

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 13, 1972  
10:00 A. M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Butler presiding. It was noted that Councilmen Lebermann and Handcox would arrive later in the meeting.

## Roll Call:

Present: Councilmen Dryden, Nichols, Mayor Pro Tem Love, Councilman Friedman, Mayor Butler

Absent: Councilmen Lebermann, Handcox

The Invocation was delivered by REVEREND CLARENCE M. WALTON, Trinity United Methodist Church.

## APPROVAL OF MINUTES

Councilman Nichols moved the Council approve the Minutes of the Regular Meeting of March 30, 1972. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Absent: Councilmen Lebermann, Handcox

## PROCLAMATIONS

Mayor Butler presented a proclamation to Messrs. Hank Dunlap and Bud Smith, proclaiming the week of May 1-6 as "Consumer Information Week" in Austin.

Councilman Nichols read a proclamation for Mayor Butler, proclaiming the week of April 9-15 "Barbershop Harmony Week" in Austin, in recognition of its 34th anniversary.

Mayor Pro Tem Love introduced a proclamation, and, on behalf of Mayor Butler, proclaimed the week of April 16-22 as "Consumer Credit Week" in Austin. He presented the proclamation to Mr. Hardin, and Mrs. Margie Wilkinson.

## PRESENTATION OF HONORARY CITIZENSHIP

Mayor Butler introduced Mr. Roger Krah1, Head of the Capital Grants Division of the Department of Transportation, Washington, D. C., and presented him with a certificate of honorary citizenship of the City of Austin.

## ANNEXATION HEARING SET

Councilman Nichols moved the Council adopt a resolution setting a public hearing at 2:00 P. M., April 27, 1972, to consider annexing the following :

Total of 82.10 acres of land out of the Santiago Del Valle Grant:

75.14 acres - proposed CREEK BEND AND CREEK BEND, SOUTH.  
(requested by owner)

5.01 acres of land, a part of NORTH BLUFF DRIVE.  
(initiated by City)

1.95 acres of land, a part of NUCKLES CROSSING ROAD.  
(initiated by City)

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

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

Noes: None

Absent: Councilmen Lebermann, Handcox

## LICENSE AGREEMENT

Councilman Nichols moved the Council adopt a resolution granting a license agreement for the use of the following easement:

LOUIS KIRCHOFER, JR. - encroachment in a 7.5 foot public utilities easement across Lot 7, Block O, QUAIL CREEK, PHASE 2, SECTION 3 to construct a concrete sidewalk and patio.

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

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

Noes: None

Absent: Councilmen Lebermann, Handcox

## EASEMENTS RELEASED

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

Public utilities easement 7.5 feet in width out of Lot 5, VISTA WEST - 1.

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

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

Noes: None

Absent: Councilmen Lebermann, Handcox

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

Public utilities easement out of Lot 1 and Lot 2,  
Block C, QUAIL CREEK PHASE III, SECTION I.

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

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

Noes: None

Absent: Councilmen Lebermann, Handcox

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

All the public utility easements and electrical easements in MESA PARK, SECTION FOUR.

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

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

Noes: None

Absent: Councilmen Lebermann, Handcox

Councilman Nichols wanted the Minutes to show that these easements are being released in order for the land to be resubdivided, and additional easements will be required by the grantor.

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

A drainage easement out of an unplatted tract of land in the ISAAC DECKER LEAGUE - being a portion of that certain drainage easement described in an instrument of record in Volume 1040 at Page 519 of the Deed Records of Travis County, Texas and described as Strip No. 2 in said instrument.

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

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

Noes: None

Absent: Councilmen Lebermann, Handcox

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

A public utility easement 7.50 feet in width out of Lots 12, 13, 14, and 15 in COLORADO HILLS ESTATES, SECTION SIX.

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

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

Noes: None

Absent: Councilmen Lebermann, Handcox

Councilman Lebermann entered the Council Chamber at this time.

PAYMENT - REPAIR OF BOILER PUMP

Councilman Nichols moved the Council adopt a resolution authorizing the payment to WORTHINGTON CORPORATION for repair of Boiler Feed Pump #11 at Holly Street Power Plant - \$18,500.00. The motion, seconded by Councilman Dryden, carried by the following vote:

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

COST DIFFERENCE

Councilman Nichols moved the Council adopt a resolution authorizing payment of cost difference as follows:

DEVELOPMENT ASSOCIATES INC., Walter Carrington, President,  
for cost difference of 10'<sup>1</sup>/<sub>8</sub>' concrete sewer main in  
Spicewood Springs Road, Balcones Hills, Section 3 - \$1,734.81.

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

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

Councilman Nichols moved the Council adopt a resolution authorizing payment of cost difference as follows:

DAVID B. BARROW, SR. for cost difference of 12'<sup>1</sup>/<sub>8</sub>' water main  
in Northwest Hills, Cat Mountain Section - \$3,184.28.

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

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

ACQUISITION OF LAND

Councilman Nichols moved the Council adopt a resolution authorizing the acquisition of certain land for Bull Creek Park as described below:

0.321 of one acre of land out of the Robert Foster  
Survey (Lakewood Drive - Rox B. Cover, et al)

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

Ayes: Councilmen Lebermann, Friedman, Mayor Butler, Councilmen Dryden,

Ayes: Nichols  
Noes: None  
Absent: Councilman Handcox  
Not in Council Room when Roll was called: Mayor Pro Tem Love

#### SEWER SERVICE OUTSIDE CITY

Councilman Nichols moved the Council adopt a resolution authorizing outside City sewer service as follows:

City Forces to provide one (1) sewer tap for Mr. Charles L. Lynch to serve one (1) lot at 4710 Nuckols Crossing Road for one (1) unit residence. Owner has deposited the required fee of \$250.00.

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

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

#### AMENDMENT TO DEVELOPMENT PLAN

Councilman Nichols moved the Council set a public hearing on April 27, 1972, at 2:00 P. M., to consider amendments to the Austin Development Plan as follows:

An area of approximately 10 acres located in South Austin on Wasson Road plus an additional area of approximately 40 acres located east of South Congress and South of Sheraton Road - from Suburban Residential to Commerical Service and Semi-Industrial - requested by Will Thurman, Jr.

An area of approximately 52 acres located in North Austin south of Duval Road and west of MoPac Railroad - from Manufacturing and Related Uses to Suburban Residential - requested by Nash Phillips and Wiley Pringle.

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

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

#### MODEL CITIES PROPOSAL

Councilman Nichols moved the Council adopt a resolution authorizing amendments to contracts between Austin Model Cities Department and Montopolis Community Center, Incorporated for Special Transportation Project #22000 - Former Total Projects Cost " \$51,950 - New Total Project Cost: \$64-359. 100% Model Cities Funds. The motion, seconded by Councilman Friedman, carried by the following vote:

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

## CITY OF AUSTIN, TEXAS

Noes: None  
Absent: Councilman Handcox  
Not in Council Room when Roll was called: Mayor Pro Tem Love

Councilman Handcox entered the Council Chambers at this time.

## ANNEXATION HEARING

It being 2:00 P. M., Mayor Butler opened the public hearing on the following annexations. No one appeared to be heard. Councilman Nichols moved the Council close the hearing and direct the Administration to institute annexation proceedings to annex the following:

Total of 37.00 acres of land out of the Santiago Del Valle Grant as follows:

28.87 acres of land out of Santiago Del Valle Grant - SOUTH CREEK SOUTH, SECTION ONE. (requested by owners)

10.13 acres of unplatted land out of Santiago Del Valle Grant. (initiated by City)

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

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Friedman  
Councilman Nichols moved the Council close the hearing and direct the Administration to institute annexation proceedings to annex the following:

39.19 acres of land out of the James Rogers Survey-proposed BALCONES WOODS, SECTION TWO. (requested by owner's representative)

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

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

Noes: None

Not in Council Room when Roll was called: Councilman Lebermann

## ANNEXATION ORDINANCE

Mayor Butler introduced the following ordinance for the first and second readings:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 65.71 ACRES OF LAND, SAME BEING PARTLY OUT OF AND A PART OF THE H. T. DAVIS SURVEY AND PARTLY OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE; 52.97 ACRES OF LAND, SAME BEING PARTLY OUT OF AND A PART OF THE H. T. DAVIS SURVEY AND PARTLY OUT OF AND A PART OF THE J. C. TANNEHILL

LEAGUE; 9.43 ACRES OF LAND, SAME BEING PARTLY OUT OF AND A PART OF THE H. T. DAVIS SURVEY AND PARTLY OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE; 87.5 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE; 12.64 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE J. C. TANNEHILL LEAGUE; AND 10.49 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THEODORE BISSEL LEAGUE; ALL BEING LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

Councilman Nichols moved the Council waive the rule requiring the reading of ordinances on three separate days, and pass the ordinance through its first and second readings. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Not in Council Room when Roll was called: Councilman Lebermann

Mayor Butler announced that the ordinance had passed the first and second readings.

#### FIVE YEAR CONTRACT - SEWER MAINS

Mayor Butler introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER  
TO ENTER INTO A CERTAIN REFUND CONTRACT WITH DAVID  
B. BARROW, SR.; 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 Dryden, carried by the following vote:

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

Noes: Councilman Friedman

Not in Council Room when Roll was called: Councilman Lebermann

Mayor Butler announced that the ordinance had been finally passed.

#### REFUND CONTRACTS

Mayor Butler introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER  
INTO A CERTAIN REFUND CONTRACT WITH LUMBERMAN'S INVEST-  
MENT CORPORATION; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

Ayes: Mayor Butler

Noes: Councilman Friedman

Not in Council Room when Roll was called: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

The Mayor introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH AUSTIN CORPORATION, DAVID B. BARROW, PRESIDENT; E. R. BARROW, VICE-PRESIDENT; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

Noes: Councilman Friedman

Not in Council Room when Roll was called: Councilman Lebermann

The Mayor announced the the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH DEVELOPMENT ASSOCIATES, INC., WALTER CARRINGTON, PRESIDENT; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

Noes: Councilman Friedman

Not in Council Room when Roll was called: Councilman Lebermann

Mayor Butler announced the ordinance had been finally passed:

Mayor Butler introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH DAVID B. BARROW, SR.; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

Noes: Councilman Friedman

Not in Council Room when Roll was called: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.



## CITY OF AUSTIN, TEXAS

## CONDEMNATION OF EASEMENT

Discussion was held on the rerouting as requested by the Sierra Club. Mr. R. L. Hancock, Director of Electric Utilities, showed on the map the location of this 138 KV line section from Decker Power Plant, east across the Colorado River, in a southerly direction around the east side of town, across the Colorado River, on behind Bergstrom Air Force Base and intersecting with an existing LCRA 138 KV transmission line in that area. This section is programmed for completion in 1974 and a 100' right-of-way acquisition for this line section is being initiated now. In some cases aerial rights-of-way are involved; in some cases power location rights-of-way are needed. Mr. Hancock stated the right-of-way crossed the tip of property of one owner; and there was another time the right-of-way ran along the back edge of another piece of property. The line routing follows an existing gas pipe line or petroleum products pipe line easement all the way from the edge of City property at Decker Plant to the intersection with the LCRA right-of-way, by deviating only in a few locations. It was Mr. Hancock's opinion the property owners objected not to the presence of the line, but perhaps to the price.

After further discussion, Councilman Nichols moved the Council adopt a resolution authorizing the condemnation of electric 138 KV transmission line easements on F. M. Road 973 on the following:

Delma Spell and Harry Schechter

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

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

Councilman Nichols then moved the Council adopt a resolution authorizing the condemnation of electric 138 KV transmission line easements on F. M. Road 973 on the following:

Mrs. Hermine Pearce Barclay

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

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

## ZONING DENIED

Mayor Butler opened the hearing continued from April 6, 1972, on the following request for zoning change:

NON-COMMISSIONED  
OFFICERS LIFE  
INSURANCE COMPANY  
Albert H. Cobb,  
President  
By Myers K. Parsons  
C14-71-306

3803-3805 Duval St.  
506-508 E. 38th St.

From "A" Residence to  
"B" Residence as amended  
subject to 20' right-  
of-way on E. 38th St., 5'  
of right-of-way on  
Duval and 5' sidewalk  
easement on Duval St.

Mayor Butler noted the zoning was recommended by the Planning Commission subject to rights-of-way and a sidewalk easement on Duval; however, he also noted the filing of a petition which would require a six vote count from the Council to

grant as the Planning Commission recommended.

