

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 26, 1974
1:00 P.M.Electric Auditorium
301 West Avenue

The meeting was called to order with Mayor Pro Tem Love presiding.

Roll Call:

Present: Councilmen Binder, Dryden, Handcox, Mayor Pro Tem Love

Absent: Councilmen Lebermann, Friedman, Mayor Butler

The Invocation was delivered by REVEREND DONALD S. HAUCK.

APPOINTMENTS

Mayor Pro Tem Love announced that the Council had been in an Executive Session earlier that day and that appointments were discussed and were now before the Council for action.

Goals Assembly

Councilman Handcox moved that the Council appoint the following to the Goals Assembly of the Austin Tomorrow Program:

Don Herzog	James Farley Wall
Brigido Mireles	Leo Danze
John C. Foster	Robert Anderson
Gary H. Newton	Margaret McCracken
John Hunt, Jr.	Lloyd Kerley
Lorraine Yancey	Roosevelt Thomas

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

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

Noes: None

Absent: Mayor Butler, Councilmen Friedman, Lebermann

DAY-IN-COURT FOR LEGAL SECRETARIES

Councilman Binder read and then presented a proclamation to Ms. Nancy Norris and Ms. Elaine Brooks proclaiming that October 9, 1974, be designated as "Day-In-Court For Legal Secretaries" and urged all legal secretaries to avail themselves of this opportunity to learn more about their profession.

ANNUAL FIRE PREVENTION WEEK

Councilman Dryden read and then presented a proclamation to Mr. Jim Colbert and Mrs. Isabel Martin proclaiming the week of October 7-12, 1974, as "Annual Fire Prevention Week" and invited all residents of Austin to join the Council in making the City and homes safer through the elimination of fire hazards.

APPROVAL OF MINUTES

Councilman Handcox moved that the Council approve the Special Meeting Minutes of September 18, 1974, and the Regular Meeting Minutes of September 19, 1974. The motion, seconded by Councilman Dryden, carried by the following vote:

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

PARADE PERMIT FOR AMERICAN HEART ASSOCIATION

Councilman Dryden moved that the Council approve a request by Lee Russell for a parade permit for the American Heart Association on October 13, 1974, from 12:00 noon until 6:00 p.m. to make the citizens of Austin aware of the importance of exercise for their health and to raise funds for the services provided by the Association. It was noted that the parade would begin on East Frontage Road of I.H. 35 from the State Farm Insurance building to Pflugerville High School and would return on the West Frontage Road of I.H. 35 to the State Farm Insurance building. The motion, seconded by Councilman Handcox, carried by the following vote:

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

PARADE PERMIT FOR TEXAS A & M UNIVERSITY

Councilman Dryden moved that the Council approve a request by Mr. Jack G. Fritts for a parade permit for Texas A & M University, Corps of Cadets, on November 29, 1974, from 8:00 a.m. until 2:00 p.m., preceding the annual Texas A & M versus University of Texas football game, from East Third Street, north on Congress Avenue, west on 11th Street to Lavaca, dispersing around the Capitol grounds. The motion, seconded by Councilman Handcox, carried by the following vote:

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

DISCUSSION OF HOSPITAL EQUIPMENT

Mrs. Anne R. Lassiter, President of Austin Right to Life Committee, appeared before the Council to discuss hospital equipment. She stated that her organization wanted to oppose the use of the vacuum aspirator now being utilized for abortions at Brackenridge, which she felt was being used without the knowledge or consent of the citizens.

Ms. Mary Ellen Felts, attorney and member of the Committee, sympathized with the single woman who was pregnant; however, she pointed out that the Supreme Court had clearly stated that a woman is not entitled to an abortion simply because she demands it. She requested that the Council look carefully at the policy of the Hospital and make a determination of present and future policy based on legal considerations only. She quoted from a statement made by Mr. Don Butler, City Attorney, several months ago: "We are not compelled to perform abortions on demand; therefore, our regulatory position should be strictly neutral." She further requested that abortion services be left to the private sector of the medical community. In conclusion, she requested that if the decision should be a matter of public choice, the choice of the Hospital Administrator, or the choice of the Council, they be included in the decision-making process.

Councilman Dryden took this opportunity to reaffirm his position on this matter.

Councilman Binder also reaffirmed his position.

Mayor Pro Tem Love announced that his actions would be predicated on the interpretation of Mr. Butler; however, in respect to abortion itself, he stated he was opposed to it.

