

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

July 23, 1970
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
Absnet: None

Invocation was delivered by REVEREND WARD GREGG, Koenig Lane Christian Church.

BOAT CLUB REQUEST

Councilman Janes moved the Council grant the request of Mr. Jerry Burleson, President of the Austin Boat Club, for additional race dates of October 3rd and 4th. The motion, seconded by Councilman Johnson, carried by the following vote:

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

ANNEXATION

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 2.90 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPELGAIT SURVEY NO. 58 IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

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

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

The Mayor announced that the ordinance had been finally passed.

REFUND CONTRACTS

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH W. H. LeMORE AND GLENN NEANS; AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH W. H. LeMORE AND GLENN NEANS; AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH EUBANK DEVELOPMENT COMPANY; AND DECLARING AN EMERGENCY.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH C. L. REEVES; AND DECLARING AN EMERGENCY.

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

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

Noes: None

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

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

Noes: None

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

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

Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH CLARENCE FLOURNOY; AND DECLARING AN EMERGENCY.

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

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

Noes: None

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

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

Noes: None

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

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

The Mayor announced that the ordinance had been finally passed.

PAVING

Mayor LaRue introduced the following ordinance:

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

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor LaRue introduced the following ordinance:

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

- (1) LOTS 11 AND 12, BLOCK 2, DIVISION B, LOCALLY KNOWN AS 1404-1406 WALLER STREET; 909-911 EAST 15TH STREET, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT;
- (2) A 22,500 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 8401-8411 HIGHWAY 183; 1412-1422 CLEARFIELD DRIVE, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;

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:

- (3) A .6 ACRE TRACT OF LAND LOCALLY KNOWN AS 1143 AIRPORT BOULEVARD, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, SIXTH 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 Price moved that the rule be suspended and the ordinance pass to its second reading. The motion, seconded by Councilman Gage, carried by the following vote:

Ayes: Councilmen Atkison, Gage, 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 rule be suspended and the ordinance pass to its third reading. The motion, seconded by Councilman Gage, carried by the following vote:

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

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

The Mayor announced that the ordinance had been finally passed.

ANNEXATION HEARING

Mayor LaRue opened the annexation hearing scheduled for this time. No one appeared to be heard. Councilman MacCorkle moved the Council close the hearing and direct the administration to institute annexation proceedings to annex the following:

6.07 acres of land out of the William Cannon League
proposed AUSTIN HIGHLANDS, SECTION 1

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

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

CASH SETTLEMENT

Councilman Price offered the following resolution and moved its adoption :

(RESOLUTION)

WHEREAS, Omega Investments, owners of Monsanto Addition, have caused to be installed water and sewer mains at a cost of \$4,740.50, pursuant to the subdivision plan of said Monsanto Addition, and have requested a 40% and 60% cash settlement of the above amount in lieu of a refund contract; and,

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

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

That Dan H. Davidson, Deputy City Manager of the City of Austin, 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 Omega Investments, and to pay to said Omega Investments the actual cost thereof not to exceed \$4,740.50.

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

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

PAYMENT TO NELSON PUETT

The City Manager submitted the following :

"Date: July 15, 1970

"To: Norman McK. Barker
Director of Finance

"From: S. Reuben Rountree, Jr.
Director of Public Works

"This is to request approval for the payment to Mr. Nelson Puett for a portion of the construction costs of a reinforced concrete box culvert in Southern Oaks, Section 7. The amount due Mr. Puett of \$8,170.53 is based on 48% of the low bid for the culvert in accordance with City of Austin policy at the time of that agreement.

"The agreement was by letter dated July 10, 1969, and in terms of the contract

approved for the City on July 18, 1969. The project has been completed, inspected, approved and accepted for maintenance by letter dated May 20, 1970.

"This project is included in the current Capital Improvements Program and funds are available for payment.

"Attached are copies of the tabulation of bids, the letter setting out the original terms of participation and the letter accepting the project.

"I recommend payment to Mr. Puett in the amount of \$8,170.53.

(Sgd) S. Reuben Rountree, Jr.
Director of Public Works

Councilman MacCorkle moved the Council authorize payment to Mr. Nelson Puett for a portion of the construction costs of a reinforced concrete box culvert in Southern Oaks, Section 7, based on 48% of the low bid for the culvert. The motion, seconded by Councilman Johnson, carried by the following vote:

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

CONTRACTS AWARDED

The City Manager submitted the following:

"Date: July 14, 1970

"To: Norman McK. Barker
Director of Finance

"From: F. D. Glenn
Purchasing Agent

- "
- A. One (1) each Substation Structure Addition to the Koenig Substation to Graybar Electric Company - Net Total \$17,050.00.
 - B. To be used by the Electric Distribution Division.
 - C. The attached memorandum from Mr. R. L. Hancock recommends the award be made as indicated.

