



Austin City Council MINUTES

For OCTOBER 21, 1982 -- 1:00 P.M.

Council Chambers, 301 West Second Street, Austin, Texas

City Council

Carole Keeton McClellan
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members
Larry Deuser
Roger Duncan
Richard Goodman
Ron Mullen
Charles E. Urdy

Nicholas M. Meiszer
City Manager

Grace Monroe
City Clerk

Memorandum To:

Mayor McClellan called to order the meeting of the Council at 1:05 p.m., noting the absence of Councilmembers Duncan, Urdy and Deuser, who entered the Council Chamber at 1:07, 1:13 and 1:13 respectively.

INVOCATION

The Invocation was given by Reverend David Hall, Southside Church of Christ.

CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Deuser's second, adopted the following resolutions in one consent motion: (7-0 Vote)

Release of Easements

Authorized release of the following easements:

- a. A 10' Public Utility Easement retained at the vacation of a portion of the Old Friedrichsburg Road right-of-way and recorded in Volume 7820, Page 549 of the Travis County Deed Records. (Requested by the Provident Development Company)
- b. A Blanket Electric and Telephone Easement recorded in Volume 660, Page 217 of the Travis County Deed Records. (Requested by the Electric Department, City of Austin.)

Wastewater Approach Mains

Approved the following wastewater approach mains:

- a. PETER K. GALLAGHER - Wastewater approach main to serve Sonesta West, Section 2, Lot 1. Estimated cost \$37,000.00 (No City cost participation.)
- b. RAYMOND MICK - Wastewater approach main to serve Kinchon Subdivision. Estimated cost \$4,450.00. No City cost participation.
- c. ESPEY HUSTON & ASSOCIATES, INC. - Wastewater approach main to serve Kilgore Tract. (No City cost participation.)

Change Order

Approved a Change Order in the amount of \$16,775.00 to John R. Hughes Construction Company for Williamson Creek Wastewater Interceptor Phase II. (2.2% increase of the original contract) CAPITAL IMPROVEMENTS PROGRAM NO. 73/23-24.

Traffic Signal Systems Management Study

Approved selection of PRC Voorhees for professional engineering services for Traffic Signal Systems Management Study and Plan. CAPITAL IMPROVEMENTS NO. 83/88-03.

Contracts Approved

Approved the following contracts:

- a. BRATH, INC.
15232 I.H. 35
Round Rock, Texas - CAPITAL IMPROVEMENTS PROGRAM - South Austin District Public Health Center, Public Works Department - \$332,010.00
C.I.P. No. 76/91-05
- b. SAFI AND ASSOCIATES (MBE)
2317 Coronado
Austin, Texas - CAPITAL IMPROVEMENTS PROGRAM - Robertson Hill Area Street and Sidewalk Improvements, Public Works Department - \$30,028.50
C.I.P. No. 82/62-19
- c. AUDIO TECHNICAL SERVICES, LTD.
9705 Burnet Road, Suite 319
Austin, Texas - CAPITAL IMPROVEMENTS PROGRAM - Palmer Auditorium Sound System, Public Works Department - \$200,101.00
C.I.P. No. 81/80-02

CONTRACTS - (Continued)

