

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 16, 1971
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Butler presiding.

Roll call:

Present: Councilmen Dryden, Friedman, Handcox, Lebermann, Love,
Nichols, Mayor Butler

Absent: None

The Invocation was delivered by REVEREND RICHARD McCABE, Catholic Charities.

As the City Manager, Mr. Andrews, was out of town, the Deputy City Manager, Mr. Dan Davidson, acted in his absence.

MINUTES APPROVED

Councilman Nichols moved the Council approve the Minutes of the Regular Meeting of September 9, 1971. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox, Mayor
Butler

Noes: None

Absent: Councilman Lebermann

PROCLAMATIONS OF APPRECIATION

Councilman Nichols moved the Council adopt a proclamation expressing their appreciation for the many hours and a job well done to the Board of Equalization. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox, Mayor
Butler

Noes: None

Absent: Councilman Lebermann

Councilman Nichols moved the Council adopt a proclamation commending Mr. Reuben Rountree, who had just received national recognition in the Engineering profession. The motion, seconded by Councilman Love, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox,
Mayor Butler
Noes: None
Absent: Councilman Lebermann

Councilman Nichols moved the Council adopt a proclamation of commendation for the officers involved in disarming the citizen without any injury or shots fired, and no property damage. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox,
Mayor Butler
Noes: None
Absent: Councilman Lebermann

CONTRACTS AWARDED

Councilman Nichols moved the Council adopt a resolution awarding the following contracts:

BRISTOL LABORATORIES	- For Generic Drugs, Brackenridge Hospital
WINTHROP LABORATORIES	Pharmacy, Contract Period: Approximately
#LKINS-SINN, INC.	October 1, 1971 - September 30, 1972 -
MERCK SHARP DOHME	\$105,774.00.
WYETH LABORATORIES	
STANLEY SUPPLY COMPANY	
PARKE DAVIS COMPANY	
E. R. SQUIBB & SONS	
VOIGT CHEMICAL COMPANY	
MALLINCKRODT PHARMA- CEUTICAL COMPANY	
THE UPJOHN COMPANY	
BEECHAM-MASSENGILL CO.	
VITARINE COMPANY	
E. G. FIELD, P & S SUPPLY	
RACHELLE LABORATORIES	
HYLAND LABORATORIES	
APCO INDUSTRIAL SOLVENTS	
PHILIPS ROXANE LABORATORIES	
PROGRESS LABORATORIES	
McKESSON LABORATORIES	
WEST CHEM PRODUCTS	
BEHREND DRUG COMPANY	
STRONG COOBB ARNER, INC.	
CIBA PHARMACEUTICALS	

MENNEN COMPANY
 ROSS LABORATORIES
 McNEIL LABORATORIES
 STUART COMPANY
 MEAD JOHNSON LABORATORIES
 FIRST TEXAS
 ELI LILLY COMPANY
 CUTTER LABORATORIES
 WM. S. MERRELL COMPANY
 WARNER-LAMBERT PHARMACEUTICALS
 MARION LABORATORIES
 DORSEY LABORATORIES
 TERRELL SUPPLY COMPANY
 PHARMACIA LABORATORIES, INC.
 SOUTHWESTERN DRUG CORPORATION
 U. S. V. PHARMACEUTICAL

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

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox, Mayor Butler
 Noes: None
 Absent: Councilman Lebermann

It was pointed out 12% or \$14,000 was saved by use of Generic Drugs and by the bidding.

Councilman Nichols moved the Council adopt a resolution adopting the following contract:

OLSON MEDICAL PRODUCTS, INC.	- Heart-Lung Machine, Operating Room, Brackenridge Hospital - \$12,785.00.
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The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox,
Mayor Butler
 Noes: None
 Absent: Councilman Lebermann

Councilman Love moved the Council adopt a resolution awarding the following contracts:

BIG THREE INDUSTRIES, INCORPORATED	- Welding Gases (Oxygen and Acetylene) and CO ₂ - \$2,834.00.
NATIONAL WELDING SUPPLY COMPANY	- Hydrogen and Nitrogen - \$7,625.00.

