

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 24, 1969
9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

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 J. W. LANGFORD, Episcopal Church of the Resurrection.

APPROVAL OF MINUTES

Councilman Gage moved the Council approve the Minutes of the June 5, 1969 meeting. 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

OPPOSITION TO AMENDMENT NO. 2

Mrs. Margaret Louise Hancock, representing the Committee of 1000 to Oppose Amendment No. 2, appeared before the Council to express opposition to a brochure endorsing the amendment having been placed in the Water and Light statements. She thanked the Council for upholding the policy of not mailing enclosures in the Water and Light Department bills.

RECOGNITION OF RAYMOND CULP

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

July 24, 1969

~~CITY OF AUSTIN, TEXAS~~

WHEREAS, Raymond Culp is a product of Austin, its public school system and of various schoolboy baseball teams in Austin; and,

WHEREAS, he is the son of an Austin City Fireman, Raymond L. Culp, Sr.; and,

WHEREAS, he has gone on to become one of the outstanding baseball pitchers in the major leagues; and,

WHEREAS, he has been chosen as a pitcher on the American League All Star Team for 1969, one of the great honors accorded by our national pastime; and,

WHEREAS, Raymond Culp is the first native Austinite known to have been selected to a major league all-star team, bringing much honor and credit to the City, his family and all of his former Austin associates who coached or played with him in his Austin school years; Now, Therefore,

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

That the feeling of pride of the citizens of Austin in this achievement and their sincere congratulations be conveyed to him by copy of this Resolution as well as their best wishes for his continued future success in his baseball career.

WITNESS OUR HANDS AND THE OFFICIAL SEAL OF THE CITY OF AUSTIN, this 24th day of July, 1969, A.D.

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

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

Noes: None

Absent: Councilman MacCorkle

HOLLY NO. 4 TURBINE CONTRACT OPPOSED

Mr. Frank Denius, attorney, appeared before the Council to protest the awarding to General Electric Company of the contract for the Holly No. 4 Turbine. He referred to the Supreme Court holdings on competitive bidding and requested the Council authorize the awarding of the contract to Westinghouse.

It was the will of the Council that the matter be held in abeyance until the members could receive information from Department heads and staff.

AQUA FEST EXPANDED

Mr. Clarence Saegert, Vice Commodore of the Aqua Festival, appeared before the Council to announce that three extra nights of festivities had been added to the event.

HEARING RECESSED

Councilman Janes moved the Council open and recess the annexation hearing scheduled for 9:30 A.M. 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

REORGANIZATION OF POLICE DEPARTMENT

Mr. C.T. Johnson appeared before the Council to discuss the reorganization of the Police Department.

ANNEXATION HEARING--FIRST AND SECOND READINGS

Mayor LaRue opened the hearing scheduled for this time on the following annexation: (requested by representative for owners)

- (a) 9.18 acres of land out of the William Cannon League proposed FLOURNOY'S SWEETBRIAR, SECTION V.
- (b) 0.115 of one acre of land out of the "1969 Replat of Lot 15, Block B, NORTHWEST HILLS, SECTION FIVE".

No one appeared to participate. Councilman Gage moved to close the hearing. 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

Mayor LaRue introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 9.18 ACRES OF LAND OUT OF THE WILLIAM CANNON LEAGUE; 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 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 ordinance be 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

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 0.115 OF ONE
ACRE OF LAND OUT OF THE T.J. CHAMBERS GRANT; 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 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 ordinance be 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

PUBLIC RIGHTS-OF-WAY

Mayor LaRue opened the hearing scheduled for this time on the following Public Rights-of-Way:

8.27 acres of land out of the William Cannon League
Cooper Lane, South 1st Street and Eberhart Lane

No one appeared to participate. Councilman Price moved to close 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

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 8.27 ACRES OF LAND OUT OF THE WILLIAM CANNON LEAGUE; 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 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 ordinance be 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

ZONING ORDINANCES

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE 1967 AUSTIN CITY CODE AS FOLLOWS:

LOT 8 OF THE LONGVIEW TERRACE SUBDIVISION, LOCALLY KNOWN AS 2305 LONGVIEW STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

The ordinance was read the third time and Councilman Janes moved that the rule be suspended and 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.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN HEIGHT AND AREA AND
CHANGING THE HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45
OF THE 1967 AUSTIN CITY CODE AS FOLLOWS:
LOTS 8 AND 9, BLOCK 2, FRUTH ADDITION, LOCALLY KNOWN AS
405-409 WEST 30TH STREET AND 2925-2931 FRUTH STREET, FROM
"O" OFFICE DISTRICT TO "GR" GENERAL RETAIL 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 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 Janes moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Price, carried by the following vote:

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

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.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE
MAPS ACCOMPANYING CHAPTER 45 OF THE 1967 AUSTIN CITY CODE
AS FOLLOWS:
A 21.28 ACRE TRACT OF LAND, THAT CERTAIN TRACT OF LAND
CONVEYED TO EVERETT D. BOHLS BY DEED RECORDED IN VOLUME 2268,
PAGE 265 DEED RECORDS OF TRAVIS COUNTY, TEXAS, LOCALLY KNOWN
AS 7825-8231 BEN WHITE BOULEVARD, 1800 U.S. HIGHWAY 183,
7800-8106 RIVERSIDE DRIVE, 2100-2118 DALTON LANE, FROM "A"
RESIDENCE DISTRICT TO "C" COMMERCIAL 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 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 Janes moved that the
rule be suspended and the ordinance passed to its third reading. The motion,
seconded by Councilman Price, carried by the following vote:

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

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.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE 1967 AUSTIN CITY CODE AS FOLLOWS:

LOTS 11-14 AND 16-19, HILL VIEW ADDITION, LOCALLY KNOWN AS 3400-3406 WEST AVENUE FROM "A" 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 first time and Councilman Janes moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Price, carried by the following vote:

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

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

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

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.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE 1967 AUSTIN CITY CODE AS FOLLOWS:

A .98 ACRE TRACT OF LAND, ISAAC DECKER LEAGUE, LOCALLY KNOWN AS 2800 (2804) SOUTH FIRST STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCE-FIRST READING

Mayor LaRue introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE
 MAPS ACCOMPANYING CHAPTER 45 OF THE 1967 AUSTIN CITY CODE
 AS FOLLOWS:
 LOT 7, BLOCK 5, BROADACRES SUBDIVISION, LOCALLY KNOWN AS
 5406 JEFF DAVIS, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE
 DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY,
 TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF
 ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Gage, Johnson, Price, Mayor LaRue
 Noes: Councilman Atkison
 Present but Not Voting: Councilman Janes
 Absent: Councilman MacCorkle

ZONING APPLICATIONS POSTPONED

The Council deferred action on the following zoning applications until Councilman MacCorkle had returned:

LLOYD R. GOBER By Forrest Troutman	1007-1009 West 31st St.	From "A" Residence To "O" Office
SUMMERSET WEST DEVELOPMENT COMPANY By Richard Baker	Tract 1 Rear of 816-1126 Stassney Lane	From Interim "A" Residence 1st Height and Area To "BB" Residence 1st Height and Area
	Tract 2 Rear of 1116-1200 Stassney Lane	From Interim "A" Residence 1st Height and Area To "BB" Residence 1st Height and Area
	Tract 3 Rear of 1128-1616 Stassney Lane 5301-5419 Vinson Dr. 5300-5418 Vinson Dr.	From Interim "A" Residence 1st Height and Area To "BB" Residence 1st Height and Area
	Tract 4 800-1346 Stassney Lane 5421-5439 Vinson Drive	From Interim "A" Residence 1st Height and Area To "B" Residence 1st Height and Area for west 500' "GR" General Retail 1st Height and Area for remainder of tract

PERSONNEL POLICIES CONCERNING HOLIDAYS

The Council decided to defer action for one more week on the change in holidays for City employees. The item was to appear on the July 31, 1969 agenda.

SAILBOAT CONCESSIONS ON TOWN LAKE

After some discussion, the Council continued the question of the sailboat concessions on Town Lake until further material could be gathered by the staff.

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 249.72 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.

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 August 7, 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

HOUSE MOVER BRINGS GRIEVANCE

Mr. Booker T. Moore, a house mover, stated that one month earlier he had been moving a house and the eaves of the house had brushed against a utility pole. His grievance centered around the bills he had received from the Electric Department for repair of the damage caused by the house hitting the pole.

He felt that he had been charged for people who had not actually appeared to do any repairs and he thought that he had been charged for too many hours of labor. The total of his bill came to \$174.02.

Dick Jordan, Robert Tinstman, and Gene Higgins, speaking for the Electric Department explained some of the items on the bill to Mr. Moore.

The Council members seemed to think that there had been some misunderstanding as to the extent of the damage and that perhaps the foreman had called out too many employees; however, they expressed confidence in the City employees.

EASEMENTS RELEASED

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, certain electric easements were granted to the City of Austin by instrument dated February 7, 1961, of record in Volume 2266 at Page 47 of the Deed Records of Travis County, Texas; said easements being out of and a part of Hughes

July 24, 1969

~~CITY OF AUSTIN, TEXAS~~

Park Lake Subdivision No. 2, a subdivision in Travis County, Texas, of record in Book 4 at Page 196 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; and,

WHEREAS, the City Council has determined that the hereinafter described portions of said easements are not now needed and will not be required in the future; SAVE AND EXCEPT, however, an anchor easement is to be retained in, upon, over and across the east forty (40.00) feet of the strip of land described as Strip Number Two below; Now, Therefore,

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

That the Assistant to the City Manager of the City of Austin, be and he is hereby authorized to execute a release of the following described portions of said easements, to-wit:

Four (4) strips of land, each being five (5.00) feet in width and each being out of and a part of Hughes Park Lake Subdivision No. 2, a subdivision in Travis County, Texas, of record in Book 4 at Page 196 of the Plat Records of Travis County, Texas; the strips of land hereinafter described as Number One and Number Two being out of and a part of Lot 135, said Hughes Park Lake Subdivision No. 2, and the strips of land hereinafter described as Number Three and Four being out of and a part of Lot 187, said Hughes Park Lake Subdivision No. 2; the centerline of each of the said four (4) strips of land being more particularly described as follows:

NUMBER ONE, BEGINNING at the intersection of the west line of Cedar Street and a line two and one-half (2.50) feet south of and parallel to the north line of said Lot 135, Hughes Park Lake Subdivision No. 2;

THENCE, with the said line two and one-half (2.50) feet south of and parallel to the north line of Lot 135, S 61° 29' W to point of termination in the east line of an existing electric easement ten (10.00) feet in width.

NUMBER TWO, BEGINNING at the intersection of the west line of Cedar Street and a line two and one-half (2.50) feet north of and parallel to the south line of said Lot 135, Hughes Park Lake Subdivision No. 2;

THENCE, with the said line two and one-half (2.50) feet north of and parallel to the south line of Lot 135, S 61° 29' W to point of termination in the east line of an existing electric easement ten (10.00) feet in width.

NUMBER THREE, BEGINNING at the intersection of the east line of Cedar Street and a line two and one-half (2.50) feet south of and parallel to the north line of said Lot 187, Hughes Park Lake Subdivision No. 2;

THENCE, with the said line two and one-half (2.50) feet south of and parallel to the north line of Lot 187, N 65° 38' E to point of termination in the west line of an existing electric easement five (5.00) feet in width.

NUMBER FOUR, BEGINNING at the intersection of the east line of Cedar Street and a line two and one-half (2.50) feet north of and parallel to the south line of said Lot 187, Hughes Park Lake Subdivision No. 2;

THENCE, with the said line two and one-half (2.50) feet north of and parallel to the south line of Lot 187, N 65° 38' E to point of termination in the west line of an existing electric easement five (5.00) feet in width.

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

STREET VACATION IN AUDITORIUM AREA

Mayor LaRue introduced the following ordinance:

AN ORDINANCE VACATING AND CLOSING TO PUBLIC TRAVEL PORTIONS OF WEST RIVERSIDE DRIVE, DAWSON ROAD, BOULDIN AVENUE AND BARTON SPRINGS ROAD, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; FIXING THE DATE UPON WHICH VACATION AND CLOSING TO PUBLIC TRAVEL SHALL BECOME EFFECTIVE; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS AND DECLARING AN EMERGENCY.

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

STREET IMPROVEMENTS

Mayor LaRue introduced the following ordinance:

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

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

Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price, Mayor LaRue
Noes: None
Absent: 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 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 Price moved that the ordinance be finally passed. The motion, seconded by Councilman Gage, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

~~CITY OF AUSTIN, TEXAS~~

CONTRACTS AWARDED

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 15, 1969, for the construction of approximately 41 blocks of pavement and accessories consisting of 16 units; assessment paving contract No. 69-A-11; and

WHEREAS, the bid of Pat Canion Excavating Company, in the sum of \$145,946.05, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Public Works and by the City Manager; Now, Therefore,

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

That the bid of Pat Canion Excavating Company, in the sum of \$145,946.05 be and the same is hereby accepted and that R.M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Pat Canion Excavating Company.

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

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

Noes: None

Absent: Councilman MacCorkle

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 3, 1969 for one (1) relaying panel and equipment for Electric Department; and,

WHEREAS, the bid of Westinghouse Electric Corporation in the sum of \$61,776.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Director of Electric Utility of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Westinghouse Electric Corporation in the sum of \$61,776.00 be and the same is hereby accepted, and that R.M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Westinghouse Electric Corporation.

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

CITY OF AUSTIN, TEXAS

REFUND CONTRACTS

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSISTANT TO THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH WESTOVER HILLS, INCORPORATED, 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 Janes moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Gage, carried by the following vote:

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

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

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ASSISTANT TO THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BUCKINGHAM PLACE DEVELOPMENT COMPANY, 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 Janes, carried by the following vote:

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

CITY OF AUSTIN, TEXAS

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

CASH SETTLEMENT FOR APPROACH MAIN

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the owners of Buckingham Place, Section 5, have installed a sewer approach main at a cost of \$5,394.85, pursuant to a subdivision plan called Buckingham Place, Section 5, and have requested an 18%/82% cash settlement of the above amount in lieu of a refund contract; and,

WHEREAS, 82% of the aforementioned \$5,394.85 equals \$4,423.78, which amount is agreed upon as the cash settlement value of said utility lines, in lieu of refund contract; and,

WHEREAS, the Associate City Manager and the Director of Water and Waste Water Department have recommended said cash settlement in lieu of a refund contract; Now, Therefore,

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

That Gene Higgins, Associate City Manager, be and he is hereby, authorized and directed to execute a cash settlement contract under the terms of which the City of Austin shall acquire title to the above described mains, from Buckingham Place Development Company, and to pay to Buckingham Place Development Company the actual cost thereof not to exceed \$4,423.78.

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

SELECTION OF INDEPENDENT AUDITOR FOR THE FISCAL YEAR

The staff recommended that a nationally-known firm be selected to conduct the annual audit for the fiscal year 1969-70. Councilman Gage moved the Council approve the firm of Peat, Marwick, Mitchell & Co. 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

SALE OF HOUSES

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 21, 1969 for the sale of houses that Urban Renewal had turned over to the City for Disposal; and,

WHEREAS, the bid of Walter Collins in the sum of \$52.50 for the house located at 1187 Chestnut; the bid of Charles Adams in the sum of \$6.00 for the house located at 2908 Conway; the bid of Weldon Johnston in the sum of \$10.50 for the house located at 2512 New York; and the bids of August Heyer in the sum of \$31.85 for the house located at 2614 Vaiden, in the sum of \$27.10 for the house located at 2322 Waldine, in the sum of \$137.85 for the house located at 2807 Walter and in the sum of \$1.00 for the house located at 2734-B Webberville, were the highest and best bids therefor, and the acceptance of such bids has been recommended by the Building Official of the City of Austin and by the City Manager; Now, Therefore,

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

That the above enumerated bids of Walter Collins, Charles Adams, Weldon Johnston and August Heyer, be and the same are hereby accepted, and that R.M. Tinstman, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City with said named parties.

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

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

Noes: None

Absent: Councilman MacCorkle

MISCELLANEOUS

Councilman Gage brought up the fact that sales tax on the sale of houses by the City now has to be paid. He also asked Gene Higgins to check on the progress of the Decker Lake recreation facilities.

Councilman Johnson asked which wrecker service is authorized to change flat tires on police cars.

Councilman Gage asked the City Manager to check the status of the July 3rd contract for an electric turbine awarded to General Electric. He said that the company had not yet received the contract.

APPOINTMENT OF A TEMPORARY JUDGE

The Council went into Executive Session to consider a temporary replacement for Judge Martin, who would be away from the 4th to the 15th of August.

APPOINTMENTS TO URBAN RENEWAL BOARD

Councilman Atkison moved the Council appoint the following people to the Urban Renewal Board: Mr. Jack Roach, Mrs. S.A. Garges, and Mr. Charles Sanflor.

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

PURCHASE OF MO-PAC RIGHT-OF-WAY

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

J. Alton Bauerle
(Mopac Blvd.)

680201.239
2807 Oakmont

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

That the offer of the owners and claimants of the hereinafter described tract of land to convey unencumbered fee simple title thereto to the City of Austin in consideration of the cash payment of \$23,250.00 therefor be accepted, and that the City Manager or his designate be and he is hereby authorized to consummate purchase of the following described tract of land, to-wit:

Being all of Lot 10B, of the resubdivision of Lots 10, 11 and 12, Block 3, Brykerwoods "C", a subdivision of record in Book 10 at Page 7 of the Plat Records of Travis County, Texas, which said Lot 10B was conveyed to J. Alton Bauerle by Warranty Deed dated August 29, 1967, of record in Volume 3341 at Page 692 of the Deed Records of Travis County, Texas.

July 24, 1969

CITY OF AUSTIN, TEXAS

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

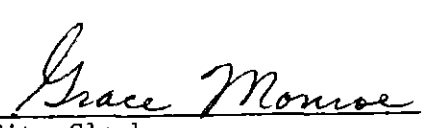
Ayes: Councilmen Atkison, Gage, Janes, Johnson, Price,
Mayor LaRue
Noes: None
Absent: Councilman MacCorkle

ADJOURNMENT

The Council then adjourned.


APPROVED: _____

Mayor

ATTEST: 

Asst. City Clerk