Mr. Myers K. Parsons, representing the applicant, pointed out this property was on a right-of-way which is scheduled some day to be zoned something other than residential.

Mr. W. R. Bodine, 3809 Duval, expressed strong opposition that this area, contrary to the proponent's presentation, is improving as the evaluation of property increases each year. He asked that this non-residential use not be approved. Councilman Friedman suggested a restrictive covenant could be made, that the property would remain "B", thus assuring there would be no office development. Mr. Parsons, representing the applicants, hesitated in entering into such a covenant, as the area calls for more than residential according to the Master Plan. Mr. J. R. Chick, 3810 Duval, opposed the zoning change, and asked the Council to retain the present zoning, residential.

#### Motion

Councilman Nichols moved the Council grant the application as amended. The motion, seconded by Mayor Pro Tem Love, failed to carry by the following vote:

Ayes: Councilman Nichols, Mayor Pro Tem Love

Noes: Councilmen Dryden, Lebermann, Friedman, Handcox, Mayor Butler.

#### ADDITIONAL EXPENDITURE - C.I.P.

In response to Councilman Friedman, Mr. Curtis Johnson, Director of Water and Wastewater Department, explained the overrun was in the area of concrete blocking, etc., necessary behind turns in the pipe line as well as some additional concrete needed to better protect the general appearance and environment of the area. The Staff realized during the construction that it would be necessary to increase the amount of concrete. It was pointed out by the City Attorney that change orders exceeding \$5,000 and beyond the scope of the City Manager's authority because of price or not being in the budget, that before the change order is accomplished it must be approved by the City Council.

Councilman Nichols moved the Council adopt a resolution authorizing the additional expenditure of \$7,075 for Capital Improvements Project No. 4029, 2 for overrun and modification to bid specifications for the relocation and installation of water mains on West Loop 360 by Austin Engineering Company. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

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

#### APPROPRIATION - POLICE PERSONNEL AND OVERTIME

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 710909-I TO APPROPRIATE FROM UNAPPROPRIATED GENERAL FUNDS AND CREDIT TO CERTAIN POLICE DEPARTMENT ACCOUNTS AMOUNTS TO BE EXPENDED FOR ADDITIONAL PAY AND PERSONNEL; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Mayor Butler announced that the \$148,628.00 for additional Police personnel and payment of Police overtime is an estimate. Deputy City Manager Davidson explained salaries were not figured for the full year, but the estimates are based on what it is thought realistically will be needed to do this job, between now and October 1st.

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Nichols

The Mayor announced that the ordinance had been finally passed. Mayor Butler stated that this action is in line with the Council's adopted crime reduction program as well as what occurred two weeks ago as related to overtime for court appearances on off-duty hours.

#### STREET LIGHTING ADJACENT TO PUBLIC SCHOOLS

Deputy City Manager Davidson reported on a survey taken around school locations, on the cost, number of fixtures and poles and etc. to provide adequate lighting around elementary and junior high schools in Austin. The total estimated cost is some \$24,000.00. If the Council desires to proceed, the program could be accomplished with current funds in the C.I.P. for street lighting.

Councilman Handcox was concerned that perhaps some projects included in the Capital Improvement Program might be jeopardized by this program. Deputy City Manager Davidson explained that the school lighting would not be detrimental to any of the other programs. The Director of Electric Utilities, Mr. R. L. Handcock, also explained how the lighting could be accomplished without shifting priorities.

Mayor Pro Tem Love asked if there were information relating to parochial schools in addition to public schools. Deputy City Manager Davidson said a similar survey could be conducted to determine what might be required. This lighting would be restricted to the corporate limits.

Councilman Nichols moved the Council authorize this program with the understanding that priorities that have been established need not necessarily be changed. 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

#### USE OF STRUCTURE BY LADIES FIRE AUXILIARY

Councilman Nichols presented the item stating the Ladies Fire Auxiliary needed a place where they could gather clothing, mend them and accumulate various items for those whose homes have been damaged or destroyed by fire. He stated this was a good location and was immediately adjacent to an existing fire station.

After discussion, Councilman Nichols moved the Council instruct the Staff to get the necessary paper work to grant a special permit for this property for the intended use by Ladies Fire Auxiliary; the Auxiliary is to pay the utilities

keep it clean and maintain the property. The term of lease will be at the pleasure of the Council -- that is as long as the Auxiliary wanted it unless the City had a higher need for it. The motion, seconded by Councilman Friedman, carried by the following vote:

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

Noes: None

#### ZONING ORDINANCES

ODAS JUNG  
C14-70-001  
Portion of area  
Study

3820-3918 Woodbury  
Drive

From Interim "A" Residence First Height and Area to "D" Industrial First Height and Area

Mayor Butler 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:  
LOT 15, WOODWARD INDUSTRIAL DISTRICT, LOCALLY KNOWN AS 3820-3918 WOODBURY DRIVE, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "D" INDUSTRIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Nichols

The Mayor announced that the ordinance had been finally passed.

MORRIS BILT HOMES  
C14-69-220

8124-8180 Balcones Dr.  
(Tract 1 only)

From Interim "A" Residence First Height & Area to "BB" Residence First Height & Area

Mayor Butler 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:  
A 12.17 ACRE TRACT OF LAND, LOCALLY KNOWN AS 8124-8180 BALCONES DRIVE, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Nichols

The Mayor announced that the ordinance had been finally passed.

O. C. HARDIN C14-70-134	3606 Clawson Road	From "A" Residence to "BB" Residence
SAM E. DUNNAM IV C14-70-176	Rear of 7600 Burnet Road	From "A" Residence to "GR" General Retail
M. E. JOHNSON C14-68-076	907 E. 48th 1/2 St.	From "A" Residence to "C" Commercial
MARGARET SHOAT C14-70-042	1805-1807 Willow St.	From "A" Residence to "B" Residence

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: (1) A 0.95 ACRE TRACT OF LAND, LOCALLY KNOWN AS 3606 CLAWSON ROAD, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; AND (2) LOT 2, NORTHCROSS SUBDIVISION, SECTION 2, LOCALLY KNOWN AS THE REAR OF 7600 BURNET ROAD, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; AND, (3) LOT 23, HARMON TERRACE SUBDIVISION, LOCALLY KNOWN AS 907 EAST 48 1/2 STREET, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; AND, (4) LOTS 9 and 9 1/2, BLOCK 4, OUTLOT 36, RIVERSIDE ADDITION, LOCALLY KNOWN AS 1805-1807 WILLOW STREET, FROM "A" RESIDENCE DISTRICT TO "B" RESIDENCE DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Nichols

The Mayor announced that the ordinance had been finally passed.

MORGAN L. PIERCE  
C14-71-135

Rear of 507-613 Kinney  
Avenue

From "A" Residence to  
"LR" Local Retail

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: LOST CANYON SUB-DIVISION, LOCALLY KNOWN AS THE REAR OF 507-613 KINNEY AVENUE, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Dryden, Mayor Pro Tem Love

Noes: Mayor Butler

Not in Council Room when Roll was called: Councilmen Lebermann, Nichols

The Mayor announced that the ordinance had been finally passed.

C. L. REEVES  
C14-71-316

Tract 1	From Interim "A" Res-
2201-2207 Woodland Ave.	idence First Height &
1801-1815 Burton Dr.	Area to "LR" Local
Tract 2	Retail First Height and
2009-2115 Woodland Ave.	Area (Tracts 1 and 2)
1800-1814 Burton Dr.	
Tract 3	From "O" Office to
2008-2114 Woodland Ave.	"LR" Local Retail
1714-1732 Burton Dr.	(Tracts 3 and 4)
Tract 4	
2200-2206 Woodland Ave.	
1733-1743 Burton Dr.	

Mayor Butler 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 1: A 0.47 ACRES TRACT OF LAND, LOCALLY KNOWN AS 2201-2207 WOODLAND AVENUE; 1801-1815 BURTON DRIVE, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND, TRACT 2: A 1.55 ACRE TRACT OF LAND, LOCALLY KNOWN AS 2009-2115 WOODLAND AVENUE; 1800-1814 BURTON DRIVE, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND, TRACT 3: A 1.13 ACRE TRACT OF LAND, LOCALLY KNOWN AS 2008-2114 WOODLAND AVENUE; 1714-1732 BURTON DRIVE, FROM "O" OFFICE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; AND, TRACT 4: A 0.35 ACRE TRACT OF LAND, LOCALLY KNOWN AS 2200-2206 WOODLAND AVENUE; 1733-1743 BURTON DRIVE, FROM "O" OFFICE DISTRICT TO "LR" LOCAL RETAIL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING

THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND  
DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

BILL MILBURN C14-69-42	1208-1210 Chestnut Ave. 2301-2305 E. 13th St.	From "A" Residence to "BB" Residence
LOUIS A. JOSEPH C14-71-004	9108-9120 North Inter- state Highway 35	From "A" Residence to "C" Commercial

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: (1) LOTS 11 and 12, BLOCK 21, OUTLOTS 32 AND 33, DIVISION "B", GLENWOOD ADDITION TO EAST AUSTIN, LOCALLY KNOWN AS 1208-1210 CHESTNUT AVENUE; 2301-2305 EAST 13TH STREET, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; AND, (2) LOT 2, AND THE WEST 68.35 FEET OF LOT 3, BLOCK N, GEORGIAN ACRES, LOCALLY KNOWN AS 9108-9120 NORTH INTERSTATE HIGHWAY 35, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

WILL THURMAN, JR. C14-72-018	5111-5305 Wasson Road	From "GR" General Retail to "C" Commercial
JOE LONG C14-72-022	4309 Avenue D	From "A" Residence First Height & Area to "B" Residence First Height and Area
ALLANDALE ESTATES DEVELOPMENT COMPANY C14-72-026	8639-8831 Shoal Creek Boulevard	From "B" Residence to "O" Office

RAY YATES C14-72-034	7531 Burnet Road	From "GR" General Retail to "C" Commercial
C. L. REEVES C14-72-036	504 Swanee Drive	From "BB" Residence to "B" Residence
C. L. REEVES C14-72-037	2101 Burton Drive	From "B" Residence to "C-2" Commercial
E. G. CARLSON C14-72-039	1008-1034 Highway 183	From "C" Commercial to "C-2" Commercial

Mayor Butler 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:

(1) A 1.85 ACRE TRACT OF LAND, LOCALLY KNOWN AS 5111-5305 WASSON ROAD, FROM "GR" GENERAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT; AND, (2) LOTS 5 AND 6, AND THE NORTH 15 FEET OF LOT 7, BLOCK 14, HYDE PARK ADDITION NO. ONE, LOCALLY KNOWN AS 4309 AVENUE D, FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "B" RESIDENCE, SECOND HEIGHT AND AREA DISTRICT; AND, (3) LOTS 10-26, BLOCK T, ALLANDALE ESTATES, SECTION 3, LOCALLY KNOWN AS 8639-8831 SHOAL CREEK BOULEVARD, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; AND, (4) LOT 4A, RESUBDIVISION OF LOTS 2, 3, 4, AND 5 OF THE RESUBDIVISION OF LOT L, BLOCK A, SAINT LOUIS HEIGHTS, LOCALLY KNOWN AS 7531 BURNET ROAD, FROM "GR" GENERAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT; AND, (5) LOT 13, BLOCK 5, SILVERTON HEIGHTS ADDITION, LOCALLY KNOWN AS 504 SWANEE DRIVE, FROM "BB" RESIDENCE TO "B" RESIDENCE DISTRICT; AND, (6) A 14,800.5 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 2101 BURTON DRIVE, FROM "B" RESIDENCE DISTRICT TO "C-2" COMMERCIAL DISTRICT; AND, (7) A 0.73 ACRE TRACT OF LAND, LOCALLY KNOWN AS 1008-1034 U. S. HIGHWAY 183, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS: SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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 Dryden, carried by the following vote:

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

Noes: None

Not in Council Room when Roll was called: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.



## ZONING ORDINANCE - 1ST READING

Mayor Butler introduced the following ordinance for its first reading:

JERRY WALLACE  
C14-71-192

Rear of 1102-1208  
Rutland Drive

From "BB" Residence &  
"LR" Local Retail to  
"LR" Local Retail

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS: LOT 1, WESTCHESTER SUBDIVISION, LOCALLY KNOWN AS THE REAR OF 1102-1208 RUTLAND DRIVE, FROM "BB" RESIDENCE DISTRICT AND "LR" LOCAL RETAIL DISTRICT TO "LR" LOCAL RETAIL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS.

Mayor Pro Tem Love moved the Council pass the ordinance through its first reading. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Present but not voting: Mayor Butler

Not in Council Room when Roll was called: Councilmen Lebermann, Nichols

The Mayor announced that the ordinance had been passed through its first reading.

## PROPOSAL FOR A BICENTENNIAL 1776-1976

Mr. Donald C. Berman, representing Austin Regional Group of the Sierra Club, presented a proposal for a Bicentennial 1776-1976 Park System in Austin, and noted that the presentation was prepared by the Sierra Club and by Fehr, Granger, and Emerson, Architects. The proposal encompasses Town Lake area, regional or neighborhood parks, neighborhood mini parks, Hike and Bike trails, and mass transit. This plan is compatible with the Town Lake Development Plan, the 1958 Austin Plan, Master Plan and Greenbelt Plans, the Bicentennial Commission, National Bicentennial Commission, and Town Lake Beautification Plan, and also with the Civic Center concepts.

Mr. Berman stated Austin's plan could be unique, in that Austin is the Capital, and stress could be made of the Town Lake with the creeks and greenbelts going out to the various parks. He pointed out a number of Texas cities are already making plans for this Bicentennial, and Austin is one of the three or four trial sites under consideration. Should it be selected, it would be most helpful in obtaining funding, in addition to helping in the park plan. His presentation contained many interesting suggestions as well as pointing out some of the lagging projects, noting Austin was short of mini parks which could be made available on unused City lands, or donated and sponsored by civic groups.

Mass transit would fit in nicely by using the present railroad system with one and two car commuter type trains to help people get to the center of the City without overcrowding existing streets and parking areas, or without taking park lands and paving over them. Whenever park land is paved over or built on, additional land should be made available.

Mr. Chartier Newton described the proposals in detail showing what ultimately could be done on the creek system, greenbelt system, Town Lake area, and various

trail areas, along the entire Town Lake banks, and the areas that could be used for water transportation. He pointed out the Natural Science Center is already planned, and the Garden Center is in existence. Many phases of recreation were mentioned.

Mr. Newton's plan envisioned a Congress Avenue Bridge with a City Hall built over the Bridge, linking both the north and south sides over the River to the City Hall without acquiring additional property. Predestrian lanes could be provided on the upper level. Mention of many other developments and activities during the Bicentennial Celebration was made.

Mr. Berman stated other cities in the State were moving ahead on such a program, and this is a chance for the City of Austin to get a comprehensive park program. He pointed out the necessity of a Bicentennial Committee, and public hearings so that neighborhood groups could get involved. The Parks and Recreation Planning Staff must be augmented in order to do some of the work for this committee, a design study should be started, and funds allocated in the 1972-73 C.I.P. He suggested placing this on the bond issue ballot, and to apply for matching funds. Councilman Friedman asked Mr. Berman if he needed a commitment for the Council. Mr. Berman stated Austin need commitment from the Council as to whether or not the Council is going to pursue a Bicentennial program for Austin in line with Texas and National plans.

Councilman Nichols suggested that Mr. Berman and Mr. Newton present this proposal to the Parks Board and let them report to the Council. It was stated the Board would meet next Tuesday, and the Council would have its report on April 20th.

#### MR. WROE OWENS - RESOLUTION - BICENTENNIAL & LIBRARY PLANS

Mr. Wroe Owens, President, Chamber of Commerce, commended Mr. Berman and Mr. Newton on their presentations, and announced the Chamber was in agreement with Mr. Berman as to community interest, propriety, and necessity for action. He read the Resolution adopted by the Austin Chamber of Commerce, recommending that the Council adopt development of the Town Lake area as Austin's Bicentennial project, and appoint the proper committee or committees to offer recommendations regarding the successful completion of this project and for the purpose of carrying to the citizens of Austin suggestions as to their participation individually or in groups. He called attention to the "Quality of Life Report" which the Council had received. He offered his assistance in any way on the Bicentennial. Mr. Owens asked if he should report on the Library or wait until later.

Councilman Nichols moved the Council vote that both these items be referred to the Park Board and ask for their recommendation at the next Council meeting. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Not in Council Room when Roll was called: Mayor Butler

#### SALE OF STRUCTURES

Councilman Nichols moved the Council adopt a resolution approving the sale of the structure in the Urban Renewal Area as follows:

University East Project, Tex. R-103:

Parcel No. 14-4      2003 Sabine      Earl Bradford      \$797.00  
Minimum acceptable sales price:      \$500.00

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

Ayes: Councilmen Dryden, Nichols, Friedman, Mayor Butler

Noes: None

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

Councilman Nichols moved the Council adopt a resolution authorizing the sale of structures in Urban Renewal Areas as follows:

University East Project, Tex. R-103:

Parcel No. 17-3      1959 Sabine      W. D. Dodson      \$5,880.00  
Minimum acceptable sales price:      \$2,000.00

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

Ayes: Councilmen Dryden, Nichols, Friedman, Mayor Butler

Noes: None

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

Councilman Nichols moved the Council adopt a resolution authorizing the sale of a structure in the Urban Renewal Areas as follows:

University East Project, Tex. R-103:

Parcel No. 9-1      2100 Oldham      Alexa Banker      \$4,650.98  
Minimum acceptable sales price:      \$1,000.

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

Ayes: Councilmen Dryden, Nichols, Friedman, Mayor Butler

Noes: None

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

Councilman Nichols moved the Council adopt a resolution authorizing the sale of a structure in the Urban Renewal Areas as follows:

Glen Oaks Project, Tex. R-70:

Parcel No. 1-5      3005 Kuhlman      J. H. Means      \$530.00  
Minimum acceptable sales price:      \$500.00

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

Ayes: Councilmen Dryden, Nichols, Friedman, Mayor Butler

Noes: None

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

PARADE PERMIT  
P.O.W. (GROUP OF CHRISTIAN YOUTH)

The Council had before it a request for a Parade permit for April 22, 1972, from 10:00 A. M. to 11:45 A. M. Mr. Rick Riley represented the P.O.W. Youth Rally to be held at Nelson Field. After discussion of the organization and more details about the parade, Councilman Nichols moved the Council grant the parade permit subject to the approval of the Police Chief. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Not in Council Room when Roll was called: Mayor Butler

Deputy City Manager Davidson reported they had double-checked the parade application and it has been OK'd by the Police Department.

LICENSE AGREEMENT

Councilman Nichols moved the Council adopt a resolution authorizing a License Agreement for usage of a portion of Townes Lane by adjoining property owners. The motion, seconded by Councilman Friedman, carried by the following vote:

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

Noes: None

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

ANNEXATION ORDINANCE - FINAL PASSAGE

Mayor Butler brought up the following ordinance for its final reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 12.20 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPLGAIT SURVEY IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

Councilman Nichols moved the Council pass the ordinance through its third and final reading. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Not in Council Room when Roll was called: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

**REQUEST FOR EXTENSION OF BUS ROUTE**

Mr. H. A. Jones, President of the Springdale Hills Community Club, had requested appearance before the Council to ask for an extension of the East End Bus Route. Mrs. Ursual Brown, Public Relations Secretary, spoke in behalf of Mr. Jones, reporting they had asked the Bus company once or twice to extend this route to Springdale Hills, but the company did not think this extension would be feasible. She felt the company should at least run the extension for a trial period.

Councilman Nichols stated this extension had been recommended by the proper authority. Then Councilman Nichols moved the Council order the extension of the bus service into this area. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Not in Council Room when Roll was called: Mayor Butler

Mayor Pro Tem Love directed Mrs. Brown to keep in touch with the City Manager's office.

**CASH SETTLEMENT**

Councilman Nichols moved the Council adopt a resolution authorizing a 40/60% cash settlement with WALTER CARINGTON to provide water service to Village Green - City's cost @ 60% is \$1,438.35; owner's cost @ 40% is \$958.90. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Mayor Butler, Councilmen Dryden, Nichols, Lebermann

Noes: Councilman Friedman

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

**CONTRACTS AWARDED**

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

JACK A. MILLER, INC.  
(Austin, Texas)

- For construction of a reinforced concrete box culvert in Cherry Creek Drive, Cherry Creek Commercial II, Contract No. 72-Cc-102 - \$11,360.50. (40 working days for completion; Engineer's estimate - \$11,000; Capital Improvements Program Project No. 6526 1) (50-50 Participation).

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

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Handcox

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

LARSON-PUGH, INC.  
(Austin, Texas)

- For construction of a reinforced concrete multiple box culvert across Deadwood Dr. in Peppertree Park, Section 2, Contract 72-Cc-103 - \$7,991.40. (40 working days for completion; Engineer's estimate was \$8,622.00; Capital Improvements Program Project No. 6526 2) (50-50 Participation).

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

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Handcox

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

ED H. PAGE  
(Austin, Texas)

- For reinforced concrete 3-8' x 4' Multiple Box Culvert in Westgate Boulevard - Cherry Creek, Commercial II, Contract No. 72-Cc-104 - \$12,470.00. (40 working days for completion; Engineer's estimate was \$13,375.00; Capital Improvements Program Project 6526 3) (50-50 Participation).

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

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Handcox

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

SOUTHWEST RATHGEBER  
CO., INC.  
(Austin, Texas)

- For demolition of the incinerator and site-work at the Sanitation Yard - Base Bid plus Alternate No. 1 - \$17,441.00. (90 calendar days for completion; City's estimate was \$27,000; Capital Improvements Project No. 9201 0).

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

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Handcox

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

LAYNE TEXAS COMPANY  
(Houston, Texas)

- For water well addition for air conditioning system at Municipal Auditorium - \$11,000.00. (30 calendar days for completion; City's estimate \$7,000.00; Capital Improvements Program Project No. 8014).

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

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Friedman  
Handcox

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

AIR CONDITIONING, INC.  
(Austin, Texas)

- For Brackenridge Hospital air conditioning projects - Base Bid plus Alternate - \$153,500.00. (200 calendar days for completion; Architect's estimate was \$172,163.00; Capital Improvements Program Project Nos. 8407, 8408 and 8409).

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

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Friedman,  
Handcox

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

AUSTIN ENGINEERING  
COMPANY  
(Austin, Texas)

- For Electric Street Light Ductline and concrete foundations on Barton Springs Road from Lamar Blvd. to Congress Ave., and on So. 1st St. from Barton Springs Rd. to north end of Colorado River Bridge - \$56,555.90. (130 calendar days for completion; Engineer's estimate was \$76,690.00; Capital Improvements Program Project No. 3828 1).

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

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Friedman,  
Handcox

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

JALCO INCORPORATED  
(Houston, Texas)

- For the installation of approximately 5,500 linear feet of 48" water main and appurtenances from Hether St. along Kinney Ave., W. Oltorf St. and Cumberland Road to So. 5th St. - \$415,385.00. (90 working days for competition; City's estimate was \$466,400.00; Capital Improvements Program Project No. 4056 0).

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

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

Noes: None

Not in Council Room when Roll was called: Councilmen Lebermann, Friedman, Handcox

Discussion of the Griffin Construction Company contract was held. Councilman Nichols, in view of the wide difference in bid in the City's estimate and the bid received, asked about the performance of this company. Mr. Curtis Johnson, Director of Water and Wastewater Utilities, reported the firm had done work for the City previously and satisfactorily. The bid is lower than anticipated and the bidding ran from \$85,000.00 to \$197,000.00. The company is satisfied and anxious to go to work.

After discussion and assurance that everything is in order, Councilman Nichols moved the Council award the bid to GRIFFIN CONSTRUCTION COMPANY as follows by resolution:

GRIFFIN CONSTRUCTION COMPANY  
(Austin, Texas)

- For the installation of approximately 10,500 linear feet of 12" water main and appurtenances along Mathews Ln. & F.M. 2304 (Manchaca Rd.) from Cannon League Drive to Monarch Drive - Castlewood - \$85,614.84. (120 working days for completion; City's estimate was \$193,929.00; Capital Improvements Program Project No. 4070 0).

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

Ayes: Councilmen Dryden, Nichols, Friedman, Mayor Butler

Noes: None

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

#### Bidding Procedures

Councilman Nichols discussed bidding procedure. The Deputy City Manager had discussed with him (1) Open market purchases under competitive sealed invitations with which Councilman Nichols saw nothing wrong. (2) Supply agreement under sealed bid invitations with a six-months or annual basis. One particular bid was for six months with an optional six months extension. Councilman Nichols said this would lead to perpetuity of these contracts.



As to transformers, the Deputy City Manager stated some local suppliers proposed another way to handle the transformers, and he asked for the opportunity to work with them further to come up with a satisfactory arrangement and asked that the transformer item be deleted.

Councilman Nichols stated the Council would get a breakdown on items, say sulphuric acid, which it is stated should be bought on a competitive, sealed bid invitation for 12 months -- and the Council will be provided the cost on a 12-month basis and what it would be on a monthly basis.

Councilman Nichols referred to a previous bid covering some 63 items on a 12-month basis, and these people who entered into these contracts in the main are willing to cancel those contracts and start all over -- at least three bidders and possibly two others. He suggested that those be recalled. Mr. Davidson stated as a result of the Council discussion two weeks ago, he was prepared to analyze each one of the items individually, talk to the suppliers that were awarded the contract and report back to the Council. He stated as soon as they had completed this analysis, they would be in touch with each of the successful bidders for the purpose of meeting with the Council to see what should be done on behalf of the City.

Mayor Butler asked how this bidding would be to the companies' advantage, and how is it necessarily also to the City's advantage. The Mayor noted from Mr. Jones' answer that the question is availability and not price; and if the availability improved, the price could get worse. In discussion, Councilman Friedman asked Mr. Jones if they would be willing to guarantee this price. Mr. Jones said they had guaranteed price protection on all except some items. Some items were pulled out because they did not have annual price protection.

#### Twelve Month Supply Agreement for Miscellaneous Electric Utility Items

Deputy City Manager Davidson stated in view of the policy recommendation, he suggested that the Council reject the bids under the Electric Utility items so that each one could be re-evaluated in view of this new policy. Mr. Davidson stated these were two items under consideration -- the items on the agenda today under a new policy, and the item of some contracts that had been awarded. Councilman Dryden recalled the suppliers - Messrs. Jones, Carter, Penn, and Halton had stated they were in competition and could generally give the City a better deal month by month. Councilman Dryden stated when a seller asked the Purchasing Department or the City Manager to postpone \$100,000 worth of items of \$5,000 or less, so that they could be discussed with the Council, then it should be done. It was stated by the Purchasing Director that this decision was made in a staff meeting with Department heads, as to the award of the \$5,000 items, and it was his understanding the suppliers wanted to be present at the time the Council considered the items, and this was arranged.

Councilman Dryden stated in the future if some supplier asked that an item be put off until they could talk about it with the City Manager or Council that this is a matter of something that really should be considered.

Mr. Bill Penn, President of Techline, Inc., stated they are basically here to make money and in turn have a better opportunity to make money under short term bidding procedures than in long term bidding procedures. The reasons are essentially they have a repetitive opportunity to lower it and maybe get back into the business next month. He asked if this would result in a net overall price to the City of Austin, or a gradual increase. Mr. Penn suggested that the Purchasing Department determine the spread and occasionally go out and buy a three months

supply to check the pricing level, and what other utilities are paying. A regular check could be made. If the suppliers cannot offer the City a situation which is basically to the City of Austin's advantage, he would expect, as a citizen of Austin, that the Purchasing Department would say to the bidders that they would either have to get competitive, or the bidding procedure would have to be changed. He was in favor of this. Mayor Butler stated that basically was what the City Manager is recommending. Councilman Friedman again asked if they would guarantee the price they had offered on the yearly bid. Mr. Penn stated one of the advantages as far as he was concerned of short time bidding practices, if one bids, one is not committed for a year. In turn, at any point during that year if the City determines it should change this policy to benefit the City, the City would still have the opportunity to do so. The increased competition following this type of procedure would, in the long run, result in the City's getting better prices.

In answer to Councilman Friedman's question if Mr. Penn would guarantee that the City would not have to pay any higher than it would have paid had it entered into an annual contract with him, Mr. Penn stated on the items in which he was involved, that would be true; but he would not speak for other suppliers. Councilman Friedman stated if the City Manager did get back in touch with those awarded contracts to see if they would rescind them, the City could make part of that arrangement that if they want to get out of the contract, that they would guarantee the City a price on those items that they rescind.

The Deputy City Manager, Mr. Davidson, restated his suggestion that the Council adopt the policy as outlined in writing and described to the Council. This policy includes the use of three categories of purchasers:

1. Open-Market Purchases under Competitive Sealed Bid Invitations.

This method is used when a firm quantity of items at a firm price with a specified delivery date is desired. Any inventories required are maintained by the City.

2. Supply Agreements under Competitive Sealed Bid Invitations.

This method is used when firm prices are desired for a given period of time; e.g. 3 months, 6 months or annual for items to be delivered as needed by the City.

3. Monthly Competitive Bid Invitation.

This method is used when multiple local sources are needed for items where quantities cannot be reliably estimated.

Mr. Davidson stated along with a description of each category and examples as to materials or commodities that would be purchased by the City, except for transformer items, he reported that suppliers had studied this policy and they agreed with it.

In summary, Deputy City Manager Davidson suggested that the Council reject bids on Item B.4.q. (Twelve months supply agreement for miscellaneous electric utility items.)

Councilman Lebermann suggested that the Council adopt this policy as a guide line, thereby furnishing firm guidelines to the City Manager's Office and to the Purchasing Department subject to review.

Councilman Nichols moved that with the exception of transformers that this policy be adopted a guide line to serve the Interim Manager. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

Noes: None

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

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

LONE STAR STEEL COMPANY  
(Dallas, Texas)

- Bid Items Nos. 2,5,6 and 7 - \$67,223.00

UNITED STATES PIPE &  
FOUNDRY CO.  
(Dallas, Texas)

- Bid Items Nos. 1,3,8,9 and 10 - \$8,921.50

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

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

Noes: None

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

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

ALAMO STEEL & MACHINERY  
COMPANY  
(Austin, Texas)

- Bid Invitation No. 2-0701. Annual twelve (12) months requirement for reinforcing bars for construction work by Parks & Recreation Department under the EDA PROJECT - \$10,950.00.

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

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

Noes: None

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

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

TEXAS TIE & TIMBER  
COMPANY  
(Dallas, Texas)

- Bid Invitation No. 2-0703. Twelve (12) month Supply Agreement for Creosoted Barrier Posts for use by Parks & Recreation Department under the EDA PROJECT - \$10,950.00.

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

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

Noes: None

Not in Council Room When Roll was called: Mayor Pro Tem Love, Councilman Handcox

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

EVANS METAL PRODUCTS  
(Austin, Texas)

- Bid Invitation No. 2-0704. Twelve (12) month Supply Agreement for chain link fence and lumber for use by Parks & Recreation Department under the EDA PROJECT - \$11,119.03.

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

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

Noes: None

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

T. C. STEINER & SON  
(Austin, Texas)

- Bid Invitation No. 2-0715. Twelve (12) month Supply Agreement for Sandy Loam Topsoil for use by Parks & Recreation Department under the EDA PROJECT - \$4,500.00.

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

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

Noes: None

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

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

Bid Invitation No. 2-0720

Twelve (12) Month Supply Agreement for Building Stone for use by Parks and Recreation Department under the EDA PROJECT:

LONGHORN STONE CO.  
(Austin, Texas)

- 600 Tons 15" x 12" x 6" Stone - \$12,000.00.

TEXAS QUARRIES, INC.

- 200 Tons 24" x 12" x 12" Stone - \$5,384.00.

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

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

Noes: None

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

Councilman Nichols moved the Council adopt a resolution rejecting the following Bid Items:

- (b) Bid Invitation No. 2-0755.  
Vehicle and Equipment Rental under the EDA PROJECT.

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

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

Noes: None

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

Councilman Nichols moved the Council adopt a resolution rejecting the following Bid Item:

VENABLE SPRINKLER SALES,  
INC. (Austin, Texas)

- Bid Invitation No. 2-0719, Received  
Incomplete

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

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

Noes: None

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

#### CONSTRUCTION AT EASTWOOD'S PARK

Mr. Richard J. Graber appeared before the Council to discuss construction at Eastwood's Park, and described the unique park as a quiet, peaceful and natural place. He called attention to roots of many trees which had been exposed due to drainage of soil into the creek; however, the Parks and Recreation Department had begun appropriate measures to correct the situation. He stated the original plan called for walkways along the path; and instead of crushed limestone to be surrounded by concrete curbing, he emphasized that the area be filled in with wood chips.

The main objection is the character of the park is being changed. He asked that the Director of Parks and Recreation maintain the plans that wood chips be used along these pathways and utility pole sections along the creek; and provide the walkway up the side of the hill to 26th Street and reconsider the need for the 5' wide 6" deep channel right through the middle of the park.

He suggested that the playground equipment be more centrally located and not encroach into the open areas of the park.

Mr. Sheffield stated no more concrete is going to be poured right now, and stated the specified area would be wood chips which preserves the nature of the parks and trees. He stated this park was an overgrazed park and overused per square footage, and they are trying to do their best to preserve the park.

Mr. Graber asked the Council to direct the Parks and Recreation Department to follow the present plans at least from this point forth. Members of the Council expressed their confidence in Mr. Sheffield and the Department personnel, and it appeared Mr. Sheffield was following the original plans.

## LOTS TO BE CAST

It was noted that lots were to be cast to determine the supplier between Lone Star Steel and United States Pipe & Foundry Company, as identical bids were received from these companies. Mr. Solon Bennett, Director of Purchasing, drew from the receptacle, and the Council declared the successful bidder to be UNITED STATES PIPE & FOUNDRY COMPANY, for Bid Item No. 4 - \$3,475.00.

Councilman Nichols moved the Council adopt a resolution awarding the contract as follows:

UNITED STATES PIPE &  
FOUNDRY COMPANY  
(Dallas, Texas)

- Bid Item No. 4 - \$3,475.00

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

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

Noes: None

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

## BIDS REJECTED

Councilman Nichols moved the Council reject the following by resolution:

(a) Bid Invitation No. 2-0626

Twelve (12) month Supply Agreement for Miscellaneous Electric Items:

SOUTHWAY ELECTRIC  
UTILITY SERVICE, INC.  
(San Antonio, Texas)

- Bid Items No. 1-70%, 8-70%, and 66-100% -  
\$38,902.50

PRIESTER-MELL CO.,  
INC. (Austin, Texas)

- Bid Item Nos. 9-30%, 10-30%, 30-100% and  
50-100% - \$27,492.97.

BESCO, INC.  
(Austin, Texas)

- Bid Items Nos. 1-30%, 8-30% and 10-70% -  
\$19,549.72.

TECHLINE, INC.  
(Austin, Texas)

- Bid Items Nos. 5-30%, 9-70% and 31-70% -  
\$11,062.10.

WILLINGHAM ELECTRICAL  
SUPPLY CO.  
(Austin, Texas)

- Bid Items Nos. 5-70% - \$3,557.40.

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

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

Noes: None

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

## FIRE &amp; EXTENDED COVERAGE PROGRAM DEFERRED

The Council deferred discussion of the Fire and Extended Coverage Program until the following week, April 20th.

## LAKE ZONING ORDINANCE DEFERRED

The Council deferred consideration at this time of the Lake Zoning Ordinance.

## REQUEST TO USE CITY PARK FOR MUSIC FESTIVAL

Mr. Cameron M. Cunningham appeared before the Council requesting permission to use Lake Austin Park on April 30, 1972, from 3:00 P. M. to 11:00 P. M. for a Music Festival to be attended by about 2,500 people. The Director of Parks and Recreation did not recommend this location at all, pointing out mainly the severe traffic problem on the narrow road leading into the park. He suggested the area on West 1st Street on Town Lake, or out in the western part of Zilker Park. At the City Park location, Mr. Sheffield stated people would have to be pulled out of the sand as there is not a substantial stand of turf at this time and the cars would ruin this area. The Director of the Parks and Recreation Department described the area west of the "Polo Tables" in Zilker Park with a lot of shade trees, and asked Mr. Cunningham to consider that area.

After discussion, Councilman Friedman moved that the Council grant this permit (at the City Park location). The motion died for lack of a second.

Councilman Dryden moved the Council grant the request with Mr. Sheffield's approval at the site he had mentioned (the area west of the polo tables in Zilker Park) with the understanding Mr. Cunningham would be responsible for furnishing portable restrooms. The motion, seconded by Councilman Nichols, carried by the following vote:

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

Noes: None

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

## ADJOURNMENT

The Council then adjourned.

APPROVED: 

Mayor

ATTEST: \_\_\_\_\_

City Clerk