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

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox, Mayor Butler
 Noes: None
 Absent: Councilman Lebermann

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

DIAMOND SHAMROCK CHEMICAL
COMPANY

- Liquid Chlorine in accordance with Specification No. WW13, to be used by the Water and Wastewater Treatment Division - Contract Period: October 1, 1971 - September 30, 1972 - \$46,920.00/

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

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox, Mayor Butler
Noes: None
Absent: Councilman Lebermann

Councilman Dryden moved the Council adopt a resolution awarding the following contract:

NELSON CONSTRUCTION
COMPANY

- For the construction of Energy Control Center, Phase II - \$10,159.00. (Completion date: November 15, 1971; City's estimate: \$10,500; Capital Improvement Program)

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

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox, Mayor Butler
Noes: None
Absent: Councilman Lebermann

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

YOUNG & PRATT

- For air conditioning modification to the Austin Public Library - \$14,480.00. (Completion date: November 1, 1971; Engineer's estimate: \$10,500; Capital Improvement Program)

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

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox, Mayor Butler
None: None
Absent: Councilman Lebermann

Councilman Friedman moved the Council adopt a resolution awarding the following contract:

AUSTIN ROAD COMPANY

- For the construction of Paving Improvements to Runways 12R-30L and 16R-34-L, related taxiways and apron at Robert Mueller Municipal Airport - \$1,665,263.51. (210 calendar days for completion; estimate was \$2,100,000.00; Capital Improvement Program)

The motion, seconded by Council Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Friedman, Handcox, Mayor Butler
Noes: None
Absent: Councilman Lebermann

In answer to Mayor Butler's inquiry, the Director of Aviation, Mr. Murphy, stated that this was much under the City's estimate probably because this Company is also doing repair work on IH 35 and the City will benefit from their having their heavy equipment easily available.

At this point in the meeting, Councilman Lebermann entered.

Councilman Nichols moved the Council adopt a resolution awarding the following contract:

ODELL GEER
CONSTRUCTION CO.,
INC.

- For the installation of approximately 818 linear feet of 21-inch R.C.P.; 5,873 linear feet of 18-inch R.C.P. sewer main; and 4,950 linear feet of 15-inch sewer main and appurtenances for L.C.R.A. Sanitary Sewer Relief Main - \$174,813.80. (100 working days for completion; City's estimate - \$213,133.60; Capital Improvement Program)

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

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Handcox, Mayor Butler
Noes: None
Not in Council Room when Roll was called: Councilman Friedman

SELECTION OF ENGINEERING TESTING SERVICES

Councilman Nichols moved the Council name FRANK G. BRYANT & ASSOCIATES, INC. as the Engineering Testing Service for the construction of the proposed addition to the Police and Courts Building - Capital Improvement Program. (estimated cost is \$2,000). The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Handcox, Mayor Butler
Noes: None
Not in Council Room when Roll was called: Councilman Friedman

EASEMENTS RELEASED

Councilman Nichols moved the Council adopt a resolution authorizing the release of the following easements:

Seven (7) public utilities easements out of lots 10 through 13 and Lots 35 through 37, Goodnight and Pearson Addition.

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

Ayes: Councilmen Nichols, Love, Lebermann, Handcox, Mayor Butler

Noes: None

Not in Council Room when Roll was called: Councilman Dryden

Present, but not Voting: Councilman Friedman as he had entered too late to hear the discussion this.

Councilman Nichols moved the Council adopt a resolution authorizing the release of the following easement:

A portion of public utilities easement out of Lot 17, Block R, Northwest Hills Mesa Oaks, Phase Three.

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

Ayes: Councilmen Nichols, Love, Lebermann, Handcox, Mayor Butler

Noes: None

Not in Council Room when Roll was called: Councilman Dryden

Present, but not Voting: Councilman Friedman as he had entered too late to hear the discussion this.

ACQUISITION OF LAND

Councilman Nichols moved the Council adopt a resolution authorizing the acquisition of certain land for the MoPac Expressway - Phase 4:

2420 Hartford Road (Partial Acquisition)
K. P. Carpenter

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

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox, Mayor Butler

Noes: None

DATE SET TO RECEIVE BIDS

Councilman Nichols moved the Council set October 28, 1971, at 10:30 A.M., C. S. T., to receive bids on the following:

ELECTRIC, LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM BONDS:

Electric	\$2,000,000	Progress Payments on
Authorization 3/28/70		Holly 4
	1,000,000	Transmission Lines
		including Right-of-Way,
		Distribution Substations,
		Transformers, Lines, etc.
	<hr/>	
	\$3,000,000	

Sewer System
Authorization 3/28/70

\$3,500,000

Progress Payments Cross-
Town Tunnell and Collec-
tion Lines

\$6,500,000

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

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox,
Mayor Butler

Noes: None

SUBSTANDARD STRUCTURES

Councilman Nichols moved the Council accept the recommendations from the Building Standards Commission and instruct the Law Department to take proper legal disposition of the following substandard structures which have not been repaired or demolished within the required time:

2802 Crest	-	E. E. Maumann
2713 Lyons Road	-	Corine R. Hipolite
2501 (B) Manor Road	-	E. D. Kendrick

The motion, seconded by Council Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox,
Mayor Butler

Noes: None

STUDY OF POLICE COMMUNITY RELATIONS PROGRAM

Councilman Nichols moved the Council adopt a resolution authorizing execution of a License Agreement authorizing use of an area beneath City sidewalk and a portion of right of way for construction of building at 7th and Brazos Streets. The motion, seconded by Council Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox,
Mayor Butler

Noes: None

PUBLIC HEARING SET INDUSTRIAL WASTE ORDINANCE

Councilman Handcox moved the Council set a public hearing on the "Industrial Waste Ordinance", for October 14, 1971, at 11:00 A.M. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox,
Mayor Butler

Noes: None

MODEL CITIES PROPOSALS

Councilman Nichols moved the Council adopt a resolution authorizing agreement between the Model Cities Department and the Traffic and Transportation Department to conduct the Mass Transit Study Project #10700. Total Cost: \$141,295 (Model Cities Share: \$19,230; U.M.T.A. Grant: \$94,223; City of Austin Contribution: \$27,842)

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

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox,
Mayor Butler

Noes: None

Councilman Nichols moved the Council adopt a resolution authorizing agreement between the City of Austin and the Human Opportunities Corporation of Austin for the operation of the Model Cities Child Care Project #10400. Total Cost: \$881,033. (Model Cities Share: \$265,007; Title IV-A Matching funds; \$615,956)

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

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox,
Mayor Butler

Noes: None

Councilman Nichols moved the Council adopt a resolution authorizing agreement between the City of Austin and the State Department of Public Welfare to purchase services from the Human Opportunities Corporation of Austin for the operation of the Child Care Project #10400. (Social Security Act, Title IV-A matching funds in the amount of \$615,956 will be secured through the State Department of Public Welfare. Total cost of project: \$881,033; Model Cities Share: \$265,077)

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

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox,
Mayor Butler

Noes: None

SHUTTLE BUS OPERATIONS T.E.I.

The Mayor opened the matter of the Shuttle Bus situations:

(1) the "open door policy" on Route 4, and (2) the extension of Route 3 to accomodate the area around the LBJ Library day and night.

Councilman Friedman moved the Council adopt the extended operations on Route No. 3 around the LBJ Library; and on Route No. 4, an "open door policy"

on Speedway. The motion, seconded by Councilman Love, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox,
Mayor Butler

Noes: None

The Traffic Engineer, Mr. Ternus, stated that intermediary stops can be made between the University and the Intramural Field, but these designated stops must be submitted to him by October 1.

Shuttle Bus Be Permitted to Transport Dependents of Students

MRS. JUNE SCHARMEN explained the problems of a student with a young child to be transported, and no available transportation for the dependent. MR. RON GIBSON, 1107 B Brackenridge Apartments noted the petition filed with the Council on September 15, by residents of student housing asking that all residents of married student housing and dependents be permitted to ride the shuttle bus. The other Transit Company was too costly, and it just did not go where the students wanted to go, and in a time in which they could operate. Mr. Gibson stated they were willing to pay a reasonable fee for the dependents' privilege to ride the bus, noting, however, that the Faculty and Staff did not pay any fees.

Councilman Friedman reviewed figures relative to the number of married students and children, approximating 10,000 sales of shuttle bus identification cards. At a \$6.00 a semester, or about \$18.00 a year, \$180,000 a year would be paid for dependents. This could be applied against the subsidy the City is paying to the Austin Transit.

Mr. Joe Pinelli, Chairman of the Shuttle Bus Committee at the University, read the motion which was voted unanimously, that the dependents, wives, and husbands of students should be allowed to use the University shuttle bus system; that the same be identified by a standard University of Texas identification card, that this card should be purchased from the Bursar at a charge not to exceed \$10 per card per semester; that the University should transfer to the City of Austin from \$3.00 to \$9.00 of the total fee collected for each card. Discussion ensued at this point.

MISS LAURA FARRARY, representing the cooperative day care center, spoke for single parents, who are paying for the shuttle bus service but cannot use it as their little ones cannot ride. Most of the children are under 2 years of age, and some are babes. She did not think they should pay more than a student, particularly when they are not taking up a seat.

MRS. DONALD FIEGEL inquired if taxpaying citizens were prohibited from riding the shuttle bus. She was advised if one did not have a University ID card, one was not permitted on the shuttle bus.

MISS JUDY CUNNINGHAM, a senior law student, expressed concern about the closed door policy on Route 4, and referred to a petition signed by 600 students. This had been voted on earlier in the day, she was told.

Mayor Butler was anxious to give relief to the students. The City Attorney stated the bus ordinance could be amended.

Councilman Friedman moved that the Council set for public hearing discussion on the motion that dependents of students and faculty and staff at the University either being wife or husband and children be charged \$7.00 per person per semester to use the shuttle, with that money being collected to be paid to the City of Austin to be applied to City subsidy of the Austin Transit authority, with the following conditions: that the University of Texas, in its wise decision, not charge more than the actual cost of issuing the cards and processing them, which is apparently \$1.00 or \$1.50, to try and keep the cost to these dependents as low as possible; in addition, that children under the age of two years that are carried on the bus by their parents, guardian, or whatever, will not be required to have a card; and that any student, dependent, child, faculty, staff, or their dependents and children who desire to ride the shuttle bus must present that identification card on request from the driver to show that they have the privilege to ride that bus. The motion, seconded by Councilman Nichols, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Love, Lebermann, Friedman, Handcox,
Mayor Butler

Noes: None

In conclusion, Mayor Butler pointed out to the students that an Austin taxpayer sending his child to public school pays \$24 for the same period, if his child rides the Austin Transit Bus.

Councilman Nichols moved the Council instruct the City Manager to return to the old system as it was three or four weeks ago, until this ordinance can be passed. The motion, seconded by Councilman Love, carried by the following vote:

Ayes: Councilmen Nichols, Love, Lebermann, Friedman, Handcox, Mayor Butler

Noes: None

Not in Council Room when Roll was called: Councilman Dryden

TAX APPEAL

Mr. Charles E. Nemir represented himself, the Nemir Estate, and the lessors who pay the taxes. He had appealed to the Board of Equalization in 1970, as he found a discrepancy in the amount per square foot of his land; that the long term lease until 1984 at \$650.00 a month is comprised of these two pieces of property and represents \$96,000 fair market value which is high. His private appraiser came up with a fair market value of \$82,500 in 1970. The third contention is the triangularly shaped lot, on which the Board reduced the evaluation by \$2,000.

The Tax Assessor, Mr. Jack Klitgaard, reported this is an appeal from the value placed on the property in 1970, and an appeal from the Tax Board of Equalization. The tax figure represents the Department's opinion of the fair market value on January 1, 1970, and all tax vectors were considered in assigning this value. He displayed properties on a map, pointing out the sales of various properties, compared to this property which has a \$6.25 square foot value, and which is less than most of the listed sales.

After a thorough discussion and comparison on the various factors, Councilman Dryden moved that the value be established at \$82,500. The motion, seconded by Councilman Love, failed to carry by the following vote:

Ayes: Councilmen Dryden and Love

Noes: Councilmen Nichols, Lebermann, Friedman, Handcox, Mayor Butler

After further discussion, Councilman Nichols moved the Council vote to uphold the Tax Department in the appraisals of this property, subject to the relief given by the Board of Equalization as shown below:

Assessed Value

Parcel No. 2-1502-0902, Lot 3 and South 97.86 feet average Lot 4, Block 4, Outlot 68, Division D, 2808 Guadalupe.

Land	\$56,650
Improvements	4,000
Total	<u>\$60,650</u>

Assessed Value

Parcel No. 2-1502-0903, North Triangle Lot 4, Block 4 Outlot 68, Division D, 2810 Guadalupe.

Land	\$ 9,920
Improvements	\$ 1,640
Total	<u>\$11,560*</u>

* (This figure includes the adjustment made by the Board of Equalization)

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

Ayes: Councilmen Nichols, Lebermann, Friedman, Handcox, Mayor Butler
Noes: Councilmen Dryden and Love

The Council recessed until 2:00 P.M.

The Council resumed its Regular Meeting at 2:00 P.M. Councilman Nichols absent for this half of the meeting.

ANNEXATION ORDINANCE

The Council had before it the final passage of an ordinance annexing 21.7 acres, Theodore Bissel League, within the extraterritorial limits of Sunset Valley. The City Attorney reported there was no agreement reached between the City of Austin and Sunset Valley, thus probably forcing the matter in the Court. The Council informally agreed that the City Attorney negotiate some settlement on extraterritorial jurisdiction, on the following:

21.7 acres of unplatted land out of the Theodore Bissel League. (Initiated by City--a revision of an earlier area to be annexed which contained 29.5 acres; Village of Sunset Valley wanted a buffer zone)

SPEED ZONES

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING SECTIONS 21-41 AND 21-42 OF THE CODE OF THE CITY OF AUSTIN, 1967, MAKING CERTAIN DELETIONS AND ADDITIONS TO SAID SECTIONS, THEREBY DECLARING THE MAXIMUM PRIMA FACIE SPEED LIMITS UPON CERTAIN STREETS AND HIGHWAYS WITHIN THE CORPORATE CITY LIMITS OF THE CITY OF AUSTIN, PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF THE "UNIFORM ACT REGULATING TRAFFIC ON HIGHWAYS" (VERNON'S ANN. CIV. ST., ART. 6701d), REPEALING ALL ORDINANCES OR RESOLUTIONS IN CONFLICT WITH THIS ORDINANCE, AND DECLARING AN EMERGENCY.

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

Ayes: Mayor Butler, Councilmen Dryden, Love, Lebermann, Friedman,
Handcox
Noes: None
Absent: Councilman Nichols

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

Ayes: Mayor Butler, Councilman Dryden, Love, Lebermann, Friedman,
Handcox
Noes: None
Absent: Councilman Nichols

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

Ayes: Mayor Butler, Councilmen Dryden, Love, Lebermann, Friedman,
Handcox
Noes: None
Absent: Councilman Nichols

The Mayor announced that the ordinance had been finally passed.

REPORT ON AUSTIN TRANSIT

Mr. Bill Harrison, Auditor, made a financial report on the Austin Transit Corporation statement. Referring to the July report, he had noted the maintenance had not decreased as it should have as compared with the month of June. He explained this was due to more hours by the laborers; however, with the exception of adding two students for two months there was no increase in employees. In computing the accrued payroll at the end of July, there had been a \$924.40 error, resulting in an overstatement of expense for July. Mr. Harrison explained the formula of arriving at the amount the City would pay the Company. This error

would not affect the City's payment; but if not corrected, the year end figures would be inaccurate. After a review of the provisions of the agreement, and of the financial statements, Mayor Butler noted if the trend continued as it is, the City probably would not owe the Company an adjustment at the end of the year in addition to the subsidy it is paying. Mayor Butler lead in a discussion of auditing the maintenance charges, and verifying the repair bills currently, rather than waiting for the year-end audit. He again emphasized the need of a physical audit of the repair invoices and substantiating the maintenance records. He asked if a report could be made by next week, bringing some of the invoices in so that the Council could review a few.

APPROPRIATION TO AUSTIN TRANSIT CORPORATION
FOR TRANSIT SERVICE - DURING JULY

Mayor Butler introduced the following ordinance:

AN ORDINANCE APPROPRIATING FUNDS TO BE EXPENDED TO AUSTIN TRANSIT CORPORATION IN ACCORDANCE WITH CONTRACT DATED MARCH 26, 1971, CONCERNING THE OPERATION OF A TRANSIT SYSTEM; AND DECLARING AN EMERGENCY.

Councilman Love moved the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Handcox, Love, Lebermann, Mayor Butler
Noes: Councilman Friedman
Absent: Councilman Nichols

The Mayor announced that the ordinance had been finally passed.

PARADE PERMIT GRANTED

Councilman Friedman moved the Council grant the request of Mr. Donald R. O'Connor, General Chairman for Veteran's Day, for a parade permit on October 25, 1971 - 6:30 P.M. to 9:00 P.M. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Dryden, Handcox, Love, Lebermann, Friedman,
Mayor Butler
Noes: None
Absent: Councilman Nichols

REQUEST WITHDRAWN - PARADE PERMIT

Mr. Dean Killion, Director of Texas Tech University Band, withdrew his request for a parade permit on September 25, 1971 - 1600 Block Congress Avenue three blocks to University Campus.

BOAT CONCESSION CONTRACT

Councilman Dryden moved the Council grant the request to transfer all rights under the boat concession contract to TownLake SailAway, Inc., made by Doug Ivey and Claude Hargrave, d/b/a TownLake SailAway. The motion, seconded by Councilman Love, carried by the following vote:

Ayes: Councilmen Dryden, Love, Lebermann, Friedman, Handcox,
Mayor Butler
Noes: None
Absent: Councilman Nichols

ROCK MUSIC CONCERT - ZILKER PARK

Mr. Rokie Berger requested the use of Zilker Park on September 26, 1971, from 3:00 P.M. to 8:00 P.M. to hold a Rock Music Concert. Mayor Butler read the conditions under which permission could be given. Mr. Berger was familiar with the details, and was told the Council would hold him responsible for all items listed. Councilman Dryden emphasized the cleaning up of the area, being sure it was well done, and he promised to check into this early in the morning after the festival. Mr. Berger listed his co-sponsors as the Ecology Action, KRMH, and others. The Deputy City Manager, Mr. Davidson, recommended if the Council granted permission that Mr. Berger meet with the Parks and Recreation Director, and work out an agreement on these items -- crowd control, sanitation, clean up, etc. Councilman Friedman moved the Council grant the request for the Rock Music Concert in Zilker Park on September 26, 1971, in accordance with the request of Mr. Berger. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Dryden, Lebermann, Friedman, Handcox
Noes: None
Absent: Councilman Nichols
Present, but not Voting: Councilman Love, for reasons this promotion is jointly sponsored by a broadcast station in this community, and he felt there would be a conflict of interest, and Mayor Butler.

Councilman Dryden told Mr. Berger that Mr. Robinson in the Parks and Recreation Department was most cooperative, and he will get the number of receptacles necessary for this clean up work.

WADE WALKER

Mr. Wade Walker, Jr., President of the Environmental Council of Craigwood Subdivision, listed a number of requests he had made previously, and alleged nothing had been done. Listed were requests for transportation for the Craigwood area; for street cleaning; street lights; police patrol for speeding; for speed limit signs and stop signs; for lowering the speed limit from 30 miles per hour to 20 or 25 miles per hour, or that rough spots be placed in the road. Also he had asked that the street be repaired after a bad rain. This was repaired as well as the curb, but not the sidewalks. Mr. Walker mentioned the tax situation; also a drainage problem he had. He reported that an F.H.A. official had

come to Austin to see about the cracked slab of his home. Other requests included spraying and cleaning a ditch to the east of Craigwood; providing a walk way for the school children in the Ed Bluestein Boulevard and Webberville area. He told the Council he had made a utility deposit but was not receiving any interest.

