

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

December 21, 1972
10:00 A. M.

COUNCIL CHAMBERS, CITY HALL

Mayor Butler called the meeting to order, noting that all members were present.

Roll Call:

Present: Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilmen Lebermann, Handcox, Mayor Butler

Absent: None

The Invocation was delivered by BISHOP W. W. BLEDSOE, Latter Day Saints.

APPROVAL OF MINUTES

Councilman Nichols moved the Council approve the Minutes of the Regular Meeting of November 30, 1972. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

Ayes: Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilmen Lebermann, Handcox, Mayor Butler

Noes: None

Not in Council Chamber when Roll was called: Councilman Friedman

NEW BOARD MEMBER RECOGNIZED

Mayor Butler introduced a Miss Jean Bringol, one of the new members recently appointed to the Environmental Board. Miss Bringol would be recognized and presented a Certificate of Office at the next Council meeting, along with Mr. Les Gage, the other appointee.

"BEAT BAMA DAY"

Councilman Dryden read a resolution, noting that the City Council of Austin is unanimous in its support of the mighty Longhorns and wished to express its esteem and appreciation of the Longhorn Football Team and to announce its pride and faith in the mighty Horns. The Council set apart for recognition and celebration the first day of January, 1973, as "BEAT BAMA DAY" in Austin. He stated Councilman Lebermann would represent the City and Council at the Cotton Bowl.

STUDENT OPINION POLL

Mr. Glenn Cootes, Director of the Public Information Department, reported that the Marketing Classes at the University of Texas had conducted an opinion poll in Austin, and he distributed copies to the Council. The students drew up the questions, designed the questionnaire and decided on the persons to be interviewed. He filed the results, stating they were quite flattering to the Mayor as well as to the City government. It was stated some 1600 contacts and 950 actual surveys were made. The Mayor stated the Council would study the document and be back with Mr. Cootes and Dr. Cox if there were any questions.

ANNEXATION HEARING SET

Councilman Nichols moved the Council adopt a resolution setting a public hearing at 10:00 A. M., January 11, 1973, to consider annexing the following:

77.85 acres of land out of the James P. Wallace Survey
Number 57 and the William Wilks Labor - portion of Block 7,
H. A. & J. G. FITZHUGH SUBDIVISION.

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

Ayes: Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox,
Mayor Butler, Councilmen Dryden, Nichols
Noes: None

EASEMENT RELEASED

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

An existing public utilities easement out of Tract D,
THE PARK AT BATTLE BEND.

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

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

AUTHORIZATION - PLANTER BOXES

Councilman Nichols moved the Council adopt a resolution authorizing the University State Bank to install two planter boxes in the sidewalk area in front of their building located at 1904 Guadalupe. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Butler, Councilman Nichols

Noes: None

Not in Council Chamber when Roll was called: Councilmen Lebermann, Dryden
Mayor Pro Tem Love

SELECTION OF TESTING SERVICE

Councilman Nichols moved the Council select Soils Investigation and Engineering Testing Service in connection with the following Capital Improvements Program Projects:

Snowden - Mayer - Kramer Lane District Service Yard and
Transformer Shop - Project Nos. 7913 0, 3915 0 and 3906 0.

Trinity Engineering Testing Corporation, Joe Williamson,
Principle - Southeast Fire Station - Project No. 8305 0;
Resource Center (for Library) - Project No. 8504 0.

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

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

Noes: None

SOILS INVESTIGATION SERVICE

Councilman Nichols moved the Council select Frank Bryant & Associates as the Soils Investigation Service in Connection with the Sanitary Landfill Site Acquisitions - C.I.P. No.9202 0. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

CEMETERY FEES AND CHARGES

City Manager Davidson brought in an amended report recommending an adjustment for lots at Memorial Park Cemetery to be \$110 instead of the present \$55; and for lots at Evergreen to be \$100 instead of \$50. The Mayor then introduced the following ordinance:

AN ORDINANCE ENTITLED "CEMETERY FEES AND SPACE CHARGES"; SETTING FORTH THE RATES FOR INTERMENT AND THE PRICES OF BURIAL SPACES IN CITY CEMETERIES; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Friedman, Handcox, Dryden, Nichols, Mayor Pro Tem Love, Councilman Lebermann

Noes: None

Not in Council Chamber when Roll was called: Mayor Butler

The City Manager will have a report about the first of the year reflecting the adjustments that have been made across the board.

The Mayor Pro Tem announced that the ordinance had been finally passed.