- d. JONES CHEMICAL, INC.
1777 Haden Road
Houston, Texas
- e. Bid award:
- (1) CLAMPITT PAPER COMPANY
3731 Drossett Drive
Austin, Texas
 - (2) LONE STAR PAPER COMPANY
210 East St. Elmo Road
Austin, Texas
 - (3) MONARCH PAPER COMPANY
3911 E. Woodward
Austin, Texas
 - (4) GRAHAM PAPER COMPANY
210 Peden
San Antonio, Texas
- f. HOLLEMAN COLOR LABS
919 West 12th Street
Austin, Texas
- g. IOWA ELECTROSTATIC SERVICES
705 Railroad
West Des Moines, Iowa
- h. COMPUTYPE OF TEXAS, INC.
609 Fannin Building, Suite 821
Houston, Texas
- i. GARNEY COMPANIES, INC.
1331 NW Vivion Road
Kansas City, Missouri
- Caustic Soda, Electric Utility Department
Twelve (12) Month Supply Agreement
Item 1, estimated 300 tons
Total: \$81,120.00
 - Fine Paper for all City Departments, Public Information Department
Six (6) Month Supply Agreement
Estimated total: \$68,228.00
Bids are to be awarded by progressive purchasing method from low to high bidder.
 - Film Processing and Printing, Public Information Department
Twelve (12) Month Supply Agreement
Items 1-10 - \$17,967.00
 - Refinishing of Metal Office Furniture, Purchases and Stores Department
Twelve (12) Month Contract
Estimated total: \$22,183.35
 - Printing of Bond Brochures and Bid Forms, Finance Department
Items 1-6 - \$20,835.00
 - Construction of Upper Walnut Creek Wastewater Interceptor, Phase III-A for North Central Growth Corridor Municipal Utility District Number 1, Water & Wastewater Department - \$1,943,267.00

Annexation Plan

Approved the 1982-87 Annexation Plan.

Temporary Street Closing

Approved temporarily closing Neches Street from 5th Street to 6th Street from 6:00 a.m. on October 31, 1982 until 4:00 a.m. on November 1, 1982, as requested by Mr. French N. Smith III, representing United Cerebral Palsy, YMCA and K-98.

Items Pulled

The following were pulled from the agenda:

Consider changing the two-way operation on Sunset Lane from its intersection with Alameda Avenue, 450 feet north of Milam Place, to its intersection with Alameda Avenue, 175 feet south of Milam Place, to one-way operation. (Recommended by Urban Transportation Commission)

Consider establishing a procedure for approval of all permits.

Public Hearings Set

Set the following public hearings:

- a. Establishing a new Barton Hills Transit Route: October 28, 1982 at 5:30 p.m.
- b. An appeal from Mr. Michael W. Stephenson on the Planning Commission's decision to grant a Special Permit for South Austin Church of the Nazarene, (C14p-82-045): November 4, 1982 at 6:00 p.m.
- c. Annexation of approximately 3300 acres along Highways 290 and 71 Southwest, Oak Hill area: 6:00 p.m.: December 15, 1982, 6:00 p.m. at the site
December 16, 1982, 6:00 p.m. in Council Chamber

Related Item: Directed the Planning Department to prepare the service plan and conceptual land use plan.

- d. An appeal from Mr. Robert Schmidt, Trustee, Leon A. Schmidt Children's Trust, of the Sign Board of Adjustments decision's to deny a variance, (Case No. C16-82-001): October 28, 1982 at 3:00 p.m.

Contracts Approved

Approved the following contracts:

AUSTIN CHAMBER OF COMMERCE, INC. - Promotion of conventions and tourism
in Austin, Public Event Facilities
Department - \$554,700.00

CONTRACTS - (Continued)

MEXICAN AMERICAN CHAMBER OF
COMMERCE (MBE)
115 East 6th Street
Austin, Texas

- Promotion of conventions and tourism
in Austin, Public Event Facilities
Department \$175,000.00

CONSENT ORDINANCES

The Council, on Councilmember Deuser's motion, Councilmember Duncan's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (7-0 Vote)

Austin Cable Budget Amendment

Appropriated \$7,500.00 from Public Access Monies for technical services to the Cable Commission for the planning and installation of the City's access studio, and approving a contract with Video Associates Labs for such service.

Item Postponed

Postponed for one week consideration of amending the Sound Amplification Ordinance.

Postponed for two weeks action on adoption of the Barton Creek Site Development Ordinance.

Moratorium Extended

Extended the temporary moratorium on the issuance of certain sound amplification permits to October 29, 1982.

Street Banners

Amended the procedure for the placement of street banners in the City of Austin.

APPROVAL OF MINUTES POSTPONED

Council postponed approval of Minutes for Regular Meetings of October 7 & 14, 1982 and Special Meetings of July 14, 1982, October 6, 1982 and September 28, 1982.

FINANCE DEPARTMENT AWARD

Mayor McClellan announced that Carl White, Finance Director, City of San Antonio was present in the Council Chamber to convey an award to the City of Austin Finance Department for their outstanding performance. Director of Finance Phil Scheps and several members of his staff expressed their thanks for the award.

WATER & WASTEWATER DEPARTMENT STATUS

Councilmember Mullen requested a discussion of the system report being prepared by the Water and Wastewater Department subsequent to approval of bonding authority for utility improvements.

Mr. Carl Schwing passed out a bar chart to Council which indicated each of the projects which were in the bond election, with the starter preliminary detail engineering design and construction as well as completion date.

Councilmember Mullen said, after looking at the graph, "one thing I wanted, the status of capacity in our system and our city's ability to respond to any request and where that status report is your ability to certify what is and what is not available. It is my understanding a status report like that is coming out on the watersheds." Mr. Schwing said he would give it to the Council later in the day and that "the passage of the bonds did not create any water or wastewater capacity. We are telling applicants when they come in that they have to clearly define their project, how much capacity they want, when they want it. We evaluate on that basis on watersheds we are having severe problems with, especially around Rundberg, North Lamar, in the Little Walnut Creek Watershed, the West Bouldin Creek watershed. We did inspect the West Bouldin Creek and we found there is nothing we can do as a short term fix on that sewer line. We are now moving into Little Walnut Creek to see what we can do in that area up there. When the inspection data comes back we will clarify it a little more. Water is in better shape than wastewater,

RESOURCE RECOVERY IMPLEMENTATION PLAN

Richard Ridings, Director of Public Works, presented to Council the City Manager Report in Resource Recovery Implementation Plan. "I'd like to note that the work effort documented in the Resource Recovery Plan that was completed by our consultants Henningson, Durham and Richardson is the direct result of the resolution made by the City Council in March, 1982, which called for immediate consideration of resource recovery implementation. The plan presents a description of available alternatives, the economics of the resource recovery project and a recommended plan of action for the major elements of a resource recovery project which include: facility size technology, energy market, facility location, procurement/ownership and financing." Mr. Ridings then showed slides of the plant as proposed. He said the plant is very clean. An aggressive recycling program is suggested in conjunction with the plan. Mr. Ridings said the plant should be a part of Austin's Electric Utility with the cost and profits built into the utility system and the financing method should be combined utility system revenue bonds utilizing our standard architect engineers, design approach, to build a plant which would be located on a tract of land at the Decker Power Plant and fit in the area with water service readily

PLAN - (Continued)

available. In conclusion he said the resource recovery plan is an exciting alternative to current waste disposal methods but it will never replace the use of sanitary land fill. Landfills will be needed to dispose of ash and non-recyclable materials. That will require only 5-10% of the normal space solid waste occupies. The ash is odorless and does not attract rodents." Mr. Ridings said a 1200 TPD resource recovery facility would cost approximately \$85 million in 1982 dollars. However, over the 20 year life of the facility, a 1200 TPD electric generation plant would result in a savings of as much as \$219 million to the City and its citizens.

Mayor McClellan thanked Mr. Ridings, who had introduced Andy Covar and members of the task force who prepared the report. Mayor McClellan said, "I guarantee we share your enthusiasm for this report and really appreciate the staff expediting this. I think it is an excellent report. I am anxious to get on with it. As Mr. Ridings stated, you still need landfill but you certainly change the use of those landfills and what you are storing it for is different and I think the trauma of landfill itself is almost reason enough to get into this, but when you add with that how our break even point is changing on that fuel and with the rapid increase in the price of fuel there are benefits derived all the way around and I am anxious to see us get on with it."

Mr. Covar said the task force did pass a resolution in favor of the recommendation and the report. He read, "The Citizens Advisory Task Force on Solid Waste Management enthusiastically and unanimously endorses the recommendations made in the Resource Recovery Implementation Plan and encourages the City Council to take appropriate action on these recommendations."

Councilmember Duncan commented that it is an excellent report and it is a sign of how times have changed in the past few years.

Mr. Ridings said the next step is to hire an architect/engineer to design the plant. He said the plan could be in shake-down by 1986 and in full operation by 1987. Mr. Ridings said they can get bids back and firm up the price before selling bonds. He does not foresee any tremendous surprises down the road concerning the Plan.

WATER & WASTEWATER COMPREHENSIVE FINANCIAL STUDY

The Council, on Councilmember Mullen's motion, Mayor McClellan's second, adopted a resolution authorizing the City Manager to issue an RFP for a Comprehensive Financial Study for the Water and Wastewater Utilities as follows: (Option 3) (6-1 Vote, Councilmember Deuser voted No.)

Comprehensive Financial Plan - This option contains all the work to be accomplished in the Capital Recovery Fee and Cost-of-Service Study and adds a market study to fully assess the present and future requirements of the utility in the context of the marketplace. The options on allocation of costs to present and future ratepayers would be completely open. In fact, the RFP invites a certain amount of experimentation on the best available rate technology to be molded to fit the exclusive requirements of the City of Austin. In addition, this option includes:

STUDY - (Continued)

1. The establishment of a rate management capability.
2. The right to have provided all information used in the study.
3. 100 copies of all reports.
4. Implementation proposals and strategies on revenue recommendations.

Substitute Motion - FAILED

Councilmember Deuser's motion, seconded by Councilmember Duncan to approve more than six months failed by a vote of 2-5, Councilmembers Goodman, Mullen and Urdy, Mayor McClellan and Mayor Pro Tem Trevino voted No.

Prior to roll call on main motion, Ms. Roselle, chairperson, Water and Wastewater Commission, discussed options with members of the Council and Mr. Schwing, Director of Water and Wastewater, concerning recommendations regarding issuance of RFP for a Comprehensive Financial Study for the Water and Wastewater Utilities. Councilmember Deuser said 6 months is not enough time. Ms. Roselle said they want a good job in as short a time as possible and with an extension if necessary.

CITY OF AUSTIN SESQUICENTENNIAL
COORDINATING COMMITTEE

Mr. Ehrler, Director of Parks and Recreation, told Council that 1986 will be a year of celebration for Austin's Sesquicentennial. He asked that a committee be formed to help in the preparation of the celebration to represent all facets of life in Austin for the past 150 years. Discussion followed. Councilmember Deuser offered to serve but Councilmember Mullen felt the presence of a Councilmember would be detrimental.

Motion

The Council, on Councilmember Goodman's motion, Mayor McClellan's second, approved establishing and appointing a City of Austin Sesquicentennial Coordinating Committee, Council to appoint seven citizen's and seven areas be designated with each area to appoint one member who shall be approved by the Council. (7-0 Vote)

EXECUTIVE SESSION

Mayor McClellan announced that Council will go into Executive Session pursuant to Article 6252-17, V.T.C.S. to discuss Section 2, Paragraph g, consideration of boards and commissions members; and after such closed or executive session, any final action, decision or vote with regard to any matter considered in the closed or executive session will be made in open session, should such action, decision or vote be necessary. The Mayor announced Section 2, Paragraph f, South Texas Project, sale of real estate, will also be discussed.

RECESS

Council recessed for its executive session at 2:45 p.m. and resumed its recessed meeting at 4:00 p.m.

AUSTIN'S ZONING ORDINANCE

Mr. Gilbert Martinez, Planning Commission, reported on the scheduling of work sessions on the recommended revisions to Austin's Zoning Ordinance. He said there has been considerable revision of the Zoning Ordinance and the final draft will be ready next week. He recommended Council have four briefings on the new ordinance and set two public hearings.

The following work sessions were agreed upon to discuss revisions to the Zoning Ordinance:

- Week of November 1st: discussion on background of work, the workbook and overview of the ordinance.
- Week of November 8th: discussion on residential section.
- Week of November 15th: discussion on non-residential section.
- Week of November 22nd: discussion on procedural section.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Goodman's second, adopted a resolution setting public hearings on the recommended revision to Austin Zoning Ordinance for December 2 and 16, 1982. (7-0 Vote)

LATER: The following motion was made to set a time certain for the two public hearings:

Motion

The Council, on Councilmember Goodman's motion, Mayor McClellan's second, set the time of 7:00 p.m. for the public hearings on recommended revision to Austin Zoning Ordinance on December 2 and 16, 1982. (7-0 Vote)

PARADE PERMIT

The Council, on Councilmember Goodman's motion, Mayor McClellan's second, approved the request for a Parade Permit from Mr. French N. Smith III for YMCA-K-98, from 3:00 p.m. to 4:30 p.m., Sunday, October 31, 1982 beginning from Neches between 5th and 6th Streets, west on 6th to West Lynn, south on West Lynn to 5th, east on 5th to Neches, north on Neches to 6th Street.

AUSTIN SIGN ORDINANCE DISCUSSED

Mr. Robert Fields appeared before Council to discuss amending the Austin Sign Ordinance. Mayor McClellan requested that he get with Lonnie Davis, Director of Building Inspection, to discuss his proposed changes and Mr. Davis is to come back to Council with recommendations.

BUILDING DISCUSSED

Mr. Mike Kleinman appeared before Council to discuss a recently burned down building on 23rd Street which he said was a health hazard. He had requested that the building be demolished before it was burned and accused Mr. Davis, Building Inspection Department Director, of being unresponsive. Mr. Davis said his department had never disagreed the building was an eyesore, but their investigation determined the building was not about to fall down. Mr. Davis said the City can be taken to court if it decides to start tearing down people's property. After some discussion Council requested an ordinance be brought back to them allowing an appeal to the City Council of a decision of the Building Inspection Department. Councilmember Mullen stated he resented the attack on Lonnie Davis as he feels he is one of the best department heads. Mr. Kleinman requested that the trees be replaced.

SALE OF CHRISTMAS TREES

The Council, on Councilmember Goodman's motion, Mayor McClellan's second, approved the request of Mr. Bill Brophy, representing Manchaca Optimist Club, to sell Christmas trees on a designated area of Garrison Park from November 16, 1982 to December 27, 1982. (7-0 Vote)

PARADE PERMITS

The Council, on Councilmember Goodman's motion, Mayor McClellan's second, approved the following parade permits: (7-0 Vote)

Request for a Parade Permit from Ricky E. Allen for Student Government Association, Huston-Tillotson College, from 10:00 a.m. to 12:00 noon, Saturday, October 21, 1982, beginning from Comal and Martin L. King to Chicon, right on Chicon to Huston-Tillotson College entrance.

Request for Parade Permit from Holly Blake for ACORN at 10:30 a.m., Saturday, October 30, 1982, beginning from 11th and Congress, south to Riverside, left on Dawson Road to Disch Field.

**WAIVER OF SOUND ORDINANCE FEE
REQUESTED**

Ms. Gussie Houston, representing A.C.O.R.N., appeared before Council to request the waiving of the sound ordinance fee and also endorsement of A.C.O.R.N.'s Reagan Ranch Project. She said the project will be held October 29, 1982 through November 1, 1982.