Dr. Paula Latimer, second-year law student at the University, noted that regardless of an individual's opinion on abortion, it had been the State Attorney General's opinion that a public hospital offering a full range of services to the public was required to offer abortion services. She stated that it was illegal to arbitrarily select one service and exclude it, and the City had no legal option but to afford this service.

Councilman Handcox stated that he would have to rely on legal opinion.

In response to Councilman Binder's comment that the City could not close its doors and single out this procedure, Mrs. Lassiter stated that the Hospital did not take care of alcoholics or psychiatric patients except under extreme emergencies and, therefore, did not provide a wide range of services.

Councilman Dryden felt that this should be between the doctor and his patient.

HEARING ON STREET VACATION

Mayor Pro Tem Love opened the public hearing scheduled for 1:00 p.m. on the proposed vacation of the following street:

TOWNES LANE from the east right-of-way line of WINSTED LANE in an easterly direction 110 feet, more or less, to the west right-of-way line of MOPAC BOULEVARD. (Initiated by the City of Austin.)

Mr. Dick Lillie, Planning Department Director, reviewed this by stating that the purpose was to construct and extend the existing electric substation on this location. He noted that approximately 6 months to 1 year ago a special Permit was approved by the Planning Commission for construction of this and was not appealed to the Council for further deliberation. He pointed out that the substation plant would come within 42 feet of the north property line of the City but was approved subject to the retention of the easements as required by the various City departments.

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING THAT CERTAIN PORTION OF TOWNES LANE, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

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

STREET NAME CHANGE

Councilman Dryden moved that the Council adopt a resolution authorizing the following street name change:

From BRIDGEWATER DRIVE to COLD STREAM DRIVE

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

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

RELEASE OF EASEMENTS

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

A portion of the Public Utilities Easement five (5.00) feet
in width in Lot 1, Block K, NORTHWEST TERRACE SECTION ONE.
(Requested by Mr. Tommie C. Roe, owner.)

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

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

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

A portion of the Drainage and Public Utilities Easement fifteen (15.00) feet in width centered on the common lot line between Lots 11 and 12, BLOCK H, VISTA WEST III. (Requested by Mr. B. F. Priest, Registered Public Surveyor representing Mr. Bill Milburn, owner.)

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

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

LICENSE AGREEMENT WITH BANK

Councilman Dryden moved that the Council adopt a resolution granting the following license agreement:

BANK OF AUSTIN - Permitting encroachment by a parking facility into two (2) portions of the right of way of LONG BOW LANE. (Requested by Bank of Austin, owner of parking facility, which lies along the north side of Long Bow Lane at its intersection with South Congress Avenue.)

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

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

LICENSE AGREEMENT WITH RAILROAD COMPANY

Councilman Dryden moved that the Council adopt a resolution authorizing the City Manager to enter into a license agreement with the Missouri-Kansas-Texas Railroad Company to install a 12-inch water main at Mile Post 952.7, Austin, Texas. The motion, seconded by Councilman Binder, carried by the following vote:

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

CONTRACTS AWARDED

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

Bid Award: - For the purchase of Fuel Oil #2 during June-August, 1974, for the production of electric energy.

EXXON COMPANY, U.S.A. - 32,617 gallons at \$0.294 per gallon. Total - \$9,589.40
800 Bell
Houston, Texas

ATLANTIC-RICHFIELD CO. - 97,272 gallons at \$0.3132 per gallon. Total - \$30,465.59
240 North Broad Street
Philadelphia, Pennsylvania

TED TRUE, INC. - 843,782 gallons at \$0.285 per gallon. Total - \$240,503.63
3925 Galveston Road
Houston, Texas

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

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

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

Bid Award: - (1) Adult and Juvenile Books,
(2) Juvenile Books with Prebinding &
(3) Musical and Spoken Records for
Austin Public Libraries.
Twelve Months' Supply Agreement.

BAKER & TAYLOR, INC. - 29.1% Discount - \$231,000.00*
Industrial Park
Clarksville, Texas

*This had originally been stipulated as \$247,570.00; however, City Manager Davidson noted that the amount would be reduced in connection with action taken by the Council on September 19, 1974, with regard to approval of the 1974-75 Operating Budget, to become effective October 1, 1974.

BOUND TO STAY BOUND BOOKS - 30% