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## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

October 11, 1973

10:00 A.M.

COUNCIL CHAMBERS, CITY HALL

The meeting was called to order with Mayor Butler presiding and noting that Mayor Pro Tem Love would be a little late.

## Roll Call:

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

The Invocation was delivered by Mr. David Earl Holt, Director of Libraries.

## PROCLAMATIONS

Mayor Butler read and presented Mr. Jim Landrum and Mr. Kent Babb with a proclamation declaring the week of October 15 to 20 as "Life Insurance Education Week."

Mayor Butler read and presented Mrs. Isabel Kerner and Mrs. Marcella Wiles with a proclamation declaring the week of October 21 to 27 as "National Business Women's Week."

Councilman Dryden read a proclamation urging all citizens of the City to join in wishing the Longhorn football team Godspeed and best wishes for a winning score against the Oklahoma Sooners in the Cotton Bowl.

## HEARING ON CARPORT SETBACK REDUCTION ORDINANCE

Mr. Michael Markley, representing Sgt. White, stated that Sgt. White had not appeared that morning probably due to high waters. Mr. Markley stated that even if the carport setback ordinance were changed from 20 feet to 15 feet, that Sgt. White still would not be able to have a carport on his property. He asked that some sort of special consideration be given regarding Sgt. White's appeal to the Board of Adjustment which had turned down his previous appeal.

Mayor Butler stated that the Council was sympathetic to Sgt. White's problem but that the Council had no authority to change a ruling by the Board of Adjustments.

Mr. Markley felt that the Board of Adjustment was not serving the public interest and that their ruling might affect 1,000 carports worth about \$250,000 which would have to come down. He also pointed out that no one had complained about Sgt. White's carport.

Councilman Friedman moved the Council that at the next possible Planning Commission meeting Mr. Markley and Sgt. White be notified and given the opportunity to be present to discuss the amendment to the zoning ordinance. The motion, seconded by Councilman Handcox, carried by the following vote:

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

#### CLINIC SCALE

Councilman Dryden moved the Council adopt a resolution adjusting the Brackenridge Hospital Scale for Eligibility for Staff Services to meet OEO Guidelines as published by OEO Instruction 6004-1b, July 9, 1973. The motion, seconded by Councilman Handcox, carried by the following vote:

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

#### EASEMENT RELEASES

Councilman Dryden moved the Council adopt resolutions authorizing the release of the following easements:

- a. Two (2) public utilities easements two and one-half (2.50) feet in width and two (2) drainage easements two and one-half (2.50) feet in width out of Lots 2 - 5, LANEPOR:

- (1) The southeast two and one-half (2.50) feet of the southwest 145.04 feet of said Lot 2.
- (2) The northwest two and one-half (2.50) feet of the southwest 145.04 feet of said Lot 3.
- (3) The southeast two and one-half (2.50) feet of the southwest 145.04 feet of said Lot 4.
- (4) The northwest two and one-half (2.50) feet of the southwest 145.00 feet of said Lot 5.

(Requested by the owner, Mr. Carl Burnette)

- b. The five (5.00) foot public utilities easement along the north line of Lot 40, HIGHLAND HILLS SECTION NINE, PHASE ONE.  
(requested by Bryan Adams & Company, as agent for the owners, Mr. and Mrs. John McBride)

- c. A portion of the seven and one-half (7.50) foot electric easement across Lot 16, Block C, QUAIL CREEK WEST PHASE II, SECTION 9. (requested by Capitol Mortgage Bankers, Inc., as agent for the owner, Mr. Bill Millburn)
- d. A portion of a ten (10.00) foot public utilities easement and a portion of a five (5.00) foot drainage and public utilities easement out of Lot 1, SAFEWAY ADDITION NO. 2. (requested by the owner, Safeway Stores, Incorporated)

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

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

#### ANNEXATION HEARING SET

Councilman Lebermann moved the Council adopt a resolution setting a public hearing at 10:00 A.M. October 25, 1973, to consider annexing the following:

Total of 81.03 acres of land out of the SANTIAGO DEL VALLE GRANT, as follows:

- a. 58.94 acres - FRANKLIN PARK. (requested by Jess Webb, as agent for John Selman, trustee)
- b. 8.82 acres - unplatted land. (initiated by the City of Austin)
- c. 13.27 acres - unplatted land. (initiated by the City of Austin)

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

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

#### ENGINEERING SERVICES

Councilman Lebermann moved the Council approve the selection of STAPP-HAMILTON & ASSOCIATES as the Soils Investigation and Engineering Testing Services in connection with the following Capital Improvements Program Projects:

East Austin Community Development Improvement District No. 3 -  
Project No. 6236 3.