ANNEXATION ORDINANCE

Mayor Butler introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 49.68 ACRES OF LAND, SAME BEING OUT OF AND A PART OUT OF THE JAMES P. WALLACE SURVEY NUMBER 57 IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND AJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

Mayor Pro Tem 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 Nichols, carried by the following vote:

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

Noes: None

The Mayor announced that the ordinance had been finally passed.

REFUND CONTRACT - 2 ND READING

Mayor Butler introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH VILLAGE OAKS VENTURE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Lebermann, Handcox, Dryden, Nichols

Noes: Councilman Friedman

Not in Council Chamber when Roll was called: Mayor Pro Tem Love, Mayor Butler

It was announced that the ordinance had been finally passed.

MODIFICATIONS - URBAN RENEWAL PLAN

The City Manager recommended postponement of this hearing on the Modification of the Urban Renewal Plan - "The Brackenridge Project" and Approval of Changes to the Brackenridge Urban Renewal Plan as the Planning Commission will be considering a related item in early February, and the Council would want the benefit of their entire recommendation.

Mrs. Ethel Davis asked to speak to this matter, stating the Council was premature in trying to change the plan at this moment, three years before the hospital is completed, and asked that the Council postpone this until the hospital is completed.

As the matter had been brought up, Councilman Dryden made a statement concerning his office at 1302 Sabine in relationship to the Brackenridge Urban Renewal in that there was no conflict of interest as far as his office at present is concerned.

Previously Councilman Dryden had stated that as far as 12th and Sabine Streets were concerned it is an important factor for ambulances, supply trucks, and maintenance personnel to be able to enter that area from 12th Street.

Mrs. Davis again asked that this matter be postponed due to the Planning Commission's having gone on record 100% to "vacate the street."

Mr. F. A. Lawrence suggested deferring this until the hospital is completed and then talk about this situation.

After all had been heard, Mayor Pro Tem Love moved the Council reschedule the hearing for February 15, 1973. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Councilman Handcox made a statement that one of the concerns of the Council was to take a fresh look at all the plans and to have a consultant to review their old plans, thus giving the Council an opportunity to look at future plans. That was the basis on which he seconded the motion.

Mayor Butler announced this action covered two items on the Agenda: (1) Public hearing concerning modification of the Urban Renewal Plan for the area known as "The Brackenridge Project" and; (2) Approval of changes to the Brackenridge Urban Renewal Plan.

CONTRACTS

DUNCAN INDUSTRIES CO.
(Elk Grove Village, Ill.)

- Purchase of Parking Meters -
\$70,547.00.

Mr. Joe Ternus stated the bid for the parking meters allowed the replacement of all existing parking meters and allows the opportunity to set future zones and rates that the Council desires. The bid are exceptionally low. His office had evaluated the various meters submitted based on the characteristics of the

Duncan meter. It was their recommendation that the capability of the meter for any time-coin combination and the various parts of the meter would allow a lower maintenance cost and better operation for the parking meters. Their recommendation was that Duncan be awarded the bid for the 1900 meters as the best bid in the interests of the City.

Councilman Nichols moved the Council adopt a resolution awarding the contract to Duncan Industries, Inc., as per the recommendation of Joe Ternus. The motion was seconded by Councilman Handcox.

Judge Robert Hughes, attorney, spoke on behalf of the representative from Rockwell, discussing briefly the bids and interpretation. He stated they had worked out an agreement that the Purchasing Agent, Traffic and Transportation Director, and Law Department write into the purchase order that specification and that capability as set out in Mr. Duncan's letter. If this be so, they had no quarrel; if not, they would feel that the bid was misleading; and if this company defaults and offers another meter - that is something else. With that understanding that if they are demanded to have that stated capability, it should be spelled out in the specification and in the purchase order.

City Attorney Butler stated this was the understanding, and it will be spelled out in the resolution and in the purchase order.

Roll call on Councilman Nichols' motion, Councilman Handcox's second, showed the following vote:

Ayes: Mayor Butler, Councilmen Dryden, Nichols, Mayor Pro Tem Love,
Councilmen Lebermann, Friedman, Handcox
Noes: None

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

ED H. PAGE
(Austin, Texas)

- For voluntary paving of Nueces Street Alley from West 22nd Street to West 23rd Street, Contract No. 72-Pv-140 - \$8,400.00. (Capital Improvements Program Project No. 6286 3)

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

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

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

ED H. PAGE
(Austin, Texas)

- For construction of a reinforced concrete 8' x 3' box culvert in Pino Lane, Dove Springs, Section I, Contract No. 72-Cc-141 - \$8,600.00. (Capital Improvements Program Project No. 6539 2).

