligently paying the taxes. It was pointed out no one should be operating on the streets owing taxes to the City. A suggestion was made to cancel out the franchise. The City Manager was asked to do more research into this.

INCINERATOR

Councilman Johnson brought up complaints about the old smokestack at the incinerator and the bats. The City Manager was asked to investigate the possibility of extermination and screening and report back to the Council.

FINAL PASSAGE - 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 17.00 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE, WILLIAM CANNON LEAGUE, AND SANTIAGO DEL VALLE 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. (Proposed Colonial Park - requested by owner's representative)

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

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

The Mayor announced that the ordinance had been finally passed.

PLUMBING CODE AMENDMENT

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

AN ORDINANCE AMENDING THE SEVERAL PROVISIONS OF CHAPTER 42 OF THE AUSTIN CITY CODE OF 1967 SO AS TO INCLUDE PLUMBING FIXTURES AND PIPING COMPOSED OF NEWER MATERIALS AMONG THE SUBJECT MATTER OF THE CHAPTER; PROVIDING AN EXCEPTION FOR THE MANNER OF FITTING AND JOINING INACCESSIBLE PIPES OF THE WATER DISTRIBUTION SYSTEM; FURTHER PROVIDING FOR THE MANNER OF CONSTRUCTING RELIEF VALVE DISCHARGING FROM WATER HEATERS; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was read the second time and Councilman Gage moved the

be passed to its third reading. The motion, seconded by Councilman Janes, carried by the following vote:

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

SECOND READING - ANNEXATION ORDINANCES

Mayor LaRue brought up the following ordinance for its second 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 2.51 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.
(Island of County within the Corporate limits of Austin)

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

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

Mayor LaRue brought up the following ordinance for its second 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 12.00 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.
(Requested by Owner)

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

Mayor LaRue brought up the following ordinance for its second 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 53.72 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NO. 57; AND 26.63 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JAMES P. WALLACE SURVEY NO. 57; 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. (26.63 acres of land out of the James P. Wallace Survey No. 57 only portion of the ordinance before the Council)

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

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

Noes: Councilmen Gage, Janes

ZONING ORDINANCES PASSED

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

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: THE EAST 150 FEET OF LOT 2, GRAHAMS SUBDIVISION OF OUTLOTS 52, 54, 59 AND 60, DIVISION D, LOCALLY KNOWN AS 701-705 WEST 26th STREET AND 2512-2514 RIO GRANDE STREET, FROM "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIRST 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 second time and Councilman Janes moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Johnson, carried by the following vote:

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

Noes: None

Absent: Councilman Gage

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, Janes, Johnson, MacCorkle, Price, Mayor LaRue

Noes: None

Absent: Councilman Gage

The Mayor announced that the ordinance had been finally passed.

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

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: LOT 4 AND THE EAST 9.1' OF LOT 3, BLOCK 11, BROADACRES, LOCALLY KNOWN AS 1505 WEST NORTH LOOP BOULEVARD, 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 second time and Councilman Price moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Janes, carried by the following vote:

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

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

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

The Mayor announced that the ordinance had been finally passed.

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

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: LOT 11 AND WEST 38 FEET OF LOT 10, OUTLOT 4, BURLAGE SUBDIVISION, LOCALLY KNOWN AS 1007-1011 SHOALCREEK BOULEVARD, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

carried by the following vote:

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

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: LOT 2 OF THE PATRICK HERRING SUBDIVISION, LOCALLY KNOWN AS 1414-1502 WHELESS LANE, FROM "A" RESIDENCE DISTRICT TO "BB" 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 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, Janes, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Gage

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: TRACT 1: 9.745 ACRES OF LAND, BEING A PORTION OF 35.69 ACRE TRACT OF LAND

OUT OF THE GEORGE W. DAVIS SURVEY #15, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT;
TRACT 2: 20.287 ACRES OF LAND, BEING OUT OF THE GEORGE W. DAVIS SURVEY #15, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; AND
TRACT 3: 34,261 ACRES OF LAND, BEING A PORTION OF THE GEORGE W. DAVIS SURVEY #15, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; THE ABOVE THREE (3) TRACTS OF LAND BEING LOCALLY KNOWN AS 8735-8863 RESEARCH BOULEVARD (U.S. 183) AND 1822-1840 PEYTON GIN ROAD; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

AUSTIN ELECTRICAL CODE AMENDMENT

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

AN ORDINANCE AMENDING CHAPTER 37 OF THE AUSTIN CITY CODE OF 1967, DEFINING "ROUGH-IN"; VESTING ADMINISTRATIVE AND ENFORCEMENT RESPONSIBILITY IN THE BUILDING OFFICIAL; PROVIDING AN EXCEPTION TO THE REQUIREMENT OF A PERMIT FOR ELECTRICAL WORK; ESTABLISHING PERMIT APPLICATION REQUIREMENTS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

The Mayor announced that the ordinance had been finally passed.

EASEMENT RELEASE

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, certain easements were granted to the City of Austin for anchor purposes in, upon and across a part of Block B, Herman Brown Addition No. 2, Section 5, a subdivision in the City of Austin, Travis County, Texas, of record in Book 36 at Page 23 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 portions of said easements are 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 portions of said public utility easements, to-wit:

Three (3) strips of land, each being ten (10.00) feet in width and each being out of and a part of Block B, Herman Brown Addition No. 2, Section 5, a subdivision in the City of Austin, Travis County, Texas, of record in Book 36 at Page 23 of the Plat Records of Travis County, Texas; the strip of land hereinafter described as Number One being out of and a part of Lots 3 and 4, said Block B, Herman Brown Addition No. 2, Section 5, the strip of land hereinafter described as Number Two being out of and a part of Lots 4 and 5, said Block B, Herman Brown Addition No. 2, Section 5, and the strip of land hereinafter described as Number Three being out of and a part of Lots 5 and 6, said Block B, Herman Brown Addition No. 2, Section 5; each of said three (3) strips of land ten (10.00) feet in width is more particularly described by metes and bounds as follows:

NUMBER ONE, BEGINNING at a point in a line five (5.00) feet east of and parallel to the west line of said Lot 4, Block B, from which point of beginning an iron pin at the southwest corner of said Lot 4 bears N 81° 49' W 5.00 feet and S 08° 11' W 60.65 feet;

THENCE, N 81° 49' W 10.00 feet to a point in a line five (5.00) feet west of and parallel to the east line of said Lot 3;

THENCE, with the said line five (5.00) feet west of and parallel to the east line of Lot 3, N 08° 11' E to a point in the south line of an existing public utilities easement ten (10.00) feet in width;

THENCE, with the said south line of an existing public utilities easement ten (10.00) feet in width, in an easterly direction to a point in the aforesaid line five (5.00) feet east of and parallel to the west line of Lot 4;

THENCE, with the said line five (5.00) feet east of and parallel to the west line of Lot 4, S 08° 11' W to the point of beginning.

NUMBER TWO, BEGINNING at a point in a line five (5.00) feet northeast of and parallel to the southwest line of said Lot 5, from which point of beginning an iron pin at the most southerly corner of said Lot 5 bears S 35° 02' W 5.00 feet and S 54° 58' E 70.84 feet;

THENCE, S 35° 02' W 10.00 feet to a point in a line five (5.00) feet southwest of and parallel to the northeast line of said Lot 4;

THENCE, S 35° 02' W 10.00 feet to a point in a line five (5.00) feet southwest of and parallel to the northeast line of said Lot 4;

THENCE, with the said line five (5.00) feet southwest of and parallel to the northeast line of Lot 4, N 54° 58' W to a point in the southeast line of an existing public utilities easement ten (10.00) feet in width;

THENCE, with the said southeast line of an existing public utilities easement ten (10.00) feet in width, in a northeasterly direction to a point in the aforesaid line five (5.00) feet northeast of and parallel to the southwest line of Lot 5;

THENCE, with the said line five (5.00) feet northeast of and parallel to the southwest line of Lot 5, S 54° 58' E to the point of beginning.

NUMBER THREE, BEGINNING at a point in a line five (5.00) feet northeast of and parallel to the southwest line of said Lot 6, from which point of beginning an iron pin at the most southerly corner of said Lot 6 bears S 29° 12' W 5.00 feet and S 60° 48' E 73.34 feet;

THENCE, S 29° 12' W 10.00 feet to a point in a line five (5.00) feet southwest of and parallel to the northeast line of said Lot 5;

THENCE, with the said line five (5.00) feet southwest of and parallel to the northeast line of Lot 5, N 60° 48' W to a point in the southeast line of an existing public utilities easement ten (10.00) feet in width;

THENCE, with the said southeast line of an existing public utilities easement ten (10.00) feet in width, in a northeasterly direction to a point in the aforesaid line five (5.00) feet northeast of and parallel to the southwest line of Lot 6;

THENCE, with the said line five (5.00) feet northeast of and parallel to the southwest line of Lot 6, S 60° 48' E to the point of beginning.

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

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

Noes: None

Absent: Councilman Gage

Councilman 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 portion of Lot 18, Block 2, Brooks Subdivision, by map or plat of said subdivision of record in Book 4 at Page 237 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 public utility easement, to-wit:

Two (2) strips of land, each being five (5.00) feet in width and each being out of and a part of Lot 18, Block 2, Brooks Subdivision, a subdivision in the City of Austin, Travis County, Texas, of record in Book 4 at Page 237 of the Plat Records of Travis County, Texas; each of the said two (2) strips of land five (5.00) feet in width is more particularly described as follows:

NUMBER ONE, BEING all of the west or northwest five (5.00) feet of said Lot 18, Block 2, Brooks Subdivision.

NUMBER TWO, BEING all of the east or southeast 115.41 feet of the north or northeast five (5.00) feet of said Lot 18, Block 2, Brooks Subdivision.

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

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

Noes: None

Absent: Councilman Gage

SOUTHWESTERN BELL TELEPHONE CO.

Councilman Janes 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 EAST 19TH STREET, from Springdale Road, easterly 1450 feet; the center-line of which underground telephone duct line shall be 13 feet south of and parallel to the north property line of said EAST 19TH 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 back fill 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 Price, carried by the following vote:
Ayes: Councilmen Atkison, Janes, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Gage

The Council had before it a request for a transformer vault on the east side of Colorado Street in the 900 block. The City Manager reported this was not a unique request; all encroachments on City property are safeguarded; owners to relocate utilities if necessary; and proper liability harmless provided.

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the application of Southwestern Bell Telephone Company to construct and maintain the hereafter described underground improvements:

An underground transformer vault on the east side of the 900 block of Colorado Street, with the said proposed vault not to extend under the sidewalk area for a distance of more than nine feet and five inches or to the back of the curbline on the east side of Colorado Street;

A manhole cover in the sidewalk area located some five feet south of the northwest corner of the property line of the Southwestern Bell Telephone Building located at West 10th Street and Colorado Street, said manhole cover to serve a thirty-six inch concrete tube that will lead diagonally into the basement area at approximately a fifty degree angle through which the telephone company will pull wire into the basement area;

Be and the same is hereby granted and the Building Inspector is hereby authorized to issue a permit for the construction of such improvements; such grant and permit to be subject to the following conditions:

(1) The improvements shall be constructed and maintained in compliance with all laws and ordinances;

(2) The permit shall be issued and excepted subject to all reasonable police, traffic, fire, and health regulations of the City of Austin, now existing or hereafter adopted;

(3) The repair or relocation of any and all utilities in the vicinity due to these improvements shall be done at the expense of Southwestern Bell Telephone Company;

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

(5) The City of Austin may revoke such permit at any time and upon such revocation the owner of the building will construct the necessary walls and footing to separate such space from any building or other improvement and pay all costs and expenses intended therewith;

(6) The Southwestern Bell Telephone Company will furnish a written acceptance of the terms and agreements contained in this Resolution to be approved by the Legal Department of the City of Austin before any work is begun.

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

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

MO - PAC BOULEVARD

Councilman Price moved the Council authorize the acquisition of 1402 NEWFIELD LANE for Mo-Pac Boulevard right-of-way at average appraisal. The motion, seconded by Councilman Atkison, carried by the following vote:

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

Councilman Price moved the Council authorize the acquisition of 708 THERESA for Mo-Pac Boulevard right-of-way at average appraisal. The motion, seconded by Councilman Atkison, carried by the following vote:

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

REFUND CONTRACT

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZINT THE ASSISTANT TO THE
CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT
WITH W. F. ZIDELL 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, Janes, Johnson, MacCorkle, Price, Mayor LaRue
Noes: None
Absent: Councilman Gage

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

The Mayor announced that the ordinance had been finally passed.

CONTRACTS

The Council had before it for consideration the purchase of an Automatic Reloading Machine. The City Manager, Mr. Barker, reported invitations were submitted to nine bidders, but only one bid was received. This equipment will reduce from 12 cents to .02½ cents; and it is the assurance of the Police Department that the City will more than recoup the cost of this in less than a year. The lead is also recovered at the pistol range.

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 21, 1969, for the purchase of One (1) Automatic Reloading Machine to be used by the Police Department; and

WHEREAS, the bid of Automatic Reloading Equipment, Inc., in the sum of \$6,657.75 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 Automatic Reloading Equipment, Inc., in the sum of \$6,657.75 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 Automatic Reloading Equipment, Inc.

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

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

The Council had before it for consideration the awarding of a contract for the construction of approximately six (6) blocks of pavement and accessories consisting of three (3) units, Contract No. 69-A-18, as follows:

<u>Street</u>	<u>From</u>	<u>To</u>
Graham Street	NGL Walnut Avenue	A point 520' north of NPL Walnut Avenue
Holmes Court	NGL Walnut Avenue	A point 300' north of NPL Walnut Avenue
Walnut Avenue	NGL Rosewood Avenue	WGL Hargrave Street

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on October 28, 1969, for the construction of approximately 6 blocks of pavement and accessories consisting of 3 units, Assessment Paving Contract 69-A-18; and

WHEREAS, the bid of J. W. Steelman in the sum of \$27,658.32 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Assistant Director of Public Works of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of J. W. Steelman in the sum of \$27,658.32 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 J. W. Steelman.

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

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

EXECUTIVE SESSION

The Council went into Executive Session to discuss appointments.

ANNOUNCEMENT OF APPOINTMENTS

The Council resumed its open meeting.

Councilman Johnson moved that the following individuals be appointed to the Navigation Board, terms to extend until January 1, 1971:

MR. STERLING SASSER, SR. - Chairman
MR. FRANK McBEE, JR.
MR. JESSE RAVEN
MR. R. J. MARTIN
MR. MARION FOWLER
MR. BILL GASTON
MR. FRANK DE GROOT
COL. H. KELTON SPILLAR
MR. HIRAM BROWN

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

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

Councilman Johnson moved the following individuals be appointed to the Austin Traffic Safety Council, to serve until a successor is named:

MR. JACK POLK, Chairman	MR. JAMES E. CROZIER
MR. BOB ARMSTRONG, Vice Chairman	MR. WICK FOWLER
MR. FRANK EVANS	REV. W. A. IRWIN
MR. ROOSTER ANDREWS	MR. FRANCIS R. REISSIG
MR. GLENN GARNER	MR. HUGH HIGGINS

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

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

REPORT OF CHAMBER OF COMMERCE ON ACTIVITIES
JUSTIFYING ANNUAL APPROPRIATION BY CITY

The City Manager stated Councils in the past had asked for a report from the Austin Chamber of Commerce Executive Director on their activities justifying the \$25,000 a year the Council appropriated to the Chamber's activities. The report has been filed, should the Council wish to review it or have it summarized.

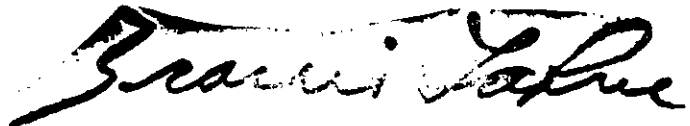
SYSTEMS ENGINEER FOR PREPARATION OF GRANT WITH HUD
AND IMPLEMENT A DATA PROCESSING SUBSYSTEM ON CITY FINANCIAL PICTURE

The City Manager, Mr. Barker, stated five weeks ago, he had asked to apend up to an estimated \$400,000 for the services of a systems engineer, who along with in-staff people could prepare a submission of a plan and request for grant to the Housing and Urban Development, to plan and implement a data processing subsystem on the whole financial picture of the City and other entities in the City -- the School District, Travis County, the University of Texas, and others. With the contribution of Futronics Corporation, two members of the University faculty, active and documented support of the Governor's office, the Austin School District, Travis County, and two individuals from the City of Austin, this report looks like what the City had paid in the past - \$75,000 - \$80,000, although it is far more detailed and more technical than any the City could have published. The direct cost to the City was \$84,000 for this systems engineer. If the City receives its grant, it will be about \$977,000 over the next two years. The University and Futronics have been designated as subcontractors, and they will be paid directly by the Federal government, and they could put together a good application at no cost to the City.

Mayor LaRue stated, with the Council's permission, they should write to each of these entities and express the Council's appreciation.

There being no further business the Council Adjourned.

APPROVED



Mayor

ATTEST:

City Clerk