It was explained to Mr. Walker that no citizen drew interest on his deposits. Mayor Pro-tem Love suggested that Mr. Walker take his list of grievances to the City Manager. The City Manager then was asked to get a report by next Thursday. Councilman Dryden suggested that Mr. Walker follow the advice of the Police Department and file against whoever was violating the speeding laws.

Mr. Dan Davidson, Deputy City Manager, said the report would be compiled as requested by the Council. He responded to Mr. Walker, recalling correspondence from him and the City Manager to Mr. Walker. His report would show most of the items he had mentioned previously as well as today had either been taken care of or Mr. Walker was told why they could not be. He suggested to Mr. Walker that he submit an additional list of the items he was certain had not been corrected; and if he had anything specific to add, that also would be included in the report.

ZONINGS SET FOR PUBLIC HEARING
NOVEMBER 4, 1971

The City Manager reported that the following zoning applications had been referred to the Planning Commission for recommendation and had been set for public hearing on November 4, 1971:

AUSTIN TEACHERS FEDERAL CREDIT UNION By Arthur Amundson C14-71-149	602 Denson Dr.	From "A" Residence To "O" Office
CARL ALBRECHT C14-71-225	2207 Willow St.	From "A" Residence To "GR" General Retail
BOB BAILEY C14-71-226	5601 Roosevelt 5600 Grover	From "A" Residence To "B" Residence
ESTATE OF J. D. YOUNG By W. L. Wheelock C14-71-227	1901-1905 Kinney Ave.	From "A" Residence To "B" Residence
JOHN BRYAM By Tom Martina C14-71-228	8018-8024 Shoal Creek Blvd.	From "O" Office To "IR" Local Retail
JESSE E. SKRIVANEK ET AL By John Selman C14-71-229	1401-1407 E. 38 $\frac{1}{2}$ St. 3704-3714 Clarkson Ave.	From "A" Residence To "O" Office
HARRY GARNER, ET UX By Raymond Campi C14-71-230	101-103 E. 31st St. 3001-3011 Univ. Ave.	From "B" Residence 2nd Height and Area To "B" Residence 3rd Height and Area

RUNDBERG LN.
PROPERTIES
By Hale and Assoc.
C14-71-231

Rear of 502-602
Rundberg Lane

From: Tr. 1 & 2 -
"B" Residence
1st Height & Area
Tr. 3 & 4 -
"BB" Residence
1st Height and
Area
To: Tr. 1 - "O" Office
1st Height and
Area
Tr. 2 - "GR"
General Retail
1st Height and
Area
Tr. 3 - "B"
Residence
1st Height and
Area
Tr. 4 - "O"
Office
1st Height and
Area

DUPLEX ADVERTISING
By Paul Jones
C14-71-232

1134 Airport Blvd.

From "C" Commercial
To "C-2" Commercial

DR. LOUIS BUCK &
DR. LOB EXLINE, M.D.
By Tom Cherry
C14-71-233

808-812 W. 29th St.

From "B" Residence
2nd Height and Area
To "GR" General Retail
2nd Height and Area

TOMGRO, INC.
By Paul Jones
C14-71-234

1313 Montopolis

From "LR" Local Retail
To "C-2" Commercial

JOHN GIDDINGS
By Sidney Purser
C14-71-235

200-204 W. 31st St.