East Austin Community Development Improvement District No. 4 -  
Project No. 6236 4.

Model Cities Area Paving - Project No. 6215 2.

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

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

#### MAYOR PRO TEM LOVE ENTERS

#### DISPOSITION OF PROPERTY

Councilman Lebermann moved the Council adopt a resolution authorizing the disposition of property for right-of-way clearance for future street construction, as follows:

Accept Negative Bid - To be demolished only

Chester Schutz                      1201 Enfield Road (rear)                      \$222.00

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

Ayes: Councilman Handcox, Mayor Butler, Councilmen Binder,  
Dryden, Friedman, Lebermann  
Noes: None  
Present But Not  
Voting: Mayor Pro Tem Love

#### CONTRACTS AWARDED

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

ROSS ANGLIN COMPANY  
Buda, Texas

Capital Improvements Program Project  
Number 6535 0  
For construction of a bridge on Emerald  
Forest Drive at Williamson Creek - Contract  
Number 73-Pb-130 - \$154,700.07

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

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

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

LARSON-PUGH, INC.  
Austin, Texas

Capital Improvements Program Project  
Number 6541 1  
For construction of a reinforced concrete

box culvert (2-7' x 4') in Berkeley Drive.  
Cherry Creek, Phase III, Section I -  
\$13,334.94

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

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

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

GOODYEAR TIRE & RUBBER	Bid Invitation #3-1651
COMPANY	Three Year Lease Agreement with two year
Akron, Ohio	extension for Bus Tires - Rate Per Bus
	Mile - \$.0099

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

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

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

RIVER CITY MACHINERY	Bid Invitation #3-1789
COMPANY	Fourteen (14) Trailers - \$24,394.33
Austin, Texas	

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

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

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

KENNEDY SUPPLY COMPANY	Bid Invitation #3-1756
INC.	Tire Chains - \$6,505.25
Shreveport, Louisiana	

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

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

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

SOUTH WAY ELECTRIC  
UTILITY SERVICE, INC.  
Austin, Texas

Bid Invitation #3-1815  
Transformers, 500 KVA - 3 each @  
\$1,856.00 - Total \$5,568.00

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

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

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

AIR PREHEATER COMPANY,  
INC.  
Dallas, Texas

Bid Invitation #3-1869  
Replacement elements for Air Preheater,  
Holly Unit #1 - \$46,175.00

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

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

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

PRIESTER-MELL CO.  
Austin, Texas

Bid Invitation #3-1688  
1104 Feet Copper Bus Bar - Unit Price  
\$4,8731/Ft. Total \$5,379.92

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

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

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

DeLAVAL TURBINE, INC.  
Houston, Texas

Bid Invitation #3-1737  
Spare Parts for Main and Start-Up  
Boiler Feed Pumps Holly #3 - \$13,576.75

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

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

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

INTERNATIONAL BUSINESS	Three (3) IBM Magnetic Tape Selectric
MACHINES CORP.	Typewriters (MT/ST) - Law Department -
Austin, Texas	\$13,406.72 (Exercise purchase option)

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

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

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

INTERNATIONAL BUSINESS	One (1) IBM Tape Selectric Typewriter
MACHINES CORP.	(MT/ST) - Property Management Department -
Austin, Texas	\$5,201.50

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

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

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

INTERNATIONAL BUSINESS	Two (2) IBM Magnetic Card Selectric
MACHINES CORP.	Typewriters (MC/ST) - Planning Department -
Austin, Texas	\$12,210.00 (Exercise purchase option)

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

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

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

UNITED CONTRACTING CO,  
Irving, Texas

Capital Improvements Program Project  
Number 5063 0  
For Onion Creek Wastewater Interceptor and  
Lift Station - \$467,317.50

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

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

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

AUSTIN ENGINEERING CO,  
Austin, Texas

Capital Improvements Program Project  
Numbers 5-4084 3 and 5-5066 2  
For installation and relocation of water  
and wastewater mains at IH 35 and East  
26th Street - \$51,606.80

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

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

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

H & H CONCRETE  
CONSTRUCTION COMPANY  
Austin, Texas

Capital Improvements Program Project  
Number 5062 0  
For Williamson Creek Wastewater main -  
\$578,216.50

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

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

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

CAPITOL CITY UTILITIES  
Austin, Texas

Capital Improvements Program Project  
Number 5078 6  
For Old Lockhart Highway and Del Valle  
Road 8" Wastewater Main - \$7,620.20



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

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

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

BLAND CONSTRUCTION CO.	Capital Improvements Program Project
Austin	Number 4082 0
	For Georgian Drive Water Transmission
	Main - \$918,445.10

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

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

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

BOUND-TO-STAY BOUND	Bid Invitation #3-1812
BOOKS, INC.	Juvenile Library Books Annual Supply
Jacksonville, Illinois	Agreement - New and Replacement Books for
	Various City Libraries - (30.0% discount +
	\$1.18 per book for binding) - \$50,000.00

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

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

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

BAKER AND TAYLOR COMPANY	Bid Invitation #3-1813
Clarksville, Texas	Adult Library Books Annual Supply Agreement -
	New and Replacement Adult Books for use in
	various City Libraries (30.6% Discount) -
	\$195,000.00

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

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

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

NATIONAL RECORD PLAN  
New York City, N. Y.

Bid Invitation #3-1814  
Musical Records Annual Supply Agreement -  
New and Replacement Musical Records for use  
at all Libraries - (43% Discount) -  
\$7,500.00

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

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

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

ATLANTIC-RICHFIELD CO.  
Houston, Texas

Emergency Reserve Fuel Oil - No. 2 Diesel  
Fuel 407,524 gallons @ \$.1735 subject to  
escalation - Total \$70,705.

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

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

#### LEASE AGREEMENTS

Councilman Handcox moved the Council adopt a resolution authorizing the City Manager to enter into a certain lease agreement with J. D. Culp for the use of 2,000 square feet of space located in the Montopolis Shopping Center at 735 Montopolis Drive, covering the period October 17, 1973, through September 30, 1978 for the Montopolis Branch Library. The motion, seconded by Councilman Friedman, carried by the following vote:

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

Councilman Handcox moved the Council adopt a resolution authorizing the City Manager to enter into a certain lease agreement with Highland Park West Enterprises for the use of 740 square feet of space located in the Highland Park Shopping Center at 3317 Hancock Drive, covering the period October 1, 1973, through September 30, 1974, to be occupied by the Highland Park Branch Library. The motion, seconded by Councilman Friedman, carried by the following vote:

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

#### CASH SETTLEMENT

Councilman Handcox moved the Council adopt resolutions authorizing 60/40% cash settlement in lieu of a refund contract, as follows:

- a. McCALL ESTATES - for water mains in McCall Estates. Cost of water mains is \$6,179.78 - City's cost @60% is \$3,707.87; Owner's cost @40% is \$2,471.91.
- b. PLEASANT VALLEY ESTATES, INC. - for water mains in Shearer, Baldwin & Stevens Subdivision. Cost of water mains is \$9,715.13 - City's cost @60% is \$5,000.00; Owner's cost @40% is \$4,715.13, with the understanding that all costs in excess of \$5,000.00 would be absorbed by the developer.

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

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

#### COST DIFFERENCE PAYMENT

Councilman Dryden moved the Council adopt a resolution authorizing payment to Jagger Properties, Inc., Sid Jagger, President, for the cost difference of a 12"/8" water main in Village South, Phase 1 - \$4,817.77.

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

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

#### THREE-MONTH GRANT, OEO

Councilman Handcox moved the Council adopt a resolution authorizing the Department of Community Action, through the action of the City Manager, to receive a three-month grant from the Office of Economic Opportunity. The total grant is \$123,994.00, with \$99,195.00 in Federal OEO funds and \$24,799.00 in non-Federal, in-kind contributions.

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

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

#### LOAN ALLOTMENT

Councilman Lebermann moved the Council adopt a resolution authorizing the City of Austin to receive a second loan allotment for the Nursing Student Loan Program already approved at an earlier date. This allotment of \$3,521.00, funded entirely by the Department of Health, Education and Welfare, completes the total allocation of \$23,768.00 designated for this program during the current Federal fiscal year.

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

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

#### GRANT ACCEPTED

Councilman Lebermann moved the Council adopt a resolution authorizing the City Manager to accept a Texas Criminal Justice Council grant in the amount of \$54,811.00 for the Austin Police Community Relations Program, and agreeing to abide by all provisions of the grant agreement. Total project cost is \$72,825.00: Criminal Justice Council - \$54,811.00 and City of Austin - \$18,014.00.

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

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

#### ONE-WAY STREETS DELETED

Councilman Lebermann moved the Council adopt a resolution deleting the following one-way streets:

<u>Street</u>	<u>From</u>	<u>To</u>	<u>Direction</u>
12th Street	West Avenue	East Avenue	East (south side)
12th Street	East Avenue	West Avenue	West (north side)
15th Street	Red River St.	West Avenue	West (north side)
15th Street	West Avenue	Red River St.	East (south side)

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

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

## CREATION OF MUNICIPAL UTILITY DISTRICTS

Councilman Dryden moved the Council adopt a resolution authorizing the City Manager to execute an agreement between the City and National Housing Industries, Inc., Lumbermen's Investment Corporation and Provident Development Company, concerning sale and delivery of water.

Mayor Butler asked which contract spelled out specifically the exemptions that prevented (the MUD's) from selling bonds, and was told that it would be in Item C.16 (Williamson County MUD No. One).

Councilman Lebermann asked if the \$21 rule would apply until a final resolution was obtained. Mr. Curtis Johnson stated that it would for a 12" line, but that probably the line would be larger than 16 inches, so the final price would be higher than \$21.00.

Mayor Butler questioned Mr. Wolf as to the tightness of the contract, and Mr. Wolf assured him that it was tight.

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

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

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Motion

Councilman Lebermann moved the Council adopt a resolution consenting to the creation of Williamson County Municipal Utility District No. One, part of the said District being within the extraterritorial jurisdiction of the City of Austin.

Second to Motion

Mayor Pro Tem Love seconded the motion.

Mayor Butler pointed out that although the contract was tight, it had one loophole with the language "without prior approval of the Council," which meant the Council some day could relax it, but he supposed they could anyway.

The motion carried by the following vote:

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

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CONDEMNATION OF DRAINAGE DITCH

Mayor Pro Tem Love moved the Council adopt a resolution authorizing the condemnation of an open drainage ditch easement in, upon and across a tract of land containing 6,842 square feet (0.16 acre) out of the John Applegait Survey No. 58 belonging to Fernando A. Cantu, Jr.

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

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

#### LICENSE AGREEMENT

Councilman Friedman moved the Council adopt a resolution authorizing the City Manager to execute a license agreement with Doctors Sylvester Bradford and Sidney White for proposed encroachment of an office building into a ten (10.00) foot waste water easement across Lot 1, F. Wilhelm, Sr. Subdivision, locally known as 2115 East 19th Street.

Councilman Dryden seconded the motion.

Mayor Butler wanted to know what was underneath the easement. (Underneath where the building would be located).

Mr. Rountree told him that the building would be within a foot or a foot and a half of an existing sanitary sewer line, but that the City could work on the line without having to tear down the building. The line would be relocated not at City expense, and all risks would be on the applicant.

The motion carried by the following vote:

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

#### AMENDMENT TO CONTRACT POSTPONED

Item C.19 would authorize the City Manager to execute an amendment to the contract with Dick Rathgeber and others, dated February 9, 1972, providing for construction of the Onion Creek Wastewater Interceptor. When the contract was signed, the three property owners agreed to pay 20 per cent of the line installation costs (20% of \$260,000 = \$52,000) and had put up a letter of credit from a local bank to cover the 20 per cent. Due to a delay in receiving Federal funds for the project by the City, the original cost estimate had escalated to \$467,317.50, so it became necessary for the developers to post an additional \$41,463.00 to cover their 20 per cent share. The amendment dealt with the manner in which the \$41,463.00 would be paid, interest-free, to the City. The developers were to pay \$80.00 per lot (tap) for the first phase of development. \$28,000 would be carried by the City until the end of the project. Mr. Rathgeber stated that as soon as they filed the final subdivision plat, \$8,000 of the amount due would be paid approximately within 30 to 60 days.

City Manager Davidson asked that action on the item be postponed until further information could be developed. Mayor Pro Tem Love asked if action on Item C.6.m. (the contract with United Contracting Co. for the construction of the Onion Creek Wastewater Interceptor and Lift Station) should be held off too. City Manager Davidson said "No."

Councilman Friedman asked Mr. Rathgeber if the delay would cause him any serious problems, and Mr. Rathgeber indicated that it would not.

The Council agreed to hold the item in abeyance for further information.

#### EXTENSION OF FAR WEST BOULEVARD OPPOSED

Mr. B. C. Allen, Co-Chairman, Shoal Creek Committee to Save Our Neighborhood and Children, appeared before the Council to read a petition signed by 536 individuals living on 31 streets in the immediate area where the extension of Far West Boulevard was planned across MoPac Boulevard to Shoal Creek Boulevard and possibly through Northwest Park. He then presented the petition to the Council and introduced Mr. Thomas Oakland, the other co-chairman of the Committee.

Mr. Oakland oriented the Council to the neighborhood by using an aerial map. He then explained the proposed road as envisioned in the 1961 Master Plan. Mr. Oakland made the following points:

1. No objection to MoPac Boulevard
2. Proposed extension of road in 1961 Master Plan not contested.
3. Former City Council had agreed not to extend the road through Northwest Park; he hoped that the present Council would also.
4. Master Plan made sense only if the road went through the park.
5. If built, access onto and off the road from Shoal Creek Blvd. will be hazardous.
6. West entrance to Northwest Park is already dangerous, but will become more so if the road is built.
7. The road will add more traffic to an overly congested residential area, increase the danger of accidents and decrease the accessibility to Northwest Park.
8. The increased traffic will endanger the children who attend two area schools.

Mr. Oakland then introduced Mrs. Maxine Friedman, Co-chairman, Traffic and Safety Committee, Gullett PTA.

Mrs. Friedman spoke for 234 parents of 593 children attending Gullett School:

1. Parents surveyed by questionnaire listed Shoal Creek Blvd. as the most dangerous street for children, with Great Northern being next.
2. Building the proposed road would just increase the dangers.
3. Pleaded that the Council not allow the road to be built.

Mr. David Barrow complimented the individuals on their presentations and asked that the City Manager and the departments concerned with the proposed road extension develop a full set of facts and conditions entering into the case before reaching a decision.

Mr. David Barrow, Jr., stated that several business people in the area were interested in the problem and were in the audience, but did not have a presentation to make now.

Mr. Cliff Holmes, who lived on Pinecrest, said he spent three hours that morning sweeping water out of his den because the watershed had been destroyed. He hoped that there would be no more destruction of the Allandale neighborhood by putting in a freeway or a major arterial highway. He had discussed the proposed road with Highway Department personnel and had concluded that there was no need to extend Far West Boulevard to Shoal Creek Boulevard.

Mayor Pro Tem Love asked Mr. Holmes how long he had lived in the area and when he and the other area residents generally became aware of the Master Plan proposal for the road extension. Mr. Oakland answered that the residents were aware of the proposed road at the time they bought homes in the area. The original plans called for elevating the road over Shoal Creek through Northwest Park. When the preceding City Council blocked building the road through the park, the plans were negated. Only within the past six months did the area residents become aware that the plans now called for bringing the road down to ground level and stopping at Shoal Creek Blvd. He argued that he was not trying to plead ignorance about knowing that a road was proposed for the area, but that since the plans had changed, the original considerations were no longer relevant.

Mr. Davidson stated that no work was proposed for the area before June, 1974. He requested that his office and appropriate department heads be allowed to prepare a report and present it to the Council within 30 days before taking any action.

Councilman Binder asked Mr. Davidson what the report would contain. Mr. Davidson stated that the report would provide copies of the original Master Plan, the dates it was adopted, Highway Department plans for the construction of MoPac and all interchanges, tabulation of some of the factors involved in recommending that Far West Boulevard be extended through the area, commitments made by former City Councils and the Planning Commission in connection with subdivisions developed into the area planning for this particular extension, and an up-to-date timetable and a description of the responsibility for the project.

Mayor Butler asked Mr. Allen and Mr. Oakland if they were satisfied with Mr. Davidson's response. Mr. Oakland was concerned that the report would try to impress upon the Council the need for the road rather than consider new factors. Mayor Pro Tem Love said not as far as he was concerned. Councilman Handcox also expressed the same concern as Mr. Oakland. Councilman Binder asked Mr. Davidson if the report would discuss or rule out the possibility of an alternate place for the east-west thoroughfare. Mr. Davidson indicated that the report would cover the points brought up by Councilmen Handcox and Binder.