"(Bids opened 10:00 A.M., July 10, 1970)

(Sgd.) Norman McK. Barker

(Sgd.) F. D. Glenn

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 10, 1970 for the purchase of One (1) each Substation Structure Addition to the Koenig Substation to be used by the Electric Distribution Division; and,

WHEREAS, the bid of Graybar Electric Company in the sum of \$17,050.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Graybar Electric Company in the sum of \$17,050.00 be and the same is hereby accepted and that L. H. Andrews, City Manager of the City of Austin be and he is hereby authorized to execute a contract on behalf of the City with Graybar Electric Company.

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

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

The City Manager submitted the following:

"Date: July 10, 1970

"To: Norman McK. Barker
Director of Finance

"From: F. D. Glenn
Purchasing Agent

"A. Three (3) each 1971 Model Window Vans to Dependable Motors Company - Net Total \$9,909.00.

"B. To be purchased by the Fleet Administration Department and used by the Fire and Library Departments.

"C. The attached memorandum from Mr. Lester E. Rogers recommends the award be made as indicated.

"CITY OF AUSTIN

"Tabulation of Bids
Window Vans

"Sealed bids were opened in the office of the Purchasing Agent at 10:00 A.M., June 30, 1970 for three window vans for the Fleet Administration Department. Invitations to bid were sent to the local truck dealers plus the regional offices of Dodge, Chrysler and Chevrolet.

<u>"DESCRIPTION</u>	<u>QUANTITY</u>	<u>DEPENDABLE MOTORS</u>	<u>CAPITOL CHEVROLET</u>
1971 Eight Passenger Window Van (Fire Department)	1 each	\$3,505.00	\$3,825.00
1971 Two Passenger Window Van (Library)	2 each	(\$3,202.00) \$6,404.00	(\$3,700.00) \$7,400.00

Councilman Janes offered the following resolution and moved its adoption:

WHEREAS, bids were received by the City of Austin on June 30, 1970, for Three (3) Window Vans to be used by the Fire and Library Departments; and,

WHEREAS, the bid of Dependable Motors Company in the sum of \$9,909.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

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

That the bid of Dependable Motors Company in the sum of \$9,909.00 be and the same is hereby accepted and that L. H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Dependable Motors Company.

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

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

The City Manager submitted the following:

"Date: July 10, 1970

"TO: Norman McK. Barker
Director of Finance

"From: F. D. Glenn
Purchasing Agent

"A. 1. One (1) each 35 -40 H. P. tractor with Sickle Mower to International Harvester Company - Net Total \$3,759.95.

2. One (1) each 35-40 H. P. Tractor with Hydraulic extension mower to Austin Ford Tractor Company Net Total \$3,815.10.

"B. To be purchased by the Fleet Administration Department and used by the Parks and Recreation Department.

"C. The attached memorandum from Mr. Lester E. Rogers recommends the award be made as indicated,

CITY OF AUSTIN

Tabulation of Bids
Tractors with Mowers

"Sealed bids were opened in the office of the Purchasing Agent at 2:00 P.M., June 26, 1970 for two tractors with mowers for the Fleet Administration Department for use by the Parks and Recreation Department. Invitations to bid were sent to twelve tractor dealers in Austin and San Antonio.

<u>"DESCRIPTION</u>	<u>QUANTITY</u>	<u>INTERNATIONAL HARVESTER</u>	<u>AUSTIN FORD TRACTOR</u>
35-40 H. P. Tractor with Sickle Mower	1 each	<u>\$3,759.95</u>	\$3,818.08
35-40 H. P. Tractor with Hydraulic Extension Mower	1 each	\$9,813.80	<u>\$8,815.10</u>

Councilman Johnson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on June 26, 1970, for the purchase of One (1) each 35-40 H. P. Tractor with Sickle Mower and One (1) each 35-40 H. P. Tractor with Hydraulic Extension Mower, to be used by the Parks and Recreation Department; and,

WHEREAS, the bid of International Harvester Company in the sum of \$3,759.95 for One (1) each 35-40 H. P. Tractor with Sickle Mower, and the bid of Austin Ford Tractor Company in the sum of \$8,815.10 for One (1) each 35-40 H. P. Tractor with Hydraulic Extension Mower were the lowest and best bids therefor and the acceptance of such bids 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 bids of International Harvester Company and Austin Ford Tractor Company as enumerated above, be and the same are hereby accepted and that L. H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute contracts on behalf of the City with International Harvester Company and Austin Ford Tractor Company.

