

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 31, 1973  
10:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Butler presiding.

Roll Call:

Present: Councilmen Dryden, Binder, Mayor Pro Tem Love, Councilmen  
Friedman, Handcox, Mayor Butler  
Absent: Councilman Lebermann

The Invocation was delivered by REVEREND RICHARD E. MC CABE, Catholic Charities.

MINUTE MINUTES APPROVED

Councilman Dryden moved the Council approve the Minutes of the Regular Meetings of March 15, 1973 and March 22, 1973, and the Special Meeting of May 7, 1973. The motion, seconded by Councilman Handcox, carried by the following vote:

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

POSTER FOR ENERGY CRISIS

Mayor Butler announced that the Chamber of Commerce President, Dr. J. Neils Thompson has a presentation to make. Dr. Neils Thompson stated that in keeping with the suggestion of the Electric Department, the Austin Chamber of Commerce is asking all citizens to "Stay at 78° to Cooperate", and then presented the Councilmembers a poster with this slogan. He stated these posters would be available to business firms, offices, and others.

WITHDRAWAL AND REIMBURSEMENT OF  
FUNDS

Mayor Pro Tem Love moved the Council adopt a resolution authorizing withdrawal of City of Austin from South Texas Nuclear Project and reimbursement of funds to the City of Austin. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

## REJECTING BIDS

Councilman Handcox moved the Council adopt a resolution rejecting the bids for the construction of the "Northwest Area Junior Swimming Pool" at Hart Lane and Far West Boulevard. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Butler, Councilmen Dryden,  
Binder

Noes: None

Out of Room at Roll Call: Mayor Pro Tem Love

Absent: Councilman Lebermann

## AUTHORIZING LEASE

Councilman Dryden moved the Council adopt a resolution authorizing the lease of 3,280 square feet of office space for the Department of Community Action to be used in operating Manpower programs funded by the U.S. Department of Labor. Location is at East 5th and San Jacinto Streets and the cost will be \$990 per month. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Absent: Councilman Lebermann

## MODEL CITIES PROPOSALS

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

Contract between Child Incorporated and the Model Cities Department for the Child Development Project #30030, from June 1, 1973 to June 30, 1974. The total cost of this thirteen month contract is \$781,891 - Texas Department of Public Welfare share is \$547,324; and Model Cities share is \$234,567.

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

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

Noes: None

Absent: Councilman Lebermann

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

Contract between the Model Cities Department and the Austin-Travis County Health Department for the Family Outpatient Clinic Project #30110, from June 1, 1973 to June 30, 1974. The total cost of this thirteen month contract is \$484,828 - 100% Model Cities funds.

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

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

Noes: None

Absent: Councilman Lebermann

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

Contract between the Model Cities Department and the Austin-Travis County Health Department for the Family Planning Project #30130, from June 1, 1973 to June 30, 1974. The total cost of this thirteen month contract is \$126,338 - HEW share is \$93,338; and Model Cities share is \$33,000.

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

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

Noes: None

Absent: Councilman Lebermann

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

Contract between the Model Cities Department and the Austin Independent School District for the Continuing Education Project #30020, from June 1, 1973 to June 30, 1974. The total cost of this thirteen month contract is \$80,000 - 100% Model Cities funds.

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

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

Noes: None

Absent: Councilman Lebermann

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

Contract between the Model Cities Department and the Montopolis Community Center for the Model Cities Special Transportation Project #30910. This contract is for a thirty day period beginning June 1, 1973. Total cost of this contract is \$3,381 - 100% Model Cities funds.

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

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

Noes: None

Absent: Councilman Lebermann

#### PARADE PERMIT

Councilman Friedman moved the Council grant a parade permit for the Travis County Sheriffs Posse on July 19, 1973 from 2:30 P.M. to 4:00 P.M., starting from the Auditorium parking area, up South First to West 1st to Congress Avenue up Congress Avenue to 11th Street, West to Guadalupe, South on Guadalupe to Auditorium parking lot. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

#### CRIME PREVENTION FILM

Mayor Pro Tem Love moved the Council grant the request of Mr. Bill Green, representing Christian, Miller and Honts, Inc., for permission to film portions of a Crime Prevention film on City property. The motion, seconded by Councilman Friedman, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

## REFUND CONTRACT

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

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

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

Ayes: Councilman Handcox, Mayor Butler, Councilman Dryden,  
Mayor Pro Tem Love  
Noes: Councilmen Binder, Friedman  
Absent: Councilman Lebermann

## ORDINANCE AMENDED

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 720810-F TO APPROPRIATE FROM UTILITY BOND REVENUES AN AMOUNT TO BE EXPENDED FOR CERTAIN EXPANSION AT DAVIS WATER TREATMENT PLANT, C.I.P. PROJECT NO. 4927 0; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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 Handcox, carried by the following vote:

Ayes: Mayor Butler, Councilman Binder, Mayor Pro Tem Love,  
Councilmen Friedman, Handcox  
Noes: None  
Out of Room at Roll Call: Councilman Dryden  
Absent: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

## CURB AND GUTTER CONSTRUCTION

Mayor Butler introduced the following ordinance:

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

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 Friedman, carried by the following vote:

Ayes: Councilman Binder, Mayor Pro Tem Love, Councilmen Friedman, Handcox, Mayor Butler  
Noes: None  
Out of Room at Roll Call: Councilman Dryden  
Absent: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

#### ZONING ORDINANCES

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 1, ST ELMO HEIGHTS, SECTION 1, LOCALLY KNOWN AS 316-330 INDUSTRIAL BOULEVARD, 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 Handcox, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Friedman, Handcox, Mayor Butler, Councilman Binder  
Noes: None  
Out of Room at Roll Call: Councilman Dryden  
Absent: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

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:  
LOTS 5 and 6, BLOCK A, FORD PLACE, SECTION 1, LOCALLY KNOWN AS 4501 MANCHACA ROAD, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE 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 Handcox, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

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: LOTS 8, 9, 10, 11, 13 and 14, BLOCK 7, OAKMONT HEIGHTS SUBDIVISION LOCALLY KNOWN AS 3509-3601 LAWTON AVENUE; 3605-3607 LAWTON AVENUE, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE 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 Handcox, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

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: LOT 1, THE J.D. HORNE ADDITION, LOCALLY KNOWN AS 4017-4021 MANCHACA ROAD; 4016-4020 VALLEY VIEW ROAD, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE 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 Handcox, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

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 1, H.S.R. SUBDIVISION, LOCALLY KNOWN AS THE REAR OF 4002-4038 SPICEWOOD SPRINGS ROAD, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, 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 Handcox, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

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: LOT 1A, RESUBDIVISION OF LOT 1, HERITAGE HILLS WEST, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND,  
TRACT 2: LOT 2A, RESUBDIVISION OF LOT 1, HERITAGE HILLS WEST, SAVE AND EXCEPT THE EASTERNMOST 30 FEET, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT;  
LOCALLY KNOWN AS 8131-8137 NORTH INTERSTATE HIGHWAY 35; 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 Handcox, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

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: TRACT "A", WILLOW BEND ADDITION, SECTION 1, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND

TRACT 2: TRACT "B", WILLOW BEND ADDITION, SECTION 1, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 3: TRACTS "C" AND "E", WILLOW BEND ADDITION, SECTION 1, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND

TRACT 4: TRACT "F", WILLOW BEND ADDITION, SECTION 1, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 9: TRACT "G", WILLOW BEND ADDITION, SECTION 1, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 10: TRACT "D", WILLOW BEND ADDITION, SECTION 1, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT;

LOCATED ON THE EAST AND WEST SIDE OF PLANNED PLEASANT VALLEY ROAD BETWEEN EAST RIVERSIDE DRIVE AND EAST OLTORF STREET; 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 Handcox, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

The Mayor announced that the ordinance had been finally passed.

## CONTRACTS AWARDED

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

## Distance Meter and Survey Equipment for Engineering Department

HEWLETT-PACKARD COMPANY  
231 Billy Mitchell Road  
San Antonio, Texas

Items 1 through 9 and 12 -  
\$5,872.88  
Bid Invitation #3-0901

MILLER BLUE PRINT CO.  
P.O. Box 2065  
Austin, Texas

Items 10, 11, 13, and 14 -  
\$3,353.94  
Bid Invitation #3-0901

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

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

Noes: None

Absent: Councilman Lebermann

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

Eighty-two (82) Units - Trucks and/or Bodies: Total awards \$623,703.89

LEIF JOHNSON FORD  
507 East Koenig Lane  
Austin, Texas

Quantity: 75 Trucks -  
\$480,005.00  
Bid Invitation #3-0992

WESTERN UTILITIES  
EQUIPMENT COMPANY  
2400 West Seventh Avenue  
Denver, Colorado

Quantity: 1 Body -  
\$14,801.00  
Bid Invitation #3-0992

HOBBS TRAILERS  
P.O. Box 21400  
San Antonio, Texas

Quantity: 9 Bodies -  
\$21,062.96  
Bid Invitation #3-0992

UTILITY EQUIPMENT CO.  
P.O. Box 18507  
Oklahoma City, Oklahoma

Quantity: 17 Bodies -  
\$55,666.53  
Bid Invitation #3-0992

TRUCK SPECIALTY INDUSTRIES  
6540 S. Interregional Hwy.  
Austin, Texas

Quantity: 1 Body -  
\$2,224.40  
Bid Invitation #3-0992

COMMERCIAL BODY CORP.  
Fifth at Pedernales  
Austin, Texas

Quantity: 13 Bodies -  
\$33,716.00  
Bid Invitation #3-0992

TV PIPE INSPECTION CO.  
INC.  
3001 Canal Street  
Houston, Texas

Quantity: 2 Bodies -  
\$16,228.00  
Bid Invitation #3-0992

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

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

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

DATA DOCUMENTS, INC.  
3211 Nacogdoches Road  
San Antonio, Texas

Data Cards, Data Forms,  
Labels, Data Stock Paper -  
Data Processing Department  
and other departments using  
this type supplies  
Supply Agreement  
\$62,891.82  
Bid Invitation #3-1076

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

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

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

TIPS IRON AND STEEL COMPANY  
300 Baylor  
Austin, Texas

Welded Metal Frames for  
Aqua Festival Barges  
9 each @ \$660.00 - Total  
\$5,940.00  
Bid Invitation #3-1179

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

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

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

CARUS CHEMICAL COMPANY  
Division of Carus Corporation  
1500 8th Street  
LaSalle, Illinois

Potassium Permanganate  
Supply Agreement  
\$10,896.00  
Bid Invitation #3-0886

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

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

Noes: None

Absent: Councilman Lebermann

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

THE NEELEY VENDING COMPANY  
813 West North Loop  
Austin, Texas

Automatic Vending Machine  
Concession Service Contract  
Municipal Golf Course  
Amendment to existing contract and authorizing approval of price changes by City Manager or his designee.  
(This contract is for a 2 year period beginning May 26, 1972 with an additional 12 month option for extension)  
Bid Invitation #2-0804

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

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

Noes: None

Absent: Councilman Lebermann

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

AUSTIN ROAD COMPANY  
P.O. Box 9158  
Austin, Texas

For Govalle Wastewater  
Treatment Plant Site  
Improvements - Phase I  
Units "A" and "B"  
\$43,259.30  
(Capital Improvements Program Project No. 5914 0)

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

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

Noes: None

Absent: Councilman Lebermann

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

ROBERT HURST COMPANY  
1506 Karen Street  
Austin, Texas

For the installation of  
approximately 730' of 8"  
sewer main and appurtenances  
in Terrilance Drive and  
Burleson Road  
\$12,925.00  
(Capital Improvements  
Program Project No. 5077 6)

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

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

Noes: None

Absent: Councilman Lebermann

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

BURTEX CONSTRUCTORS, INC.  
Corpus Christi, Texas

Construction of the Clear-  
well, Booster Pump Station,  
and Backwash Recycling  
System Improvements at  
Davis Water Treatment Plant  
\$3,533,569.00  
(Capital Improvements  
Program Project No. 4927 0)

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

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

Noes: None

Absent: Councilman Lebermann

## PROCLAMATION

Mayor Pro Tem Love read a proclamation naming Rogge Lane on May 29, 1973 "UYEYAMA BOULEVARD", in honor of Air Force Major Terry Uyeyama, a prisoner of war for four years and ten months. The Proclamation was received by Major Terry Uyeyama.

## RECOGNITION

Mayor Butler presented a certificate of appreciation to certain board members for their long and hard work: Messrs. Clyde Hill, Al Mendoza, Bill Arnott, Ken Wendler, Clyde Copus, Tom Gardner, Al Golden, Joe Crow, Charles Nash, and Dr. Dan Morgan of the first Tax Advisory Commission in Austin.

Also receiving certificates were citizens who served on the Civic Center Conference Committee: Messrs. Wroe Owens, Jay Barnes, Johnny Jones, Don Abel, George Nalle, Julian Zimmerman, and Dr. J. Neils Thompson.

## CHANGE ORDER APPROVED

Councilman Friedman moved the Council adopt a resolution approving a change order amounting to \$8,819.95 for Capital Improvements Program Project No. 4078 1. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Out of Room at Roll Call: Mayor Pro Tem Love

Absent: Councilman Lebermann

## CASH SETTLEMENTS

Councilman Handcox moved the Council adopt a resolution authorizing cash settlement as follows:

CHERRY KEMBLE GRAY, TRUSTEE - for a sewer main extension at Gray Terrace, Resubdivision of Lot 1. Estimated cost is \$1,050.00: owner's cost @ 40% - \$420.00; City's cost @ 60% - \$630.00

C. NOELL RATHER & J. CURTIS SANFORD - for the installation of sewer services in Barton Terrace 7A, Resub. of Lot 2. Estimated cost is \$250.00: owner's cost @ 40% - \$100.00; City's cost @ 60% - \$150.00.

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

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

Noes: Councilmen Binder, Friedman

Absent: Councilman Lebermann

## HEARING SET - BRACKENRIDGE U.R. PLAN

Councilman Handcox moved the Council adopt a resolution setting a public hearing at 10:00 A.M., July 5, 1973, to consider amending the Brackenridge Urban Renewal Plan to change the land use designation for the approximate east one third of Outlot 118 of the Original City of Austin including one-half of the abandoned Sabine Street from "R" Residential to "B-2" Commercial. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Butler, Councilmen Dryden, Binder

Noes: None

Out of Room at Roll Call: Mayor Pro Tem Love

Absent: Councilman Lebermann

## SALE OF STRUCTURE

Councilman Dryden moved the Council adopt a resolution approving the sale of structure in the Brackenridge NDP Area, Tex. A-11-1, as follows:

Parcel No. 33-3	305 E. 13th Street	EMIL ROOS	\$500.00
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Minimum acceptable sales price: \$500.00

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

Ayes: Councilman Handcox, Mayor Butler, Councilmen Dryden, Binder, Friedmann

Noes: None

Out of Room at Roll Call: Mayor Pro Tem Love

Absent: Councilman Lebermann

## RAILROAD CROSSING PROTECTIVE DEVICES

Councilman Handcox moved the Council adopt a resolution authorizing the City Manager to execute an agreement with the Texas Highway Department, the Southern Pacific Transportation Company, and the Missouri, Kansas, Texas Railroad Company, to install railroad crossing protective devices at Springdale Road. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Butler, Councilmen Dryden, Binder, Friedman, Handcox

Noes: None

Out of Room at Roll Call: Mayor Pro Tem Love

Absent: Councilman Lebermann

## AGREEMENT - RIGHT - OF - WAY

Councilman Handcox moved the Council adopt a resolution authorizing the City Manager to execute a contractual agreement with the State of Texas covering acquisition of right-of-way for U.S. Highway 290 between Interstate Highway 35 and Cameron Road (F.M. 3015). The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Dryden, Binder, Friedman, Handcox, Mayor Butler  
Noes: None  
Out of Room at Roll Call: Mayor Pro Tem Love  
Absent: Councilman Lebermann

## LEASE AGREEMENTS

Councilman Friedman moved the Council adopt a resolution authorizing the City Manager to enter into lease agreements covering the following Police Community Relations Centers:

J.D. Culp, at 747 Montopolis Drive (existing).

John L. Gillespie, at 2142 E. 7th St. (to replace the center now existing at 1623 Rosewood Avenue)

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

Ayes: Councilmen Binder, Friedman, Handcox, Mayor Butler  
Councilman Dryden  
Noes: None  
Out of Room at Roll Call: Mayor Pro Tem Love  
Absent: Councilman Lebermann

## ACQUISITION OF LAND

Councilman Handcox moved the Council authorize the acquisition of certain land for widening and improving Springdale Road and construction of a new bridge at Boggy Creek as follows:

831 Springdale Road (Partial Acquisition)  
Govalle United Methodist Church

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

Ayes: Councilmen Friedman, Handcox, Mayor Butler, Councilmen  
Dryden, Binder  
Noes: None  
Out of Room at Roll Call: Mayor Pro Tem Love  
Absent: Councilman Lebermann



Councilman Handcox moved the Council adopt a resolution authorizing the acquisition of the following land for construction of South 1st Street bridges at Williamson Creek:

4800 South 1st Street (Partial Acquisition)  
James P. Nash, et al., Trustees for Louis J. Reicher,  
First Bishop of Austin Trust

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

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

Noes: None

Out of Room at Roll Call: Mayor Pro Tem Love

Absent: Councilman Lebermann

#### BALCONIES OVER SIDEWALKS

Councilman Friedman moved the Council adopt a resolution approving the building of balconies over the sidewalk area of East 11th Street and Red River Street along with a small foot-bridge over the creek and a small dam of approximately four feet in height to impound the water - requested by the Austin Symphony Society, through their architect, Eugene Wukasch. The motion, seconded by Councilman Handcox carried by the following vote:

Ayes: Mayor Butler, Councilmen Dryden, Binder, Friedman, Handcox

Noes: None

Out of Room at Roll Call: Mayor Pro Tem Love

Absent: Councilman Lebermann

#### FAMILY PLANNING SERVICES

Councilman Friedman moved the Council adopt a resolution authorizing a contractual agreement with Planned Parenthood Association of Austin/Travis County for provision of family planning services. Term of agreements to be May 1, 1973 - April 30, 1974. Total cost of program to be \$46,049: HEW - \$41,321; Planned Parenthood - \$4,728. The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Councilmen Dryden, Binder, Friedman, Handcox, Mayor Butler

Noes: None

Out of Room at Roll Call: Mayor Pro Tem Love

Absent: Councilman Lebermann

#### APPLICATION FOR FUNDS FROM O.E.O.

Councilman Handcox moved the Council adopt a resolution authorizing application for \$198,390 in additional funds from the Office of Economic Opportunity for continuation of Community Action programs from November 1, 1973, through April 30, 1974. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Binder, Friedman, Handcox, Mayor Butler,  
Councilman Dryden  
Noes: None  
Out of Room at Roll Call: Mayor Pro Tem Love  
Absent: Councilman Lebermann

#### NEW CAREERS PROGRAM

Councilman Friedman moved the Council adopt a resolution authorizing a contract with the Austin/Travis County Health Department for provision of health career training for up to six trainees of the Austin New Careers Program. Term of the agreement will be June 1, 1973 through May 31, 1974. The motion, seconded by Councilman Dryden, carried by the following vote:

Ayes: Councilmen Friedman, Handcox, Mayor Butler, Councilmen Dryden,  
Binder,  
Noes: None  
Out of Room at Roll Call: Mayor Pro Tem Love  
Absent: Councilman Lebermann

#### ANNUAL AGREEMENT

Councilman Handcox moved the Council adopt a resolution authorizing the approval of the annual arrangements agreement with the Department of Housing and Urban Development for Federal Program funding for fiscal year 1974. The motion, seconded by Councilman Dryden, carried by the following vote:

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

#### EASEMENT RELEASED

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

An existing 15 foot drainage easement out of Lot 2, BLACKSON AVENUE ADDITION to allow construction of a new post office which would encroach upon the easement. A replacement easement will be dedicated by separate instrument.

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

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

## REPORT FROM PARKS &amp; RECREATION BOARD RECEIVED

The Council at this time received from the Parks and Recreation Board their report recommending acceptance of donation of 7.2 acres in Northwest Hills as a conservation area.

## AUSTIN COMMUNITY TELEVISION

The Council granted Ms. Anita Benda representing Austin Community Television permission to videotape all or a portion of the Council meeting on June 14, 1973, which will be played back on June 20th at 7:00 P.M.

## ANNEXATION HEARING

Mayor Butler opened the public hearing scheduled for 11:00 A.M. on the following annexation:

457.9 acres of land, more or less, out of the GEORGE W. DAVIS, JAMES P. WALLACE NO. 18, JAMES ROGERS AND JOHN APPLGAI SURVEYS, ALLEN SUBDIVISION, ACME BRICK ADDITION, Resub. of Part of Tract 2, ALLEN SUBDIVISION, CHEM-PRODUCTS ADDITION, Partition of Part of MRS. O.M. ROBERTS ESTATE, Resub. of Lot 1, MRS. O.M. ROBERTS ESTATE, Resub. of the North 80' of Lot 2 of the Partition of MRS. O.M. ROBERTS ESTATE, RUTLAND ACRES, Resub. of Lot 1, RUTLAND ACRES, RUTLAND ADDITION, RUTLAND DRIVE ADDITION, unplatted land and portions of RUTLAND DRIVE, OLD WATER'S PARK, McNEIL ROAD and the TEXAS AND NEW ORLEANS RAILROAD. (initiated by City of Austin)

Mr. Tom Curtis, attorney, representing Economy Furniture Company, one of the owners in the proposed annexation area, asked that a contract be granted, exempting this area from annexation for seven years. The cities of Waco and Houston have used similar contracts in industrial districts. Under this contract, industries in the area of the proposed annexation could ask to come in individually if they are ready within the seven years. Mr. Curtis felt that this would attract more industry to this area. Mayor Butler pointed out the tax wouldn't be payable until March 1, 1975. Mayor Pro Tem Love had talked to Dallas, and they would be sending a report to the City. Also Waco is forwarding copies.

The City Manager was asked for his recommendation, and he said he could not recommend this kind of approach at this time. He explained that the people in this annexation area would be using the hospital, the transit system, arterial streets, and the City would have to build fire protection facilities and budget for other services for this area. This area could not be left out as the City grows. Mr. Lillie, the Planning Director, felt that companies that come into the community should have flexibility of choice for location, and that areas need to be provided for industry. This area however, has access to utilities, as well as building controls, and the zoning ordinance should be extended to it. There is a new fire

station that would serve this area. In answer to Mayor Pro Tem Love's question, Mr. Lillie reviewed the amount of land set aside for industrial purposes. Without a contract of this type, the City Council may agree to leave these areas out for a specified period of time. They are already in an industrial district, or they may choose later to proceed with annexation and have these areas assume their responsibilities. Mr. Lillie stated some developers do not want to be in areas as this, and they have to be provided for also. He listed a number of industrial locations in existence now--about 3,000 acres.

Two residents appeared in opposition to the annexation.

#### FIRST MOTION

Mayor Pro Tem Love moved the Council delay these proceedings for two weeks.

#### SUBSTITUTE MOTION

Councilman Friedman offered the substitute motion that the Council postpone consideration of annexation until the material from the other cities arrives and then have the material assembled. After discussion of the length of time, Councilman Friedman withdrew his motion.

#### FIRST MOTION

Mayor Pro Tem Love's original motion, seconded by Councilman Handcox, failed by the following vote:

Ayes: Councilman Handcox, Mayor Butler, Mayor Pro Tem Love  
Noes: Councilmen Friedman, Dryden, Binder  
Absent: Councilman Lebermann

#### FINAL MOTION

Councilman Friedman offered the second substitute motion that the Council close the hearing and direct the administration to institute annexation proceedings to annex the property. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Dryden, Binder, Friedman, Handcox  
Noes: Mayor Pro Tem Love  
Present but Not Voting: Mayor Butler  
Absent: Councilman Lebermann

## REVENUE BONDS

Mayor Butler announced that the City Council of the City of Austin had advertised that it would receive sealed bids until 10:30 A.M. on May 31st.

Mayor Butler then announced that it was now 10:30 A.M., C.D.S.T., and made certain that the mail room had been checked for receipt of any bids by mail; and that no member of the City Council, City Clerk, or the Finance Administrator had any bids; and that there was no one present in the Council Chambers to submit a sealed bid.

Bids were opened as follows:

- |    |   |          |
|----|---|----------|
| 1. | Dillon Read Municipals<br>Div. of Dillon, Read & Co., Inc.  | 4.95149% |
| 2. | Blyth Eastman Dillon & Co., Inc.  | 4.9772%  |
| 3. | The First Boston Corporation<br>and Associates  | 4.9881%  |
| 4. | Reynolds Securities, Inc.<br>Glore Forgan, Inc.<br>Rauscher Pierce Sec. Corp.   | 4.98967% |
| 5. | W.H. Morton & Co.<br>Division of American Express Co.<br>Additional Members: Merrill Lynch,<br>Pierce, Fenner & Smith, and<br>F.S. Smithers & Co., Inc. | 4.9971%  |
| 6. | White, Weld & Co., Inc.<br>and Associates   | 5.00238% |
| 7. | Weeden & Company  | 5.0067%  |
| 8. | Halsey, Stuart & Co., Inc.<br>Smith, Barney & Co., Inc. and<br>Associates   | 5.0199%  |

Bids were referred to the Finance Administrator for verification.

Later in the meeting, Mr. Barker, Finance Administrator, returned with the results of the bid opening. Mr. Barker reported the bids had been verified in his office, and also in Dallas on a computer. The bid of DILLON READ MUNICIPALS 4.95149% is the best and lowest interest cost bid.

Mr. Curtis Adrian stated the bids are more than excellent. This rate points up the importance of maintaining the highest possible bond rating possible. The AA and AAA rating meant somewhere in the neighborhood of \$300,000 savings to the

City on this one sale. He stated on October 19, 1972, bonds sold at 21 basis points beneath Dow-Jones Average, and it is not a coincidence that bids sold today at 21 basis points under Dow-Jones Average. The savings today, figuring this under the Dow-Jones Averages mean a savings to the users of the City utilities in interest of \$594,253.00. Mr. Adrian recommended that the City award the sale of the \$17,500,000 Utility Revenue Bonds to DILLON READ MUNICIPALS at 4.95149%. He congratulated the City as it again sold in the top of the market.

The City Manager, Mr. Dan Davidson, had received many calls from all over the country questioning the energy crisis that the City has been experiencing since May 20th. Questions have been about what is being done to handle the problem. The City reported to these investors and analyst the decisions then made by the City Council over the past 12 months; and this week it appears that these people are satisfied with the actions taken up to this point to solve the problem. It is a gratifying and a tribute to the fact that we do have a decision making City Council who can cinch up what is needed for Austin's future.

The Council had before it the Ordinance authorizing the issuance of \$17,500,000 for ELECTRIC, LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS; and ratifying the sale of the bonds to DILLON READ MUNICIPALS at 4.95149%.

Mayor Pro Tem Love moved the Council award the recommendation, based on the rates which Mr. Barker and Mr. Adrian have verified, to DILLON READ MUNICIPALS at 4.95149%. The motion, seconded by Councilman Handcox, carried by the following vote:

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

MINUTES PERTAINING TO PASSAGE AND ADOPTION OF  
 ORDINANCE AUTHORIZING ISSUANCE OF \$17,500,000  
 "CITY OF AUSTIN, TEXAS, ELECTRIC LIGHT AND  
 POWER, WATERWORKS AND SEWER SYSTEM REVENUE  
 BONDS, SERIES NO. 28," DATED JUNE 1, 1973

THE STATE OF TEXAS

COUNTY OF TRAVIS

CITY OF AUSTIN

§  
§  
§  
§  
§

ON THIS, the 31st day of May, 1973, the City Council of the City of Austin, Texas convened in regular session at the regular meeting place thereof in the City Hall, the meeting being open to the public and notice of said meeting, giving the date, place and subject thereof, having been posted as prescribed by Article 6252-17, Section 3A, V.A.T.C.S., with the following members present and in attendance, to wit:

ROY BUTLER

MAYOR

DAN LOVE

MAYOR PRO TEM

DR. S.H. "BUD" DRYDEN )

BOB BINDER )

LOWELL H. LEBERMAN )

COUNCILMEN

JEFFREY M. FRIEDMAN )

BERL L. HANDCOX )

and with the following absent: Lebermann, constituting a quorum; at which time the following among other business was transacted:

The Mayor presented for the City Council's consideration an ordinance authorizing the issuance of \$17,500,000 "CITY OF AUSTIN, TEXAS, ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES NO. 28," dated June 1, 1973, the caption of said ordinance being as follows:

"AN ORDINANCE by the City Council of the City of Austin, Texas authorizing the issuance of \$17,500,000 'CITY OF AUSTIN, TEXAS, ELECTRIC LIGHT AND POWER, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES NO. 28,' dated June 1, 1973, of which the sum of \$12,000,000 is for the purpose of extending and improving the City's Electric Light and Power System, the sum of \$4,000,000 is for the purpose of extending and improving the City's Waterworks System, and the sum of \$1,500,000 is for the purpose of extending and improving the City's Sewer System (being the seventh and final parcel or installment of a total voted authorization of \$26,000,000 and the first parcel or installment of a total voted authorization of \$60,000,000 for Electric Light and Power System purposes; the fourth and final parcel or installment of a total voted authorization of \$7,000,000 and the first parcel or installment of a total voted authorization of \$37,400,000 for Waterworks System purposes; and the fourth parcel or installment of a total voted authorization of \$27,000,000 for Sewer System purposes), as authorized by the General Laws of the State of Texas, particularly Article 1111 et seq., V.A.T.C.S.; prescribing the form of the bonds and the form of the interest coupons; pledging the net revenues of the City's combined Electric Light and Power, Waterworks and Sewer System to the payment of the principal of and interest on said bonds; enacting provisions incident and relating to the subject and purpose of this ordinance; and declaring an emergency."

The ordinance was read and Councilman Love moved that the rule be suspended which requires that no ordinance shall become effective until the expiration of ten days following the date of its final passage, that such ordinance be finally passed and adopted at this meeting, and that, for the reasons recited therein, said ordinance be passed as an emergency measure for the immediate preservation of the public peace, health, and safety of the citizens of Austin as permitted by the City Charter. The motion was seconded by Councilman Handcox and carried by the following vote:

## CITY OF AUSTIN, TEXAS

AYES: Mayor Butler and Councilmen Love, Dryden, Binder,  
Friedman and Handcox

NOES: None

The ordinance was read the second time and Councilman Love moved that the rules be further suspended and that the ordinance be passed as an emergency measure to its third reading. The motion was seconded by Councilman Handcox and carried by the following vote:

AYES: Mayor Butler and Councilmen Love, Dryden, Binder,  
Friedman and Handcox

NOES: None

The ordinance was read the third time and Councilman Love moved that the ordinance be finally passed as an emergency measure. The motion was seconded by Councilman Handcox and carried by the following vote:

AYES: Mayor Butler and Councilmen Love, Dryden, Binder,  
Friedman and Handcox

NOES: None

The Mayor then announced that the ordinance had been finally passed and adopted.

## SCHOOL SIDEWALK PROGRAM

Mr. Joe Ternus, Traffic and Transportation Director, stated this 1973 program covered a little less than 5 miles of sidewalks, and brought the total up to 36 miles, which is nearly all the elementary schools. The Council received the City Manager's report.

APPOINTMENTS TO BOARDS  
FOR MEXICAN-AMERICANS

Mr. Gabriel Gutiérrez and Mr. Gonzalos Barrientos appeared to request more Mexican-American representation on the City boards, commissions, and committees. They would like to submit a list of possible Mexican-American board members for the Council's consideration. The Council suggested that possible members be selected according to the requirements of the particular board in mind, and Mr. Gutierrez agreed this was a good idea. There are presently about 100 board members, and 16 of these are of Spanish surname.

## EMERGENCY FUEL OIL PURCHASE

The City Manager explained that these were additional purchases which have been made off and on over the past week in order to keep oil coming into Austin.

Mayor Pro Tem Love moved the Council approve these purchases. The motion, seconded by Councilman Handcox, carried by the following vote:



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

Noes: None

Out of Room at Roll Call: Councilman Dryden

Absent: Councilman Lebermann

#### OPERATION OF AUSTIN TRANSIT SYSTEM

The City Manager then presented his report on the Austin Transit System. It was noted that fuel commitments only went as far as July. Mr. Ternus said alternatives were being looked into. A possible rationing program for City vehicles used for multi-purpose areas, not just the transit, may be suggested by the City Manager.

Councilman Binder inquired as to the number of people using the bus. He had had a number of calls saying the buses were running empty. Mayor Butler had a report on ridership on his desk, which he would make available to the Councilmen. Mr. Ternus noted there was a steady increase in ridership every month. Modifications of routes and schedules would be brought back to the Council possibly next week for action.

#### SELECTION OF CONSULTANTS POSTPONED

The Council postponed for one week the selection of consultants for various Water and Wastewater Department 1973 Capital Improvements Program Projects.

#### CITY OPERATION OF SEWAGE TREATMENT PLANT

Mr. Kenneth J. Cunningham, representing MHR Inc., requested that the City of Austin operate a sewage treatment plant in Bluebonnet Estates. The subdivision is located approximately 1 1/2 miles west of the City of Manor. It is proposed that a waste treatment plant is to be built there, and there is an application before the Texas Water Quality Board, pending action by the City. This is to be a modular home construction, not mobile homes. Mayor Butler inquired if there were an escalation clause. City Manager Davidson said the contract reflects the City's actual cost plus percentages for variables, such as fringe benefits and overhead. The Mayor asked for a breakdown on these factors. There was further discussion of the place where the effluent would be discharged, and also the quality of this discharge. It was decided to wait a week, and get further information as to how the 25% variable was arrived at, and also a copy of the Water Quality Board hearing.

#### DENIAL OF WAIVING ZONING CONDITIONS

Mr. Sam Meyers, agent for Emile L. Styrk and Jimmy R. Garza, appeared before the Council to request the waiving of conditions for zoning at 406 and 500 West 35th Street, granted on May 10, 1973. (File No. C14-73-060 and C14-73-061) The

condition in question was the vacating of a street between 406 and 500 West 35th Street. At a previous meeting the Council denied the vacation of this street, and now Mr. Meyers was requesting that the zoning be granted without this condition. The staff was in favor of waiving the condition.

A lady from the audience spoke, saying that the people concerned should be notified that this zoning was to be discussed, even though legally a citizen's communication item did not require notification. Councilman Handcox agreed.

In conclusion, Mayor Pro Tem Love noted there had been full public hearings on this matter twice, and the request ~~now~~ is to waive conditions.

Councilman Dryden moved the Council grant the request to waive the conditions for zoning at 406 and 500 West 35th Street, granted on May 10, 1973. The motion died for lack of a second.

Councilman Friedman moved that the conditions stand as stated in the zoning case at 406 and 500 West 35th Street, File No. C14-73-060 and C14-73-061. The City Attorney advised a motion was not needed, and Councilman Friedman withdrew his motion.

Assistant City Attorney Jerry Harris explained that the condition stands; and until the condition is met, there will be no zoning granted. Mayor Butler suggested that the Planning Director explain the situation to Mr. Meyers.

#### DECKER POWER UNIT #2 STUDY

A gentleman from Bovay-Burns McDonald presented the report of the study on Decker Power Unit #2. The 1972 electrical load was approximately 502 megawatts, and is going up at an average of 13% per year. Plan M is the recommended plan, with the first unit to be installed in 1977, and other units later. Unit #2 would be 436 megawatt gas-oil fired steam turbine generator for operation in 1977. Space limitations at the Decker site and the necessity of having this unit operational by 1977 make it impractical to designate this unit for the use of coal as fuel. This would be followed by the installation of a large coal-fired steam turbine generating unit in 1979. Planning for this should begin immediately with space for another 3 or 4 units. The Council should consider also arranging for possible coal suppliers or a mine operation in Texas lignite fields; determining the quantity of water for cooling; and making arrangements with the Texas interconnected systems. The first coal-fired unit would be in service by 1979. Ash storage would be a problem and also limestone wastes which should be put on a remote site if possible.

Mayor Butler noted that to spend this much money, \$68,000,000, for a gas-oil plant; there would also have to be assurance of a gas or oil fuel supply. To supply fuel oil, there would have to be a pipeline to insure delivery of the needed amount per day. Still assurances of an ample fuel supply were doubtful, and there would be no practical way that the Council could approve the expenditure of this sum of money without knowing how the City will fuel the machine. There was discussion of possible pipe lines available to this site. The costs of possible fuels were discussed and it was noted that costs would probably double in the next few years.

May 31, 1973

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CITY OF AUSTIN, TEXAS

ADJOURNMENT

The Council then adjourned.

APPROVED: \_\_\_\_\_

Mayor

*Ray Butler*

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

City Clerk