Mayor Butler stated that copies of the report would be available to the Council before a meeting was held on it, and he also suggested that the citizens who opposed the extension meet with the staff preparing the report before the report was completed to be sure that their viewpoints were covered. He also said



that representatives from the Highway Department would be present when the report was presented to the Council and the next meeting held,

#### PARADE PERMIT

Councilman Friedman moved the Council approve a parade permit for Crockett High School on Thursday October 25, 1973, from 6:00 P.M. to 8:00 P.M., to proceed from Woodlawn Baptist Church, 4600 Manchaca Road, southbound on Manchaca Road turning into Crockett High School parking lot, as requested by Mr. Kenneth M. Kuhr.

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

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

#### DRAG VENDORS PETITION

Mr. Bruce Lane, speaking for the 23rd. Street market vendors, showed photographs, taken on Saturday, to point out that the vending area was very crowded on Saturdays and would become extremely crowded during the Christmas season. The space was set up to handle 70 vendors, and presently 258 licenses had been issued.

Mayor Pro Tem Love asked if the request before the Council was to close a portion of 23rd Street on Saturdays and two weeks before Christmas. Mr. Lane responded that he hoped to avoid the two weeks before Christmas closing if they could come up with a better solution, and he asked that he be allowed to make the complete proposal so that the Council could see why the change was made overnight. Mayor Pro Tem Love then recommended that Mr. Lane talk to the City Manager, and Mr. Lane agreed to.

Mr. Lane regarded the 23rd Street location as an interim solution to the problem and requested that the Council appoint a committee or agree to the appointment of a committee to study the problem and make a final recommendation.

Mayor Butler then questioned Mr. Lane about the absence or scarcity of vendors on 23rd Street on several different occasions. During that discussion, Mr. Lane stated that some vendors were taking up more space than allotted and that something needed to be done about it. Mayor Butler asked the City Manager to inquire into that matter. Councilman Binder asked if the 46 vendors were taking up all of the allotted 70 spaces, and Mr. Lane said yes. Councilman Binder felt that something should be done particularly to avoid a chaotic situation at Christmas.

It was agreed that Mr. Lane would call the City Manager to set up a time to get together with him.

## NAVIGATIONAL CONTROL ZONES

Mr. Willard J. Lawrence, Lake Austin property owner and year-round resident there, stated that buoys on Lake Austin were not placed where the map accompanying the ordinance in the City Clerk's office said they were. He requested the following action:

1. Change the rules on no wake buoy enforcement.
2. Remove single buoys since they do not serve the intended purpose.

Mayor Butler explained to Mr. Lawrence the purpose of the Navigation Board and referred him to that Board so that he could be placed on an upcoming agenda. The Mayor told Mr. Lawrence if he was not satisfied with the Navigation Board's action that he could appear before the Council again. Mr. Lawrence agreed to talk to the Navigation Board.

## SAVE, OPPOSITION TO NUCLEAR COMMITTEE MAKEUP FOR BOSTON TRIP

Mr. Mike Smith, representing Save Austin's Valuable Environment (SAVE), read a statement objecting to the makeup of the committee from Austin which was going to Boston to inspect an operating nuclear power plant. He requested that the trip be cancelled until public discussion and debate could select a truly objective representative survey team. He reminded the Council that over half of Austin's voters on the nuclear power bond issue expressed serious reservations about the costs, feasibility and performance of nuclear power, yet no one from that group was on the committee making the trip. He also felt that the Boston plant was hardly representative of a nuclear power generation facility since it had been in service less than nine months. He stated that during that time, the Pilgrim plant had already experienced an equipment failure which reduced generation capacity by 50%.

Mr. Davidson said that the statement was not correct.

Mr. Smith said that he was quoting from a story in the morning issue of the Austin American-Statesman.

Mayor Butler felt that the people going on the trip had not taken a position either way on the nuclear power issue.

Mr. Davidson pointed out that the Pilgrim power cutback was a voluntary reduction while certain equipment was being inspected by the Atomic Energy Commission as a precautionary measure. He stated that there had never been an equipment malfunction at Pilgrim 1. Mr. Davidson further stated that he felt the time was ideal to see the plant and how the Atomic Energy Commission operated first-hand.

The Council recessed until 2:00 P.M.

RECESSED MEETING

2:00 P.M.

The Council reconvened at 2:00 P.M., with Mayor Pro Tem Love presiding in the absence of Mayor Butler.

## INCREASE IN MUNICIPAL GOLF COURSE FEES

Mr. Davidson stated that the recommendation had been studied for several months by the City staff, the Recreation Task Force, and the Parks and Recreation Board and that each group agreed with the recommendation. He then called Mr. Joe Liro, Budget Director, to highlight some of the figures in the report.

Mr. Liro made the following points:

1. No new types of fees proposed except Junior Vacation Card
2. Bulk of adjustments were in upward revision of fees, green fees, and cost of annual cards
3. A \$35 unlimited play package during the summertime
4. A 50¢ per round C.I.P. surcharge, whose revenues would be earmarked for golf course capital improvement items, both for old and new courses

Mayor Pro Tem Love asked what would the impact be on Hancock, the nine-hole course. Mr. Liro stated that the new fee package would not distinguish between Hancock and any of the other golf courses as do the current fees. He would not speculate as to what the effect might be on Hancock.

Mayor Pro Tem Love wondered if some special consideration should not be given to Hancock since people playing nine holes there would pay the same fee as those playing 18 elsewhere. Mr. Liro stated that the Task Force concluded that provision for junior and senior fees would be able to absorb the needs of people who wanted to play only nine holes at Hancock or elsewhere.

Councilman Handcox asked Mr. Liro to delineate again the reason for any increase at this time. Mr. Liro responded that generally the reason for the increase was the present Council's policy of making as many municipal activities self-sustaining as possible. With golf, expenses were far outstripping revenues. Golf rates in Austin, compared to other golf courses, were a good deal. City Council plans to expand golf facilities would create an additional burden. The study was initiated to relieve the general taxpayer of the burden of paying for the service and to provide funds for future capital improvements. The Austin Golf Association recommended several months ago that golf fees be revised.

Councilman Handcox wanted to know if golf courses per se paid their way or helped to amortize the indebtedness for purchase of land over the years. Mr. Liro replied, No.

Councilman Handcox than asked why golf was singled out to take care of itself while other recreational facilities did not.

Mr. Davidson stated that input came from several citizens' groups who came to the Council to request either a separate department or division of golf and a separate funding package within the annual budget so that the Council could watch the revenues and the expenditures annually and head toward making the golf program self-sustaining.

Councilman Handcox still felt that the fee increase was not in the best interests of golf. Councilman Friedman felt that the golf rate increase might not be necessary at this time.

Mr. Liro presented some figures comparing Austin's golf fees with other Texas cities. The proposed Austin fee of \$2.75 with the 50¢ surcharge would be the highest in the State, and without the surcharge would also be the highest.

Mr. Bill Penn, a golfer and lawyer, spoke against the increase, particularly as it affected Junior Golf in Austin. He questioned Mr. Liro's statistics as to whether golf was paying its way, but congratulated the Council for being able to retain the Municipal Golf Course.

Mr. Richard J. Gillen, a senior citizen, spoke against the fee increase. He felt that the increase would prohibit him and his wife from buying an annual card since the fee would increase from \$150 (dual membership) to \$350, whereby the dual or joint membership would be dropped. He did feel that a nominal increase probably was necessary.

Mayor Pro Tem Love then proposed that within two or three weeks that he, Councilman Handcox and the City Manager drive to San Antonio and examine the municipal golf charges there before making a recommendation with regard to Austin.

#### Motion

Councilman Dryden moved the Council delay the subject until a study could be made and reported back to the Council. The motion, seconded by Councilman Handcox, carried by the following vote:

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

#### REFUND CONTRACT

Mayor Pro Tem Love brought up the following ordinance for its first reading,

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH JAGGER PROPERTIES, INCORPORATED.

The ordinance was read the first time, and Councilman Lebermann moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Handcox, carried by the following vote:

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

#### ANNEXATION ORDINANCE

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 18.41 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE T. J. CHAMBERS GRANT 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; 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 Lebermann, carried by the following vote:

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

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

#### SECTION 21-41(d) OF CITY CODE AMENDED

Mayor Pro Tem Love introduced the following ordinance:

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

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

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

#### ZONING ORDINANCES

Mayor Pro Tem Love 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 2, RESUBDIVISION OF 1.42 ACRES OF LOT 5 OF THE Z. T. BUNDY SUBDIVISION, LOCALLY KNOWN AS 3601-3603 MANCHACA ROAD AND 3504-3506 FLEETWOOD DRIVE, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE 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

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

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

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

Mayor Pro Tem Love 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) AN 8,000 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 4709 RED BLUFF ROAD, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT;  
AND

(2) A 0.29 ACRE TRACT OF LAND, LOCALLY KNOWN AS 4214-4218 SOUTH FIRST STREET, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL 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.

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

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

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

#### REFUND CONTRACTS - THIRD READING

Mayor Pro Tem Love brought up the following ordinance for the third reading:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CERTAIN REFUND CONTRACTS WITH WOOD SHADOWS APARTMENTS, LTD. AND JESS WEBB AND BILLY C. DAVIS.

The ordinance was read the third time, and Councilman Lebermann moved the Council finally pass the ordinance effective immediately. The motion, seconded by Councilman Handcox, carried by the following vote:

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

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

#### REFUND CONTRACTS - 2ND READING

Mayor Pro Tem Love brought up the following ordinance for its second reading:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CERTAIN  
REFUND CONTRACTS WITH NORWAL, INCORPORATED.

The ordinance was read the second time, and Councilman Lebermann moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Handcox, carried by the following vote:

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

At this point, Mayor Butler entered the Council Chamber and presided.

#### UNIVERSITY HILLS PARK SITE PUBLIC HEARING

Mr. Dan Davidson stated that for several months the City Council had had a number of inquiries and contacts by residents in the University Hills area concerning the disposition or the use of property now being used for community center type activities. The property owners association and the owner of the property in question were involved in a law suit over whether or not the property had actually been dedicated. A representative of the property owner had contacted the City Manager's office to inquire if the City might be interested in buying the property as a park site. The Council was interested in buying the property only if the price were reasonable and that the City could obtain a clear title to the property.

Councilman Friedman felt that since the property in question was involved in litigation, that the City should not get involved until a final judgement was granted. He felt that holding a hearing at this time might be premature.

#### Motion

Councilman Friedman moved the Council postpone the public hearing until a final judgement had been rendered in the case. Councilman Binder seconded the motion.

Councilman Dryden asked the City Attorney if he would advise the Council from a legal standpoint. Mr. Tulk indicated that he saw no legal prohibitions against holding a public hearing to consider purchase of the property.

Substitute Motion

Mayor Pro Tem Love moved the Council have the public hearing.

Mr. Dick Criss, representing Lumbermen's Investment Corporation, the owner of the property, stated that the judge trying the suit was aware of the public hearing, favored it, and was sitting on the judgement trying to see what the Council wanted to do with it, because he considered it a solution to the problem.

The substitute motion, seconded by Councilman Dryden, failed to carry by the following vote:

Ayes:	Mayor Pro Tem Love, Councilman Dryden
Noes:	Mayor Butler, Councilmen Binder, Friedman, Handcox
Out of Room at	
Roll Call:	Councilman Lebermann

Roll Call on Original Motion

The original motion carried by the following vote:

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

**EXTENDING NIGHT WORKING HOURS OF ASSOCIATE MUNICIPAL COURT JUDGES**

Councilman Friedman moved the Council study the need to extend the night working hours of the Associate Municipal Court Judges so that weekend late-night arrest complaints could be handled more expeditiously. The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes:	Councilmen Binder, Dryden, Friedman, Handcox, Lebermann
Noes:	None
Absent:	Mayor Butler
Present But Not	
Voting:	Mayor Pro Tem Love

**WILDERNESS PARK CLASSIFICATION**

Councilman Lebermann moved the Council direct the Planning Commission and Planning staff to draw an ordinance tracking the sense of the Council in relation to the donation or dedication of park lands, or monies in lieu of park lands in uneconomic sized units, and further that a complete investigation of the notion of Wilderness Parks inclusive of the donation of land by developers to the City be reviewed by the Commission and the Department.



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

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

#### TRIP TO NUCLEAR POWER PLANT

Mayor Butler stated that he and the City Manager wanted to clarify a possible area of misunderstanding regarding the trip to Pilgrim, Massachusetts to see an operating nuclear power plant. He said that some people felt that the Mayor and City Manager knew in advance that the plant was operating at a lower capacity than normal when they set up the trip, but that that was not true. He then called on the City Manager to elaborate.

The City Manager stated that right after the Council decided to make the trip that he called the Boston Edison representatives to tell them that City representatives would like to visit their facility. It was then that he was told of the plant operation cutback and that General Electric and Atomic Energy Commission people would be there to inspect the plant.

Mayor Butler further stated that a fully operating nuclear power plant was within a reasonable distance from the Pilgrim facility and that they could visit both plants if the committee wanted to.

#### ADJOURNMENT

The Council adjourned at 4:00 P.M.

APPROVED:

Ray Butler  
Mayor

ATTEST:

Grace Monroe  
City Clerk