Mr. Ehrler, Director of Parks and Recreation, told Council that they are adhering to policy regarding sound ordinance fee. A.C.O.R.N. will have their ranch project in Disch Field where they can spend the night. Discussion followed. Councilmember Urdy said he is not in favor of waiving the fee. Councilmember Deuser said there should be no fee involved. Mr. Ehrler pointed out that Disch Field is not park land. A.C.O.R.N. can apply for a sound permit for \$20.00 through Building Inspection.

EAST RIVERSIDE DISCUSSED

Mr. Ken Muenzler appeared before Council to discuss East Riverside between I-35 and Congress. He discussed the recent accident when a seven year old child was killed by a drunk driver. There is great concern for safety and Mr. Muenzler reminded Council that the neighborhood association and the City had agreed upon a plan which was included in the bond issue. Mr. Muenzler listed ten ideas for improving the safety of the area: (1) Change speed to 20 mph; (2) close Academy Drive at Kenwood Terrace; (3) traffic signals at Travis Heights; (4) speed limits for busses and trucks; (5) remove vegetation on the north side immediately; (6) prohibit bicycles; (7) install cyclone fence to prevent left turn at Alameda; (8) install three overhead blinking lights; (9) install buttons for crossing; (10) install warning signs.

After some discussion, Mayor McClellan requested staff to come back to Council with a report on expediting safety measures on East Riverside Drive between I-35 and Congress.

DISCUSSION

Byron Taylor appeared before Council to discuss energy conservation. Councilmember Deuser told him the City is actively pursuing the conservation of energy.

VENDOR'S SPACES DISCUSSED

Ms. Shannon Sedwick appeared before Council to discuss vendor's spaces/parking space problem with towing after 6:00 p.m. Ms. Sedwick is a property owner on 6th Street. Ten parking spaces near her property have been designated for vendors and customer's cars are being towed away. She said she would like the Vending Ordinance changed. Ms. Sedwick said something strange is going on on East 6th because three people own all the vending spaces. Councilmember Deuser said he has been working with the 6th Street owners and there are now a limited amount of vendors. Council then discussed the vendors and the towing problem and directed staff to meet with Ms. Sedwick to work out the problem she has.

SALE OF SURPLUS REAL PROPERTY

Council had before it a resolution to consider the sale of certain surplus real property to the Guadalupe Neighborhood Development Corporation.

Joe Morahan, Director of Property Management, told Council the City owns four lots in the Guadalupe Neighborhood area. Addresses are 819-901 East 8th Street and 908-914 East 7th Street. The Guadalupe Neighborhood Association wants the lots to develop for low income housing. Mr. Morahan said the property can be sold without bids if they are sold for fair market value. They have been appraised at \$18,900.00 which will be returned to the General Fund.

John Henniger, representing Guadalupe Neighborhood Association, said they have funds for the purchase from a CDBG grant and they are confident they can develop the property. Sister Amalia, a member of the neighborhood association, spoke in favor of the purchase.

PROPERTY - (Continued)

Mr. DeLaRosa, City Attorney, said the property must be developed according to the plan approved by Council which is for low income housing.

Mr. Henniger discussed the trade of some property by another person for some of the City owned property to make the area consistent. Discussion followed.

Mr. DeLaRosa said Council can approve the concept.

Motion

The Council, on Councilmember Mullen's motion, Councilmember Goodman's second, conceptually approved the selling of certain surplus real property to the Guadalupe Neighborhood Association. Human Service Department is to proceed with paper work. (7-0 Vote)

PUBLIC HEARING - AMENDMENT TO ROADWAY PLAN

Mayor McClellan opened the public hearing set for 5:15 p.m. on an amendment to the Austin Metropolitan Area Roadway Plan to realign and extend Duval Road, including the addition of Amherst Drive.

