

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 20, 1969
9:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Akin presiding.

Roll Call:

Present: Councilmen Janes, LaRue, Nichols, Long, Mayor Akin
Absent: None

The Invocation was delivered by the REVEREND BILL MIDDLETON, of Saint Paul Cumberland Church.

RECOGNITION OF MR. FRED CASTILLO

Mr. F.D. Glenn presented Mr. Fred Castillo, who, after 27 years' employment with the City of Austin, was retiring. Councilman Nichols moved the Council commend Mr. Castillo for his 27 years of service. The motion, seconded by Councilman Janes, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

INTRODUCTION OF PERUVIAN STUDENTS

Mr. Johnnie Trevino presented seven Peruvian students who had expressed an interest in attending a City Council meeting. Mayor Akin invited them to participate in the discussions stating that it was an honor for the Council to have their attention.

~~CITY OF AUSTIN, TEXAS~~

CONTRACT AWARDED

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on February 6, 1969, for the furnishing of Laundry Extraction-Tumbler System to Brackenridge Hospital; and,

WHEREAS, the bid of American Laundry Machinery Industries, in the sum of \$25,242.00, was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Hospital Administrator 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 American Laundry Machinery Industries, in the sum of \$25,242.00, 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 American Laundry Machinery Industries.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

PLUMBING CODE ORDINANCE

Mayor Akin introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 24.17 OF CHAPTER 24 OF THE AUSTIN CITY CODE OF 1954 PERTAINING TO THE PLUMBING BOARD OF APPEALS; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

AUSTIN BOAT RACES SCHEDULE

Councilman Janes moved the Council approve the 1969 schedule of the Austin Boat Club for drag boat racing and related events on the desired dates. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin'
Noes: None

STREET VACATION

Mayor Akin introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING FOR PUBLIC USE THAT CERTAIN PORTION OF GRAHAM STREET IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR PUBLIC UTILITY PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

EASEMENT RELEASED

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a certain easement was granted to the City of Austin for public utility purposes in, upon and across a part of Lot 12, Block A, Santa Monica Park Section Three, a subdivision of a portion of the Santiago Del Valle Grant in the City of Austin, Travis County, Texas, according to a map or plat of said Santa Monica Park, Section Three, of record in Book 17 at Page 89 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 Assistant to the 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:

90 square feet of land, same being out of and a part of Lot 12, Block A, Santa Monica Park, Section Three, a subdivision of a portion of the Santiago Del Valle Grant in the City of Austin, Travis County, Texas, according to a map or plat of said Santa Monica Park, Section Three, of record in Book 17 at Page 89 of the Plat Records of Travis County, Texas; which 90 square feet of land are more particularly described by metes and bounds as follows:

BEGINNING at a point in the east line of an existing public utilities easement ten (10.00) feet in width, same being a line ten (10.00) feet east of and parallel to the west line of said Lot 12, Block A, Santa Monica Park, Section Three, which point of beginning is the northeast corner of the herein described tract of land, and from which point of beginning a steel pin at the northwest corner of said Lot 12 bears N 30° 00' E 29.60 feet and N 60° 00' W 10.00 feet;

THENCE, with the said east line of an existing public utilities easement ten (10.00) feet in width, S 30° 00' W 26.40 feet to the southeast corner of the herein described tract of land;

THENCE, N 60° 00' W 3.40 feet to a point in a line 6.60 feet east of and parallel to the said west line of Lot 12, which point is the southwest corner of the herein described tract of land;

THENCE, with the said line 6.60 feet east of and parallel to the west line of Lot 12, N 30° 00' E 26.40 feet to the northwest corner of the herein described tract of land;

THENCE, S 60° 00' E 3.40 feet to the point of beginning.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

DOCKS IMPROVEMENTS

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

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

That the City Council of the City of Austin hereby approve the erection of a boat dock on the property owned by MR. WILLIAM YOUNGBLOOD as described in the Travis County Deed Records and known as the east 150' feet of Lot 14, Lakeview Acres as described on the attached plot plan and hereby authorizes the said MR. YOUNGBLOOD to construct, maintain and operate this boat dock to same being constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Official is hereby authorized to issue an occupancy permit for the erection of this boat dock after full compliance with all the provisions of this resolution. Said permission shall be held to be granted and accepted subject to all necessary, reasonable, and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, fire and health regulations and the right of revocation is retained, if after hearing, it is found by the City Council that the said MR. YOUNGBLOOD has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

REFUND CONTRACTS

Mayor Akin introduced the following ordinance:

CITY OF AUSTIN, TEXAS.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

CITY OF AUSTIN, TEXAS

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

SALE OF HOUSES

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on February 17, 1969, for the sale of eight (8) houses that Urban Renewal has turned over to the City for disposal; and,