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

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

The City Manager submitted the following:

"Date: July 13, 1970

"From: Ben Tobias
Administrator Brackenridge
Hospital

"To: Norman McK. Barker
Director of Finance

"Sealed bids were received until 10:00 A.M., July 8, 1970, for furnishing a new recessed type, Vacamatic, steam sterilizer to be installed in Central Service and Surgery area. This replaces the used one bought over 3 years ago as a stop-gap measure.

"There are only two manufacturers of this type sterilizer in the country.

"Tabulation of bids received:

"American Steralizer, Dallas	\$18,570.00
Castle Sterilizer, Dallas	NO BID

"The Hospital recommends that this contract be awarded to low bidder, American Sterilizer in the amount of \$18,570.00

"(Sgd) Ben Tobias
Administrator

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 8, 1970, for furnishing a new recessed type, Vacumatic, Steam Sterilizer to be installed in Central Service and Surgery area of Brackenridge Hospital; and,

WHEREAS, the bid of American Sterilizer in the sum of \$18,570.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Administrator of Brackenridge Hospital and by the City Manager; Now, Therefore,

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

That the bid of American Sterilizer in the sum of \$18,570.00 be and the same is hereby accepted and that L. H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City of Austin with American Sterilizer.

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

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

Noes: None

The City Manager submitted the following:

"Date: July 15, 1970

"To: Norman McK. Barker
Director of Finance

"From: Ben Tobias, Administrator
Brackenridge Hospital

"DISHWASHER INSTALLATION FOR DIETARY DEPARTMENT

"Sealed bids were received until 2:00 P.M., July 14, 1970 for furnishing dish machine equipment for the Dietary Department. The old one is worn out, and is over 15 years old.

"Tabulation of bids received:

"General Hotel Supply	\$13,793.15
Shelly Kallman Supply	11,669.00

"The Hospital recommends that this contract be awarded to low bidder, Shelly Kallman Hotel Supply Company in the amount of \$11,669.00.

"(Sgd) Ben Tobias

Councilman Price offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on July 14, 1970, for furnishing Dish Machine Equipment for the Dietary Department of Brackenridge Hospital; and,

WHEREAS, the bid of Shelly Kallman Hotel Supply Company in the sum of \$11,669.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Administrator of Brackenridge Hospital, and by the City Manager; Now, Therefore,

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

That the bid of Shelly Kallman Hotel Supply Company in the sum of \$11,669.00 was the lowest and best bid therefor and the acceptance of such bid has been recommended by the Administrator of Brackenridge Hospital, and by the City Manager; Now, Therefore,

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

That the bid of Shelly Kallman Hotel Supply Company in the sum of \$11,669.00 be and the same is hereby accepted and that L. H. Andrews, City Manager of the City of Austin, be and he is hereby authorized to execute a contract on behalf of the City with Shelly Kallman Hotel Supply Company.

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

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

Noes: None

EMINENT DOMAIN PROCEEDINGS

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Master Plan of the City of Austin, duly adopted by the City Council of the City of Austin on the 8th day of June, 1961, contemplated and development of Missouri-Pacific Boulevard (now Loop 1) as an indispensable component of the Circulation Plan for the City of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition in fee simple of the hereinafter described property for the development and construction of said Missouri-Pacific Boulevard, together with overpasses, underpasses, access roads, connecting, and interconnecting streets and other public facilities and improvements in connection therewith; and for other public purposes; and,

WHEREAS, the City of Austin has negotiated with the owner of said land and has been unable to agree with such owner as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owner and lienholders, a suit in eminent domain to acquire fee simple title for said purposes to the following described tract of land, to-wit:

All of that certain tract of land, being the easterly portion of Lot No. Six (6) out of original Lot No. Three (3) in the Mrs. Theresa Martin et al, subdivision of original Lots Nos. 3, 4, 11 and 12 of the Geo. W. Spear Grant in Travis County, State of Texas, and being more particularly described as follows:

BEGINNING for the most northerly or N. W. corner of this tract 141.2 feet S 65° 1' E from the most northerly or N. W. corner of Lot No. 6 at a pipe set on south boundary line of West Seventh Street (or old County Road);