Ms. Pat Gregory, Assistant Director of Transportation, stated the amendment is to realign Duval Road and provide a direct connection to Burnet Road and the northern extension of MoPac Boulevard. The amendment is recommended based on analysis of existing and projected traffic patterns in northwest Austin. They also request the inclusion of Amherst Drive which is an existing section of Duval Road which they propose to rename. Ms. Gregory showed the changes as illustrated on a map. She said they feel the change in Duval will reduce traffic through the residential area and will be highly desirable from an internal circulation point of view. They do not recommend any paving width modifications for the part of paving they will call Amherst Drive.

Councilmember Deuser asked for a traffic study at the intersection of Santa Cruz to see if more stop signs are needed.

Don Clark, Balcones Woods Homeowners Association President, said they agree with everything but the adding to the plan of the opening of three minor streets to the south of Balcones Woods. He said that in the meetings they had with Urban Transportation it was their understanding they would not be opened. The streets are Trent, Allegro and Calle Verde Drive.

Wally Bornham, 11507 Natrona Cove, said the major advantage of the plan will add to flood control along Walnut Creek. However, he said if the viaduct under MoPac is enlarged it would defeat the contribution it would offer. Mr. Bornham suggested raising the height of roadways on Angus Road, Bull Run and Cow Path which sides on three sides of an undeveloped piece of property.

Russ Carrol, Walnut Crossing resident, approves of the plan and likes the direct connection to MoPac.

PLAN - (Continued)

Mr. Genreralo likes the plan and also suggested a three way stop at Santa Cruz and Duval.

Marsha Wright spoke in favor of the plan.

After discussion the following motion was made:

Motion

The Council, on Councilmember Deuser's motion, Councilmember Mullen's second, closed the public hearing, and approved an amendment to the Austin Metropolitan Area Roadway Plan to realign and extend Duval Road, including the addition of Amherst Drive; contingent on not opening Trent, Allegro and Calle Verde Drive to Stonebridge Drive. (7-0 Vote)

NUCLEAR FREEZE

Council had before it for consideration a resolution to consider presenting a resolution to the President of the United States requesting that the United States and the Soviet Union jointly freeze the arms race, by stopping all further testing, production, and deployment of nuclear weapons and their delivery systems.

Robert Nalls discussed the election held concerning the nuclear freeze and said the original resolution voted upon should be the one sent to the President.

Colonel Ralph E. Pearson, USAF Retired, presented an article concerning the freeze to Council and asked them to read it before they vote upon whether or not to send a resolution to the President. He does not support the freeze.

Todd Samuelson told Council he supports the freeze.

Nina Butts showed slides. George Humphries said he favors the resolution, as well as Gary Givvons, and Dick Stanford.

Councilmembers discussed the wording of the resolution and the following motions were made:

Councilmembers discussed the wording of the resolution and Councilmember Duncan read a resolution regarding the joint freeze and moved its adoption. The motion was seconded by Councilmember Goodman. After discussion Councilmember Duncan withdrew his motion which was as follows:

Motion - Withdrawn

WHEREAS, on September 11, 1982, 14,060 Austin voters endorsed a mutual, verifiable U.S.-Soviet halt of the arms race in an unofficial referendum; and

FREEZE - (Continued)

WHEREAS, the threat of nuclear war poses an unprecedented danger to the City of Austin, requiring unprecedented action in response; and

WHEREAS, the U.S. Soviet nuclear arms race is making our nation less, not more, secure each year,

NOW, THEREFORE, we, the City Council of Austin, Texas, call upon the President of the United States to propose to the Soviet Union that both nations should, at the same time, freeze the arms race by stopping all further testing, production, and deployment of nuclear weapons and their delivery systems.

Motion

The Council, on Councilmember Mullen's motion, Mayor McClellan's second, adopted the following resolution: (6-1 Vote, Mayor Pro Tem Trevino voted No.)