From "A" Residence
1st Height and Area
To "B" Residence
2nd Height and Area

HARRIET BUXKEMPER &
CHARLES FERGUSON, ET AL

1501, 1505-1511, 1500-
1514 Betty Jo Dr.; 1206,
1205-1207 Reagan Terrace
Drive

From "A" Residence
To "AA" Residence

DARDEN & HETHERLY
By Richard Baker
C14-71-237

8305 Shoal Creek Blvd.

From "O" Office
To "GR" General Retail

DAVID BARROW By Bryant-Curington C14-71-238	Tract 1 7835-7919 Mesa Tract 2 7921-8009 Mesa Tract 3 7834-7938 Mesa Tract 4 4101-4131 Spicewood Springs; 7940-8044 Mesa Tract 5 8011-8045 Mesa; 4021- 4059 Spicewood Springs	From Interim "A" Residence 1st Height and Area To Tr. 1 - "BB" Residence 1st Height and Area Tr. 2 & 3 "B" Residence 1st Height and Area Tr. 4 & 5 "GR" General Retail 1st Height and Area
AMERICAN BANK By Richard Baker C14-71-239	500-518 Colorado 201-221 W. 6th St. 501-519 Lavaca 200-220 W. 5th St.	From "C-2" Commercial 5th Height and Area To "C" Commercial 5th Height and Area
ROBERT DAVIS By Eden Preston C14-71-240	500 W. 13th St. 1300-1304 San Antonio	From "O" Office To "GR" General Retail
J. D. CULP By Steve Price C14-71-241	753 Montopolis Dr.	From "C" Commercial 6th Height and Area To "C-2" Commercial 6th Height and Area
JERRY WALLACE By Bryant-Curington	Rear of 9809, 9811, 9901, 9903, 9905, 9907, 9909 Parkfield Drive	From "LR" Local Retail To "BB" Residence
HOWARD JOHNSON'S MOTOR LODGE By Robert Sneed C14-71-243	7800 No. I.H. 35	From "C" Commercial 5th Height and Area To "C-2" Commercial 5th Height and Area
A. W. VOGELPOHL By Robert Sneed C14-71-244	4823 Riverside Dr.	From "A" Residence To "B" Residence
JACK THOMASON By John Selman C14-71-245	501-603 Deen Ave.	From "A" Residence To "B" Residence
JAMES YOUNGQUIST By John Selman	2110-2204 Tillery St.	From "B" Residence To Tr. 1 "O" Office Tr. 2 "C" Commercial
HOWARD STEVENS By John Selman C14-71-247	4305 Marathon	From "A" Residence To "O" Office

H.E.B. By John Selman C14-71-250	4816-5000 Turner Dr. 6834-6924 Ed Bluestein Boulevard	From Interim "A" Residence 1st Height and Area To "GR" General Retail 1st Height and Area
LINK PROGRAMS, INC. By Lawrence Clark C814-71-05	Estension of St. Elmo Road	PLANNED UNIT DEVELOPMENT
LAKEWAY LAND CO. By Walton White C814-71-06	Knarr Street; Morning Cloud Street	PLANNED UNIT DEVELOPMENT

ROSE GARDEN

The Deputy City Manager, Mr. Dan Davidson, stated, as brought to the attention of the Council by Councilman Nichols, the staff had checked on the Rose Garden Project. Mr. Jack Robinson was asked to report on the project, the cost, and financing. Mr. Robinson stated the initial phase was finished in 1969, and the final phase of the planning has been completed recently. It was explained to the Garden Council the rose garden would be their responsibility to furnish all materials, labor and equipment. He referred to the plan, showing the various developments and the landscaping plans. The Garden Council's estimate to complete the project is \$10,000 to \$15,000, and they recommend using the Federal sponsored Green Thumb Program. This program was described. It would take over the program completely with the City furnishing the inspection.

After discussion, Councilman Dryden moved the Council vote to pursue this program and do whatever is necessary to get this done. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Dryden, Love, Lebermann, Handcox, Mayor Butler
Noes: None
Absent: Councilmen Nichols and Friedman

In answer to Councilman Lebermann, the Deputy City Manager stated there would be no cost to the City other than the staff that will inspect and insure that the project will be built according to City specifications.

ZONING HEARING

Councilman Dryden moved the Council deferr the following zoning application until the next regular zoning day -- October 7, 1971:

LORETA CARTER By Roane Puett By John Selman C14-71-169	4505 Avenue F	From "A" Residence To "B" Residence NOT Recommended by the Planning Commission POSTPONED
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The motion, seconded by Councilman Love, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Lebermann, Love
Noes: Councilmen Friedman, Handcox, and Mayor Butler

The Mayor announced that the above zoning application was postponed.

ADJOURNMENT

At 3:15 P.M. the Council adjourned.

APPROVED:

Ray Butler

Mayor

ATTEST:

Etain Woolley

City Clerk