WHEREAS, the bids of S.F. Williams in the sum of \$11.89 for the house located at 1191 Singleton and in the sum of \$8.90 for the house located at 1193 Singleton; the bid of Darrel H. Wiley in the sum of \$87.00 for the house located at 2714 East 8th Street; the bids of Dewayne Brown, Jr. in the sum of \$65.00 for the house located at 2807 East 8th Street and in the sum of \$65.00 for the house located at 2604 Walter; the bid of Booker T. Moore in the sum of \$750.00 for the house located at 2529 East 12th Street; the bid of G.W. Kelley in the sum of \$35.00 for the house located at 1006 Wayne; and the bid of T.W. Wiley Co. in the sum of \$1,310.00 for the house located at 1170 Singleton 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 S.F. Williams, Darrel H. Wiley, Dewayne Brown, Jr., Booker T. Moore, G.W. Kelley and T.W. Wiley Co. 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 LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

CITY OF AUSTIN, TEXAS

TAX APPEAL HEARING

Mayor Akin opened the hearing scheduled for this time. The following tax appeal was heard:

LON P. PIPER, JR.

	<u>Full Value by the Tax Dept. 1967</u>	<u>Full Value by the Tax Dept. 1968</u>	<u>Assessed Value by Tax Dept.</u>	<u>Value Rendered by Owner</u>	<u>Assessed Value Fixed by Board</u>
Vacant LAND		\$36,760	\$27,570	Signed	\$27,570
91.9 Acres IMPS		<u>0</u>	<u>0</u>		<u>0</u>
RSMA De La Tulle					
Survey 68 TOTAL		\$36,760	\$27,570		\$27,570
Parcel #9-4-1557-0116					
South of LAND		\$66,375	\$49,780	Signed	\$49,780
Hwy. 290 IMPS		<u>4,551</u>	<u>3,410</u>		<u>3,410</u>
177 Acres					
W.S. Holton					
Survey 67 TOTAL		\$70,926	\$53,190		\$53,190
Parcel #9-4-1557-0117					

After appealing to the Equalization Board, Lon P. Piper, Jr. filed an appeal to the City Council. Mr. Russell Ferguson, representing Mr. Piper, Jr., argued that there had been no comparable sales in the area to justify the assessed value of the property for tax purposes. After some discussion, Councilman Long moved the Council close the hearing on tax cases pending a conclusion on the values. The motion, seconded by Councilman LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

TRANSPORTATION ENTERPRISES, INC.
CONTINUED PUBLIC HEARING

Mayor Akin announced that the continued public hearing on the application of Transportation Enterprises, Inc. for a bus service franchise would be a summation and presentation on the part of the Attorneys representing both sides. Attorney Dan Felts presented to the Council a financial statement of Transportation Enterprises and further urged the Council to grant the franchise. Frank Denius, Attorney for Austin Transit, argued that any deficiencies existing in the service of Austin

Transit could be corrected and were not great enough to warrant the granting of a franchise to another company. After further discussion, Councilman Nichols, moved the Council deny the application. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Nichols, Mayor Akin
Noes: None

CITY CHARTER AMENDMENT ORDINANCE

Mayor Akin opened the continued discussion of an ordinance relating to the amendment of the City Charter. He stated that he would prefer to have a charter revision by way of a study group--a Charter Commission. He then read the Preamble to an ordinance which he had prepared.

He also brought up the matter of a local newspaper poll which indicated that the citizens of Austin might prefer the direct election of the Mayor. He stated that if it was not the wish of the Austin citizens to accept the Charter Study Commission approach, he would go along with the direct vote Charter amendment. He preferred that the change become effective in 1969 (direct election of the Mayor) and not wait until 1971, so that the Council could get on with other City business. The Mayor's ordinance was an alternative to the one being proposed by Councilman LaRue.

Councilman LaRue stated that he first felt that the effective date of the ordinance should be 1969, but he now was presenting his ordinance with an effective date of 1971.

Councilman Long stated that she supported the Charter Commission approach to amending the Charter. She offered the following proposed changes to the Charter:

1. Elect the Mayor, Mayor Pro Tem and one Council member at large and elect four Council members by district. Divide the City into four districts. Places 2, 3, 4 and 5 would represent the four districts, and the member from each of those four places would have to reside in the district he represented. The districts would be written into the cover amendment because from time to time the districts would have to be changed to make representation equal.

2. That the City Manager appoint the City Attorney who would be confirmed by the City Council by advice and consent.

3. Pay Council members \$150 per week for their services.

Councilman Janes stated that he was opposed to all three changes.

~~CITY OF AUSTIN, TEXAS~~

Councilman Nichols suggested that the ordinance be placed on the ballot for 1971 for the direct election of the Mayor and six Councilmen in Places 1 through 6. He did not favor electing a Mayor Pro Tem at large.