WHEREAS, on September 11, 1982, 14060 voters endorsed the following in an unofficial referendum held within the City of Austin:

The President of the United States should propose to the Soviet Union that both nations should, at the same time, freeze the arms race by stopping all further testing, production, and deployment of new nuclear weapons and their delivery systems.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Austin that we, the City Council of Austin, Texas, do wish the President of the United States to be aware of this vote and do hereby pass the results on to the President of the United States.

Motion to Reconsider the Vote

Council approved by voice acclamation reconsideration of the roll call vote.

Councilmember Mullen's motion to adopt the foregoing resolution carried by 7-0.

Motion

Councilmember Duncan made a motion, seconded by Councilmember Goodman to adopt the following resolution: WHEREAS, on September 11, 1982, 14,060 Austin voters endorsed a mutual, verifiable U.S.-Soviet halt of the arms race in an unofficial referendum; and WHEREAS, the threat of nuclear war poses an unprecedented danger to the City of Austin, requiring unprecedented action in response; and WHEREAS the U.S.-Soviet nuclear arms race is making our nation less, not more, secure each year, NOW, THEREFORE, we, the City Council of Austin, Texas call upon the President of the United States to propose to the Soviet Union that both nations should, at the same time, freeze the arms race by stopping all further testing, production, and deployment of nuclear weapons and their delivery systems.

Friendly Amendment - Not Accepted

Mayor McClellan offered the following friendly amendment to be added to Councilmember Duncan's resolution. Councilmember Duncan said the amendment was not agreeable.

BE IT FURTHER RESOLVED that tight safeguards, such as realistic methods for verifying that both parties to any reciprocal nuclear arms limitation agreement are abiding by the terms of such agreement, be established as an integral part of any bilateral pact in order to assure the security of both countries; and

BE IT FURTHER RESOLVED that the United States agreement to a nuclear freeze and subsequent armaments rollback be contingent upon a concrete demonstration that such limitations would be instituted in a balanced manner.

Mayor McClellan relinquished the chair to make the following motion:

Substitute Motion - FAILED

Mayor McClellan made a substitute motion, seconded by Councilmember Mullen to adopt a resolution, as read by Councilmember Duncan with the addition of the following: Resolving that tight safeguards, such as realistic methods for verifying that both parties to any reciprocal nuclear arms limitation agreement are abiding by the terms of such agreement, be established as an integral part of any bilateral pact in order to assure the security of both countries; and further resolving that the United States agreement to a nuclear freeze and subsequent armaments rollback be contingent upon a concrete demonstration that such limitations would be instituted in a balanced manner." (Vote FAILED by a vote of 205, Mayor Pro Tem Trevino, Councilmembers Deuser, Duncan, Urdy and Goodman voted No.)

Roll Call on Main Motion

5-2 Vote, Mayor McClellan and Councilmember Mullen voted No.

ZONING HEARING

Mayor McClellan announced Council would hear the zoning case scheduled for 6:00 p.m. Council granted a two week continuation to November 4, 1982 at 6:30 p.m.

C14-82 ROGER M. RICH JR.
101 & OWEN G. WEAVER
By Kinney & Stone
Inc.

109 & 201 Mockingbird
Lane

From Interim "A" 1st H&A
To "A-2" 1st H&A
NOT RECOMMENDED

CONTINUE TO NOVEMBER 4, 1982 @ 6:30 P.M.

Mr. Lillie said there is a letter requesting postponement for two weeks. Council had sent this case back to the Planning Commission and they supported the zoning change 5-2 at a vote this past Tuesday. Mr. Kinney said he will do as Council wishes but would prefer to act tonight. Council agreed to continue the case in two weeks.

(On Councilmember Deuser's motion, Councilmember Duncan's second 6-1 Vote, Mayor McClellan voted No.)

BOARD & COMMISSIONS

Motion

The Council, on Councilmember Goodman's motion, Mayor McClellan's second, approved the appointment fo Bill Stringer to the Downtown Revitalization Task Force. (7-0 Vote)

ADJOURNMENT

Council adjourned its meeting at 7:25 p.m.