THENCE, S 9° 32' W 371 feet with the easterly line of the western portion of said Lot No. 6 to a pipe in the center of the channel of a branch for the most southerly or S. W. corner of this tract; also the most southerly or S.E. corner of the western portion of Lot No. 6;

THENCE, with the meanders of the center of the channel of the branch down said branch to a point in the center of the channel which is 9 feet S 28° 50' W from an iron pipe on the north bank of the channel, for the southeast corner of this tract;

THENCE, up the bluff N 28° 50' E 100 feet to a pipe for the northeast corner of this tract in the south line of West Seventh Street;

THENCE, N 65° 1' W 327.3 feet with the south line of West Seventh Street to the place of beginning.

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

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

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires additional playground, recreational, and open-space areas for the use and welfare of the people of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for playground, recreational and open-space use for the people of Austin; and,

WHEREAS, the City of Austin has negotiated with the owners of said land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owners and lienholders, a suit in eminent domain to acquire fee simple title for said purposes to the following described tract of land, to-wit:

21.20 acres of land, same being out of and a part of the John M. Swisher Survey in the City of Austin, Travis County, Texas, which 21.20 acres of land, were conveyed to Charles Trenckmann, et al, by the following three (3) warranty deeds:

- (1) Dated October 3, 1946, of record in Volume 818 at Page 411 of the Deed Records of Travis County, Texas;
- (2) Dated April 9, 1948, of record in Volume 909 at Page 17 of the Deed Records of Travis County, Texas;
- (3) Dated June 16, 1951, of record in Volume 1172 at Page 404 of the Deed Records of Travis County, Texas;

Said 21.20 acres of land, being more particularly described by metes and bounds as follows:

BEGINNING at a steel pin at the southwest corner of that certain tract of land conveyed to W. T. Wells by partition deed dated April 8, 1899, of record in Volume 158 at Page 508 of the Deed Records of Travis County, Texas, and described as Second Tract in said deed, same being the southwest corner of said Trenckmann tract of land;

THENCE, with the west line of said Trenckmann tract of land, as fenced, with the following three (3) courses:

- (1) N 37° 19' E 220.07 feet to a point;
- (2) N 29° 56' E 200.18 feet to a point;
- (3) N 29° 22' E 127.17 feet to a steel pin at the northwest corner of said Trenckmann tract of land, same being the northwest corner of the herein described tract of land;

THENCE, with the north line of said Trenckmann tract of land, as fenced, with the following six (6) courses:

- (1) S 66° 48' E 19.90 feet to a point;
- (2) S 61° 19' E 40.01 feet to a point;
- (3) S 59° 40' E 535.17 feet to a point;
- (4) S 60° 06' E 174.66 feet to a point;
- (5) S 58° 08' E 107.29 feet to a point;

(6) S 60° 10' E 701.14 feet to a steel pin at the northeast corner of said Trenckmann tract of land, same being the northeast corner of the herein described tract of land, and which point is in the west right of way line of U. S. Highway 81;

THENCE, with said west right of way line of U. S. Highway 81, S 04° 35' W 96.40 feet to a concrete monument at the point of curvature of a curve having an angle of intersection of 15° 30', a radius of 3,769.80 feet and a tangent distance of 513.05 feet;

THENCE, continuing with said west right of way line of U. S. Highway 81 along said curve to the right an arc distance of 484.93 feet, the chord of which arc bears S 08° 38' W 484.60 feet to a steel pin at the southeast corner of said Trenckmann tract of land, same being the southeast corner of the herein described tract of land, and which point is in a fence;

THENCE, with the south line, as fenced, of said Trenckmann Tract of land, N 60° 05' W 1,823.08 feet to the point of beginning.

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

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

Councilman Gage offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires additional playground, recreational, and open-space areas for the use and welfare of the people of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for playground, recreational and open-space use for the people of Austin; and,

WHEREAS, the City of Austin has negotiated with the owners of said land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owners and lienholders, a suit in eminent domain

to acquire fee simple title for said purposes to the following described tract of land, to-wit:

5.77 acres of land, same being out of and a part of that certain 14.23 acre tract of land out of the J. C. Brooks Survey in Travis County, Texas, which 14.23 acre tract of land was conveyed to Walnut Creek Baptist Church a corporation, by warranty deed dated January 24, 1953, of record in Volume 1351 at Page 536 of the Deed Records of Travis County, Texas; said 5.77 acres of land being more particularly described by metes and bounds as follows:

BEGINNING at a railroad spike at the northeast corner of said Walnut Creek Baptist Church tract of land, which being the point of beginning is the intersection of the centerline of Walnut Creek with the west right of way line of U. S. Highway 81, and from which point of beginning a concrete monument at the point of curvature of a curve having an angle of intersection of $15^{\circ} 30'$, a radius of 3,769.80 feet and a tangent distance of 513.05 feet bears $N 20^{\circ} 27' E$ 436.60 feet;

THENCE, with said west right of way line of U. S. Highway 81, $S 20^{\circ} 27' W$ 200.00 feet to the southeast corner of the herein described tract of land;

THENCE, in a westerly direction with the following two (2) courses:

(1) $N 70^{\circ} 37' W$ 162.95 feet to a point;

(2) $N 79^{\circ} 26' W$ 1,045.57 feet to the southwest corner of the herein described tract of land, same being a point in the most northerly west line, as fenced more or less, of the aforesaid Walnut Creek Baptist Church tract of land, same being the most northerly east line of that certain 55.43 acre tract of land conveyed to the Brentwood Church of Christ by warranty deed dated May 30, 1969, of record in Volume 3694 at Page 511 of the Deed Records of Travis County, Texas;

THENCE, with said most northerly west line, as fenced more or less, of said Walnut Creek Baptist Church tract of land, same being the most northerly east line of said Brentwood Church of Christ tract of land, $N 04^{\circ} 06' E$ 319.90 feet to the northwest corner of said Walnut Creek Baptist Church tract of land, same being the northwest corner of the herein described tract of land, and which point is in the aforesaid centerline of Walnut Creek;

THENCE, with said centerline of Walnut Creek, and its meanderings, with the following six (6) courses:

(1) $S 27^{\circ} 28' E$ 63.78 feet to a point;

(2) $S 47^{\circ} 19' E$ 81.00 feet to a steel pin;

(3) $N 78^{\circ} 21' E$ 525.00 feet to a steel pin;

(4) $N 67^{\circ} 41' E$ 214.00 feet to a point;

(5) $S 89^{\circ} 53' E$ 213.75 feet to a point;

(6) $S 72^{\circ} 01' E$, at 86.00 feet passing a steel pin, in all a distance of 224.70 feet to the point of beginning.

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

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

EMINENT DOMAIN PROCEEDINGS ON CHURCH PROPERTY

MR. LOUIS L. WARREN, representing the Brentwood Church of Christ, owner of the property, and operators of the Valley Oaks Christian Camp, stated when they purchased all of this property, they were not aware of other development going on in the area. They do not object to the park, but object to their losing this 11.98 acres, as a part of it had been planned for their camp development. They plan developing a 500 bed nursing home and a day care center for children and a recreational area. The price offered came \$1,900 less per acre than they paid for the property. The appraiser gave one reason for the low price offered - that the area was an old draw and they had paid too much for it. He contended it was not a draw, and there is a creek there, making the property valuable. They own 56 acres. The Director of Recreation explained this property was to tie in with the park property already purchased by the City, and there is an east-west thoroughfare planned along the border line of the park. The City had owned this land since 1964, acquiring it for a metropolitan park, and application had been made for all of the area to the Federal Government for an open space grant. He pointed out on the map there were three tracts needed to finish out the park property. He showed an area that should be acquired should the Council decide to tie it down for a golf course and general park area. The Council discussed this item at great length. The City Manager was asked to show the City limit lines around this Walnut Creek Park land.

Councilman Janes offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City Council of the City of Austin has found that public necessity requires additional playground, recreational, and open-space areas for the use and welfare of the people of Austin; and,

WHEREAS, the City Council has found and determined that public necessity requires the acquisition of the hereinafter described tract of land for playground, recreational and open-space use for the people of Austin; and,

WHEREAS, the City of Austin has negotiated with the owners of said land and has been unable to agree with such owners as to the fair cash market value thereof; Now, Therefore,

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

That the City Manager be and he is hereby authorized and directed to file or cause to be filed against the owners and lienholders, a suit in eminent domain to acquire fee simple title for said purposes to the following described tract of land, to-wit:

11.98 acres of land, same being out of and a part of that certain 55.43 acre tract of land partly out of the John C. Brooke Survey and partly

out of the John M. and John C. Brooke Survey and in Travis County, Texas, which 55.43 acre tract of land was conveyed to Brentwood Church of Christ by warranty deed dated May 30, 1969, of record in Volume 3694 at Page 511 of the Deed Records of Travis County, Texas; said 11.98 acres of land being more particularly described by metes and bounds as follows:

BEGINNING at the southeast corner of the herein described tract of land, same being a point in the most northerly east line, as fenced more or less, of said Brentwood Church of Christ tract of land, same being the most northerly west line of that certain 14.23 acre tract of land conveyed to the Walnut Creek Baptist Church by warranty deed dated January 24, 1953, of record in Volume 1351 at Page 536 of the Deed Records of Travis County, Texas, and from which point of beginning a concrete monument at the point of curvature of a curve on U. S. Highway 81 having an angle of intersection of $15^{\circ} 30'$, a radius of 3,769.80 feet and a tangent distance of 513.05 feet bears $N 79^{\circ} 26' E 1,045.57$ feet, $S 70^{\circ} 37' E$, at 200.00 feet passing a steel pin at the intersection of the centerline of Walnut Creek with the west right of way line of U. S. Highway 81, which point is the northeast corner of said Walnut Creek Baptist Church tract of land, in all a distance of 636.60 feet;

THENCE, $N 59^{\circ} 32' W 625.00$ feet to an iron pin at the southwest corner of the herein described tract of land, same being a point in the west line, as fenced, of said Brentwood Church of Christ tract of land;

THENCE, with said west line as fenced, of the Brentwood Church of Christ tract of land with the following two (2) courses:

(1) $N 30^{\circ} 24' E 1,000.77$ feet to an iron pin;

(2) $N 36^{\circ} 11' E 163.96$ feet to the most northerly corner of said Brentwood Church of Christ tract of land, same being the most northerly corner of the herein described tract of land and which point is in the aforesaid centerline of Walnut Creek;

THENCE, with said centerline of Walnut Creek and its meanderings, same being the aforesaid most northerly east line of said Brentwood Church of Christ tract of land, with the following six (6) courses:

(1) $S 62^{\circ} 36' E 25.06$ feet to an iron pin;

(2) $S 43^{\circ} 25' E 372.66$ feet to an iron pin;

(3) $S 05^{\circ} 48' E 116.26$ feet to an iron pin;

(4) $S 25^{\circ} 18' W 119.78$ feet to an iron pin;

(5) $S 43^{\circ} 10' W 405.54$ feet to an iron pin;

(6) $S 00^{\circ} 57' W 191.47$ feet to a point in a fence;

THENCE, continuing with the most northerly east line of the Brentwood Church of Christ tract of land, as fenced more or less, $S 04^{\circ} 06' W 319.90$ feet to the point of beginning.

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

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

Noes: None

RECONSIDERATION OF ZONING APPLICATION

MR. B. J. WILLIAMS asked that his zoning application No. C14-70-102, property at 609 Academy Drive and 701-703 Riverside Drive be reconsidered regarding right of way. The City Manager explained the 10' needs to be dedicated, and the City could give a monor easement, which Mr. Williams could use until the right of way is needed. Mr. Williams was assured he would be able to get a certificate of occupancy on the space being used in the offstreet parking requirement. The City Manager recommended that the 10' right of way be dedicated, and that a minor easement be granted on this land for his use until such time as the City needed it.

Councilman Gage moved the Council accept the recommendation of the City Manager. The motion, seconded by Councilman Janes, carried by the following vote:

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

Noes: None

STREET LIGHTING ON 38TH AND RED RIVER

MR. WILLIAM SHIVE discussed his residential neighborhood in line with the new lighting system that has been installed, stating the property owners were trying to maintain an excellent residential neighborhood in that area, and objected to the high intensity street lighting along Red River south of 38½. They felt the lighting they had was quite adequate. The City Manager stated he would be glad to look into this matter again, and particularly at night time. He explained, however, the gloves give an elliptical pattern on the pavement and do not shine on the houses so much. He believed the neighborhood would find them more acceptable, but he would look at them again at night. Councilman Johnson stated there was a letter from one of Mr. Shive's neighbors who was pleased with the lighting.

DEMOLAY GOVERNMENT DAY

MR. RANDY BURGER, Master Councilor, Stephen F. Austin Chapter, Order of Demolay, introduced those who would participate in Government Day and thanked the Council for having given them this privilege for many years.