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Lebermann, Mayor
Pro Tem Love

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

W. A. NEEL, ASSOCIATES
(Waco, Texas)

- MSA Air Masks Model No. 401 complete in case with Audi-Larm and Cylinder and extra cylinders for MSA Model No. 401 Air Masks for the Fire Department - \$7,724.40.

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Lebermann, Mayor
Pro Tem Love

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

CUTTER LABORATORIES,
c/o Terrell Supply

- Cutter Laboratory Intravenous Solutions and Sets. One (1) year contract with option for one (1) year extension by City of Austin - \$120,000/ year, estimated

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

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

Noes: None

Not in Council Room when Roll was called: Councilman Lebermann, Mayor Pro
Tem Love

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

GRAYBAR ELECTRIC CO.
(Austin, Texas)

- Three Phase Pad Mounted Transformers - \$62,332.

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

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

Noes: None

Not in Council Room when Roll was called: Councilman Lebermann, Mayor Pro
Tem Love

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

STAR-FIELD
CONSTRUCTORS, INC.
(Austin, Texas)

- For the construction of the Northwest
Fire Station - \$135,973.00. (Capital
Improvements Program Project No. 8303 0)

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Lebermann, Mayor Pro
Tem Love

CITY CODE AMENDED

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 21 OF THE AUSTIN CITY CODE OF 1967, PROVIDING ADDITIONAL AUTHORITY TO THE TRAFFIC ENGINEER BY ADDING SUBSECTION (u) TO SECTION 21-37, PERMITTING THE ESTABLISHMENT OF LANES FOR THE USE OF VEHICLES TURNING LEFT EITHER DIRECTION; RATIFYING THE DESIGNATION OF ALL SUCH LANES NOW EXISTING; SUSPENDING THE RULE REQUIRING THE READING OR ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

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

Noes: None

The Mayor announced that the ordinance had been finally passed.

MENTAL HEALTH - MENTAL RETARDATION CENTER PRESENTATION

In Mr. David L. Williams' absence, Mr. John Weimer, Administrative Director of the Mental Health-Mental Retardation Center, spoke in Mr. Williams' behalf. Mr. Weimer showed a series of slides and filed information packets with the Council.

Councilman Nichols asked if any of the increased funds by the City from \$85,000 to \$125,000 would be appropriated in part to the rehabilitation of alcoholics. Mr. Weimer stated the Alcoholism grant is a 90-10 grant for eight years. Ninety percent of the staff is paid by Federal funds, 10% (\$220,000) by local. Other costs are all local funds -- City and County. Mayor Butler brought up the request from Father McCabe for funds for the Austin Rehabilitation Center which performs similar services in this area. Mr. Weimer reported the services were complementary and Father McCabe has a source of clients that is other than those under MH-MR. There is no duplication and the two work together. The Council congratulated Mr. Weimer on his slide presentation and on their new building.

EXTENDED HOURS FOR BARS ON
DECEMBER 31, 1972

Mr. Dick Mathis appeared before the Council stating the laws had imposed a hardship on bar operators, managers, and owners for one night only — New Year's Eve. Speaking for the bars only, for a safety proposition, he asked that they be permitted to stay open until 2:00 A. M. Otherwise the people would hit the streets and highways at one time. A 12:00 midnight closing would create a hazard.

Councilman Dryden stated this matter was covered under State Statute and he did not believe it would be proper for the Council to alter a State Law. He stated the City has an ordinance covering the closing hours of bars; and because New Year's Eve is on December 31st and January 1st is on a Monday, he saw no reason why the Council should make any special provisions for the beer or liquor industries, and he did not believe that such provisions should be asked of the Council.

Councilman Friedman stated he voted affirmative for the extension of hours on a permanent basis when it came up first; but as a governmental function special interest ordinances could not be passed.

Mayor Pro Tem Love, with no intention of suggesting that this be placed on a permanent, basis, but under the circumstances and for one time only and as an emergency measure he moved that the ordinance be passed through the three readings, for one day only and this year only. The motion was seconded by Councilman Nichols who asked that no request for a permanent basis be made. The motion received the following vote and failed to carry:

Ayes: Councilman Nichols, Mayor Pro Tem Love, Councilman Handcox,
Mayor Butler

Noes: Councilmen Lebermann, Friedman, Dryden

CODE AMENDMENT REGARDING LIGHTING
FOR BOAT DOCKS

Mr. Dick Jordan, Director of Building Inspection, stated the Navigation Board and he recommended an amber light at the end of a boat dock extending 30' into the water. If it is extended more than 30', then there should be a light every 30'. Parallel with the lighting the Board felt that every 50' was a reasonable safety factor. It was also recommended that in private sloughs, excluding Bee Creek and Bull Creek, the docks need not be lighted as the general public would not be going into these sloughs. Councilman Lebermann asked about the Yacht Harbor Basin area, and Mr. Jordan replied that this was a shallow terrain, and that the private owners would be aware of docks built there.

The Board also recommended that docks that already have Romex wiring would be all right, but that they should comply as to photo-cell, amber lights, and double fixture. New construction would follow the new ordinance. Parallel loading docks that do not extend more than 8' into the water would not have to have lights. This was a unanimous recommendation of the Board.

Mayor butler introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 29 OF THE AUSTIN CITY CODE OF 1967 BY REDUCING THE LIGHTING REQUIREMENTS ON DOCKS AND PIERS; BY CHANGING THE DEADLINE FOR COMPLIANCE THEREWITH; DECLARING AN EMERGENCY; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmen Lebermann, Handcox, Mayor Butler, Councilman Nichols,
Mayor Pro Tem Love

Noes: None

Abstain: Councilman Friedman

Not in Council Chamber when Roll was called: Councilman Dryden

The Mayor announced that the ordinance had been passed.

CONTRACTS - PUBLIC SERVICE AGENCIES

Councilman Nichols moved the Council adopt a resolution accepting contracts from the following public service agencies for services rendered to the City of Austin:

Texas Agricultural Extension Service	\$ 4,000
Personal Bond Program(Travis County)	10,698
Laguna Gloria Art Museum	15,000
Austin Evaluation Center	3,000
Austin Civic Ballet	4,500
Comprehensive Area Health Program (Capitol Area Planning Council)	12,500
Veteran's Service Program (Travis County)	20,885
Zachary Scott Theater Center	18,000
Middle Earth (University Y)	3,700
Austin Symphony Society, Inc.	11,500

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

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

Noes: None

Not in Council Chamber when Roll was called: Councilman Lebermann, Mayor
Pro Tem Love

The contract for the Austin Chamber of Commerce (Contract for the Promotion of Tourism and Convention) was deleted at this time, to be considered later.

BRANCH LIBRARY LEASE

Councilman Nichols moved the Council adopt a resolution approving the Southwood Branch Library Lease extension. The motion, seconded by Councilman Friedman, carried by the following vote:

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

Noes: None

COUNCIL SESSION CANCELLED

Mayor Pro Tem Love moved the Council adopt a resolution cancelling the regularly scheduled meeting of December 28th. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Noes: None

ANNOUNCEMENT OF ENERGY STUDY COMMITTEE

Mayor Butler, on behalf of the City Council, announced the appointment of the members of the long awaited Energy Study Committee, who were charged to study the various avenues to meet the future needs for energy for the City. Introduced were Mr. Judson Neff, Mr. Stuart Long, Mrs. Morán Scott, Mr. Max Ladusch, Mr. James C. Tucker, Mr. Bonner McLane - named as Chairman, Mrs. Harriet Nelson Murphy, and Mr. Jack Plotsky. Mr. Wayland Oatman is another member of the Committee, but is not present today.

Mayor Butler stated the Council agreed to provide clerical assistance and necessary funds to assimilate information and for traveling. The Council members expressed their pride in this fine group making up this very important committee.

TAX EXEMPTION FOR HOMESTEAD FOR ELDERLY

Councilman Nichols moved that the City Attorney bring in an ordinance on the \$3,000 exemption for those 65 and older, effective January 1, 1973. Councilman Dryden seconded the motion.

Councilman Handcox withdrew his substitute motion to delay this for further study on the Budget considerations.

Roll call on Councilman Nichols motion showed the following vote:

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

Noes: None

PROFESSIONAL CONSULTANT

Councilman Nichols moved the Council select National Engineering, Incorporated Clarence Littlefield, as the Professional Consultant to provide engineering services in connection with the following 1973 Capital Improvements Program Projects:

Burnet Road Widening Improvement Anderson Lane to U.S.
Route 183 - Project No. 6204 0.

Burnet Road Culvert Extensions Anderson Lane to U.S.
Route 183 - Project No. 6532 0.

The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox, Mayor Butler, Councilmen Dryden, Nichols
Noes: None

MODEL CITIES PROPOSALS

Mayor Pro Tem Love moved the Council adopt a resolution authorizing the following:

Contract between the Model Cities Department and the City of Austin Public Library System for the construction of a Library and Educational Resources Center in the Model Neighborhood Area. Total cost of the construction is \$244,000 - Model Cities Share is \$232,000; and the Library Services Construction Act share is \$12,000.

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

Ayes: Mayor Butler, Councilmen Nichols, Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox
Noes: None

Mayor Pro Tem Love moved the Council adopt a resolution authorizing the following:

Contract between the Model Cities Department and the City-County Health Department for an Engineering Feasibility Study to locate a clinic in the southern portion of the Model Neighborhood Area. Total cost of the project is \$30,448 - 100% Model Cities Funds.

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

Ayes: Mayor Butler, Councilman Nichols, Mayor Pro Tem Love, Councilmen Lebermann, Friedman, Handcox
Noes: None

REPORT POSTPONED

The City Manager stated that he would present his report on the Parking Meter Study on January 11, 1973.

ALCOHOLIC REHABILITATION SERVICES

Reverend Richard McCabe appeared before the Council requesting funds toward alcoholic rehabilitation services. This program has handled 1200 people in the last 2 years and 75% have not had a subsequent arrest. Reverend McCabe mentioned the program was funded 50% by the Criminal Justice Council and the program has to match funds. He has come up with 30% in in-kind services but still needs 20% more.

It was felt that this was the County's responsibility, and Reverend McCabe said that the County would fund it for the next year, and that they would extend their services to the City Jail as well as the County Jail, which they were now serving. He needed \$19,890.00.

Mayor pro Tem Love moved that the Council go along with the request at least in terms of the commitment, and ask the City Manager to come up with a source of the \$19,000. Revenue sharing funds were discussed as a source, and it was believed that this would not work out. Councilman Dryden seconded Mayor Pro Tem Love's motion. At this time, Councilman Lebermann moved that the Manager take a look at the Police and Courts to see if it would be made a part of that program. This amendment was accepted by Mayor Pro Tem Love. Councilman Lebermann then offered a substitute motion that the Manager report to the Council with Council action required subsequently. This motion died for lack of a second and Councilman Lebermann withdrew his earlier amendment to Mayor Pro Tem Love's motion.

The original motion by Mayor Pro Tem Love would commit the \$19,000 that is requested and the City Manager would come up with a source for these funds. The motion carried by the following vote:

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

REPORT ON TAXICAB OPERATIONS

The Director of Traffic and Transportation, Mr. Joe Ternus, presented a report on taxicab operations for 1971-72. There were less defects noted and the vehicles were improving. He recommended permits to be established for the following companies: Airline Cab Company - 1; Harlem Cab Company - 38; Yellow-Checker Cab Company - 60; and Roys Taxi Service - 30 permits. Councilman Nichols moved the Council approve these permits. The motion, seconded by Councilman Handcox, carried by the following vote:

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

At this time, Mr. Ternus brought up a request by the Yellow-Checker Company to continue to operate six 1967 model cabs for 45 days due to a delay caused by a labor dispute with Checker Motor Company in Michigan. After some discussion, no motion was made, and the Mayor announced that the ordinance would remain in force, and that these cabs could not be operated.

ACQUISITION OF LAND FOR PAVING

Councilman Nichols moved the Council adopt a resolution authorizing the acquisition of certain land for paving East Live Oak Street as follows:

1,750 square feet of land out of and part of Lot 1,
Gray & Becker Addition. (Gray & Becker, Inc.)

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

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

Noes: None

Councilman Nichols moved the Council adopt a resolution authorizing the acquisition of certain land for paving East Live Oak Street as follows:

4,777 square feet of land out of and part of that certain
1,323 acre tract of land out of the Santiago Del Valle
Grant. (Prince of Peace Evangelical Lutheran Church.)

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

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

Noes: None

APPLICATION FOR GRANT

Councilman Nichols moved the Council authorize the City of Austin to apply for the Governor's Committee on Aging for a federal grant for the Austin Reassurance Service. City's contribution "in kind." The motion, seconded by Councilman Friedman, carried by the following vote:

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

Noes: None

ZONING ORDINANCE

Mayor Pro Tem Love introduced the following ordinance:

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

TRACT A, BUELL ADDITION RESUBDIVISION, LOCALLY KNOWN AS 2509-2609 BUELL AVENUE, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

Ayes: Councilmen Friedman, Handcox, Dryden, Nichols, Mayor Pro Tem Love,
Councilman Lebermann

Noes: None

Not in Council Chamber when Roll was called: Mayor Butler

The Mayor Pro Tem announced that the ordinance had been finally passed.

ADJOURNMENT

The Council, having no further business, then adjourned.

APPROVED:

Ray Butler
Mayor

ATTEST:

City Clerk