After some additional discussion among the Council, Councilman LaRue introduced the following ordinance:

AN ORDINANCE ORDERING AN ELECTION TO BE HELD IN THE CITY OF AUSTIN, ON APRIL 5, 1969 FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS, FOR ADOPTION OR REJECTION, AN AMENDMENT TO THE EXISTING CHARTER TO PERMIT THE VOTERS TO DIRECTLY ELECT THEIR MAYOR; ENACTING PROVISIONS INCIDENT AND RELATING TO THE PURPOSE OF THIS ORDINANCE.

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

Substitute Motion

Councilman Long offered a substitute motion that the ordinance be amended to set up a proposition for election of a Mayor, Mayor Pro Tem, a Councilman at large and four Council members from Districts. There was some discussion as to whether a second was required and the City Attorney, Mr. Glenn Cortez, ruled that a second was not required for a substitute motion. On roll call, the motion failed to carry by the following vote:

Ayes: Councilman Long
Noes: Councilmen LaRue, Nichols, Janes, Mayor Akin

Substitute Motion

Councilman Long offered an additional substitute motion that the ordinance be amended to elect the Mayor at large, divide the City into four districts, elect two Councilmen at large and four Councilmen by district. On roll call, the motion failed to carry by the following vote:

Ayes: Councilman Long
Noes: Councilmen Janes, LaRue, Nichols, Mayor Akin

Councilman Nichols asked Councilman LaRue if he would accept the proposition of having six Councilmen in places numbered one through six, with no number for the Mayor's place and the Mayor elected at large beginning in 1971. Councilman LaRue stated that he would need to confer with the City Attorney.

Mayor Akin then relinquished the Chair to Mayor Pro Tem Long so that he might offer a substitute motion.

Substitute Motion

Mayor Akin introduced the following ordinance:

AN ORDINANCE ESTABLISHING A COMMISSION TO STUDY THE EXISTING CHARTER OF THE CITY OF UASTIN; INSTRUCTING THE COMMISSION CONCERNING ITS DUTY; PROVIDING FOR THE COMMISSION'S REPORT TO THE CITY COUNCIL AND THE COUNCIL'S ACTION THEREON; AND CONTEMPLATING SUBMISSION OF ANY RECOMMENDED CHARTER AMENDMENTS TO THE VOTERS OF THE CITY AT A SPECIAL ELECTION.

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

SECTION 1. A Commission is hereby established to study the existing Charter of the City of Austin. The Commission, which shall be known as the Charter Study Commission, is composed of 21 persons who shall be appointed by the City Council. Its membership shall include a Chairman and Vice Chairman so designated by the Council and is to be broadly representative by various occupational, ethnic and other groups within the City.

SECTION 2. It shall be the duty of the Commission to review in detail the existing Charter of the City to determine what changes therein, if any, may be desirable in light of the growth and modernization of the City during the 16 years which have elapsed since the Charter's adoption. To this end, the Commission shall hold hearings and shall proceed with such other forms of inquiry as it deems advisable. The Commission shall give particular attention to the question whether the Mayor of Austin should be elected directly by the voters of the City. It is specifically provided, however, that this designation of particular interest shall in no way detract from the Commission's general charge to review the Charter as a whole.

SECTION 3. The Commission shall report its findings and recommendations in writing to the Council within one year following the appointment of its membership. It may give such interim reports as it deems advisable, and in its interim reports the Commission may request appropriation of funds to pay for stenographic work and other expenses which it may incur.

SECTION 4. The City Council shall review the findings and recommendations of the Commission, and it is contemplated that any Charter amendment recommended shall be submitted to the voters of the City at a special election called for that purpose.

After some discussion among the Council, Mayor Pro Tem Long recognized Mr. Lorey from the floor who asked if the substitute motion would kill the original motion (Councilman LaRue's motion), and was told that it would. Mr. Lorey then stated that he would like to see two Council members elected at large from four geographical areas of the City (Places 1, 2, 3, 4) and the Mayor elected at large from Place 5. The Council members would have to live in the area represented by the place number they filed for, but would be elected at large. The Council would be composed of nine members.

CITY OF AUSTIN, TEXAS

Councilman Nichols asked that Mayor Akin's motion and ordinance be read again. The motion and ordinance were read again, and Mayor Pro Tem Long then recognized Mrs. Colin McMillan, President of the Austin League of Women Voters, who supported the proposed Charter Study Commission.

The substitute motion failed to carry by the following vote:

Ayes: Mayor Akin, Councilman Long

Noes: Councilmen LaRue, Nichols, Janes

Councilman LaRue stated that he did not object to having six numbered places for the Council members and an unnumbered place reserved for the election of the Mayor. He had asked the City Attorney to redraw the ordinance and bring it back later in the day. He then withdrew his original motion and Councilman Janes withdrew his second.

Councilman Long then moved the Council adopt an ordinance whereby the City Attorney would be appointed by the City Manager with the advice and consent of the Council. The motion died for lack of a second.

Councilman Long stated that she felt that many qualified people would be willing to serve on the City Council if the Council members were paid for their services. She then moved the Council adopt an ordinance whereby Council members would be paid \$150 per week after May, 1971. The motion died for lack of a second.

Further discussion on the proposed Charter revisions was delayed until later in the day until the City Attorney could redraw Councilman LaRue's ordinance.

ZONING ORDINANCES

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

LOTS 1-4 AND THE SOUTH 50.69' of LOT 5, BLOCK 7, GROOMS ADDITION, LOCALLY KNOWN AS 3200 DUVAL STREET, 400-412 EAST 32ND STREET AND 3201-3205 TOM GREEN 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 LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

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

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

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

Ayes: Councilmen Janes, LaRue, Nichols, Mayor Akin
Noes: Councilman Long

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

(1) LOTS 3 AND 4, BLOCK 2, HERMANN W. STEINLE SUBDIVISION, LOCALLY KNOWN AS 400-402 WEST 35TH STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; AND

(2) LOT 1 AND THE WEST 25 FEET OF LOT 2, BLOCK 3, HERMANN W. STEINLE SUBDIVISION, LOCALLY KNOWN AS 312-314 WEST 35TH STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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 LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Akin introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 39 OF THE AUSTIN CITY CODE OF 1954 AS FOLLOWS:

(1) THE WEST 175' OF LOT 4, ANN DAYTON SUBDIVISION, LOCALLY KNOWN AS 8413-8417 U.S. HIGHWAY 183, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; AND,

(2) THE EAST 120' OF LOT 4, ANN DAYTON SUBDIVISION, LOCALLY KNOWN AS 8406 BEECH DRIVE, FROM INTERIM "A" RESIDENCE DISTRICT AND INTERIM FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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 LaRue, carried by the following vote:

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

The Mayor announced that the ordinance had been finally passed.

RECESSED MEETING

2:30 P.M.

Mayor Akin called the Council to order for the afternoon session.

RATE ADJUSTMENT HEARING

Mayor Akin opened the public hearing scheduled for 2:30 P.M. to receive and consider a supplemental report as to the rate of return analysis of Austin Transit Corporation's request for a rate adjustment. The following schedules were discussed:

<u>Kind of Fare</u>	<u>Present Rate of Fare</u>	<u>Proposed Rate of Fare</u>
I. Regularly scheduled buses:		
1. Adults		
a. Cash fare	20 cents	25 cents
b. Transfer	2 cents	5 cents
2. Children of the age of 12 years or less		
a. Cash fare	10 cents	13 cents
b. Transfer	2 cents	3 cents
c. Book of 20 tickets	<hr/>	\$2.50 (12.5 cents)
3. Students above 12 years and through high school		
a. Book of 20 tickets		\$2.50 (12.5 cents)
b. Transfer		3 cents
II. Zone fare:		
1. Adults	5 cents for each additional zone	5 cents for each additional zone
2. Children under 12 years and students through high school	3 cents for each additional zone	3 cents for each additional zone

III. Special school buses:

- | | |
|---|---|
| 1. Adults | same as previous page |
| 2. | |
| 2. Children of the age of
12 years or less | |
| a. Cash fare | 13 cents |
| b. Book of 20 tickets | \$ 2.50 (12.5 cents) |
| 3. Students above 12 years
through high school | \$2.50 (12.5 cents)
(Book of 20 tickets) |

Insert Ord.
Mo-Pac Right-of-Way Acquisition

Councilman Nichols offered the following resolution and moved its adoption:

(RESOLUTION)

Helen W. Loar
(MoPac Expressway)

No. 4 and No. 6
Happy Hollow Lane
680201.162

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 \$28,632.00 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 3, Block 14, Happy Hollow, a subdivision of record in Book 3 at Page 227 of the Plat Records of Travis County, Texas, which Lot 3 was conveyed to Clifford M. Loar, et ux, by Warranty Deed dated September 8, 1964, of record in Volume 2838 at Page 29 of the Deed Records of Travis County, Texas.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None

Councilman LaRue offered the following resolution and moved its adoption:

(RESOLUTION)

February 20, 1969

~~CITY OF AUSTIN, TEXAS~~

Virgie V. Brown et al.
(Mo Pac Expressway)

4602 Highland Terrace
680201.201

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 \$13,400.00 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:

Lot No. Thirty-six (36) and the South Thirty (30) feet of
Lot No. Thirty-seven (37) in Block "A" of Highland Park
Addition, an addition in the City of Austin, Travis County,
Texas, according to the map or plat of said addition of
record in Volume 4, Page 218, Travis County Plat Records.

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

Ayes: Councilmen Janes, LaRue, Long, Nichols, Mayor Akin
Noes: None