FINANCIAL REPORT FOR MAY 1970

The Council had before it the Financial Report for May 1970. Councilman Gage stated on Page 5, he noticed some of the budgetary line items were running way ahead of the current budget, and asked if there was a particular reason for it. The City Manager was to report on these three Departments. Councilman Janes moved the Council note the receipt of the Financial Report for May 1970. The motion, seconded by Councilman Gage, carried by the following vote:

REJECTION OF BID ON LAKE PATROL BOAT

The City Manager reported only one bid was received on the Lake Patrol Boat, while others had stated they did not receive the requests to bid; so in order to expedite this matter, they hand delivered the invitations to get some bids for the Council to consider. Those bids received would not require Council action as low bid was \$3,447. The only bid the first go-round was \$5,747.00. Councilman Janes moved the Council reject the bid on the lake patrol boat. The motion, seconded by Councilman Johnson, carried by the following vote:

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

SCHOOL DISTRICT TAX SERVICE CONTRACT

The City Manager reviewed this matter, stating he had contacted the Administration three weeks in a row, and there is a time limit to consider. Councilman Janes moved the Council authorize the City Manager to attempt to continue negotiations with the School Administration, and that the Mayor be requested to make contract with the School Administration to see if this matter can be resolved next Thursday, and that it be placed on the agenda for July 30th, 1970. The motion, seconded by Councilman MacCorkle, carried by the following vote:

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

AMENDMENT OF ORDINANCE PROHIBITING
 SWIMMING IN BARTON CREEK

Councilman Price suggested reconsideration of the Ordinance prohibiting swimming in Barton Creek from Barton Springs to Town Lake; but leaving the status as is from Barton Springs up to Campbell's Hole.

Councilman Price's motion to amend the ordinance to allow swimming from Barton Springs to Town Lake, but prohibit swimming from the swimming pool to Campbell's Hole, did not receive a second.

After discussion, Councilman Price then moved that this item be placed on the Agenda for next week. Councilman Johnson seconded the motion, which failed to carry by a 4 to 3 vote, Councilman Janes, Johnson, MacCorkle, and Mayor LaRue voting negatively.

The Council briefly discussed policy and parliamentary rules to be followed. Councilman Janes noted the vote indicated sentiment of those voting negatively rather than to keep the item from being on the Agenda the following week.

BARTON CREEK - APPRAISALS OF LAND

Councilman Gage asked about the progress made on negotiations or in the hiring of appraisors on land in the Barton Creek area. The City Manager replied that factual surveys of the area were under way. The one that was nearly complete did not close, and the Public Works Department is finishing that one and there will be something for the appraisors to work on.

PARCELS OF PROPERTY TO BE SOLD

Councilman Gage asked about the status of selling about 25 parcels of City owned property. The City Manager stated he would get a report for the Council shortly.

CAPITAL IMPROVEMENTS PROGRAM

Councilman Gage inquired about the Capital Improvements Program for 1970, adopted recently, and asked about the status of those projects--were they in the process of being engineered, or ready for bids. The City Manager reported a list of engineers was being prepared for the Council for them to make selections for various projects. The projects adopted by the Council for 1970 were in progress. Some begun in 1970 need to be engineered in the near future.

FLOOD PLAIN ORDINANCE

Mayor LaRue mentioned the study and recommendations on the flood plain ordinance, and asked about the Federal guidelines for insurance in this type of situation.

COMMENDATION OF POLICE DEPARTMENT

Councilman Johnson complimented the Police Department and staff in that all of the old abandoned cars that had been parked in the old tin barn for so long were gone and the area cleared out.

EXPRESSION OF APPRECIATION

Councilman Johnson expressed gratitude to this Council for sending flowers during the recent death of his father, and expressed appreciation to those members of the Council, Staff, and others, who took time to come and be with the family during this period.

MODEL CITIES REPORT

Councilman Janes asked if there were a report of the status of Model Cities. The City Manager replied the Fort Worth Office was having a meeting on July 28th for all of the various agencies of the Federal Government to review the application again. Mayor LaRue said he had been contacted by Mr. Morgan, Regional Director of HUD, who extended an invitation for him to attend this meeting.

YOUTH SUMMER RECREATIONAL PROGRAM

Councilman Janes noted the City was awarded \$84,000 for this summer recreational program for the youth (6 through 13). The City Manager stated the program was organized, and they had dropped the amount back to \$74,000. Councilman Janes asked that the staff monitor the program carefully and have a recommendation as to whether or not value was received for this \$74,000 Federal Grant. The City

Manager stated a report would be forthcoming, and special precautions are being taken on the accounting. He stated there was a good program set up.

PROPERTY

Councilman Price stated there had been a proposal to the City to purchase the tin building back of the Police Department on the creek, and suggested that the City should go ahead and purchase the property and then close that street.

SOLICITATION ORDINANCE PASSED

Mayor LaRue introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 8 OF THE AUSTIN CITY CODE OF 1967 REGULATING SOLICITATIONS FOR CHARITABLE OR WELFARE PURPOSES IN THE CITY OF AUSTIN, TEXAS; PROVIDING FOR THE CREATION AND OPERATION OF A SOLICITATION BOARD; REQUIRING A PERMIT TO CONDUCT CHARITABLE AND WELFARE SOLICITATIONS WITHIN THE CITY OF AUSTIN; PROVIDING FOR DUE NOTICE AND HEARING; EXEMPTING CHURCHES AND RELIGIOUS ORGANIZATIONS AND ORGANIZATIONS SOLICITING FROM ITS OWN MEMBERS; LIMITING FUND RAISING EXPENSES TO TWENTY-FIVE PERCENT OF THE GROSS AMOUNT COLLECTED; PROVIDING THAT THE PERMIT SHALL ISSUE UNLESS THE APPLICANT FAILS TO MEET CERTAIN PRESCRIBED STANDARDS; LIMITING A PERMIT TO ONE YEAR'S DURATION; PROVIDING STANDARDS FOR REVOCATION OF SUCH PERMITS; REQUIRING FINANCIAL REPORTS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

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

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

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

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

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

The Mayor announced that the ordinance had been finally passed.

SALE OF STRUCTURES

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, APPROVING THE PRICES AND CONDITIONS SET FORTH IN THE BID OF A. S. DUNCAN AND ROBERT L. SMITHERS FOR THE PURCHASE OF STRUCTURES LOCATED ON PARCEL 8-1, BRACKENRIDGE AREA, TEX. A-11-1

WHEREAS, on July 7, 1970, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 211-70, by which the Board accepted the bid of A. S. Duncan and Robert L. Smithers for the purchase of structures located on Parcel Number 8-1, situated in the Brackenridge Area, Tex. A-11-1, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 211-70, as an official action of the Urban Renewal Agency of the City of Austin, is a public record on file in the office of said Agency at 614 West 6th Street, and said Resolution is incorporated herein by reference for all purposes; and,

WHEREAS, an executed copy of said Resolution was forwarded to the City Council on the 15th day of July, 1970, by the Executive Director of the Urban Renewal Agency for approval of the prices and conditions of the proposed sale of said structures; and,

WHEREAS, the City Council finds nothing objectionable concerning the prices and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 211-70.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the prices and conditions set forth in the bid of S. A. Duncan and Robert L. Smithers for the purchase of structures located on Parcel Number 8-1 Brackenridge Area, Tex. A-11-1, are hereby approved.

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

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

Noes: None

Absent: Councilman Johnson (out of room at roll call)

Councilman MacCorkle offered the following resolution and moved its adoption:

(RESOLUTION)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS APPROVING THE PRICES AND CONDITIONS SET FORTH IN THE BID OF T. G. COLLINS FOR THE PURCHASE OF STRUCTURES LOCATED ON PARCEL 10-7, BRACKENRIDGE AREA, TEX. A-11-1.

WHEREAS, on July 7, 1970, the Board of Commissioners of the Urban Renewal Agency of the City of Austin adopted Resolution Number 215-70, by which the Board

accepted the bid of T. G. Collins for the purchase of structures located on Parcel Number 10-7, situated in the Brackenridge Area, Tex. A-11-1, and more particularly described in said Resolution; and,

WHEREAS, said Resolution Number 215-70, as an official action of the Urban Renewal Agency of the City of Austin, is a public record on file in the office of said Agency at 614 West 6th Street, and said Resolution is incorporated herein by reference for all purposes; and,

WHEREAS, an executed copy of said Resolution was forwarded to the City Council on the 15th day of July, 1970, by the Executive Director of the Urban Renewal Agency for approval of the prices and conditions of the proposed sale of said structures; and,

WHEREAS, the City Council finds nothing objectionable concerning the prices and conditions of said bid as submitted, and the recommendation of said Urban Renewal Agency Board as contained in said Resolution Number 215-70.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the prices and conditions set forth in the bid of T. G. Collins for the purchase of structures located on Parcel Number 10-7, Brackenridge Area, Tex. A-11-1, are hereby approved.

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

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

Noes: None

Absent: Councilman Johnson (out of room at roll call)

ADJOURNMENT

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

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

Noes: Councilman MacCorkle

APPROVED:

Mayor

ATTESTED:

City Clerk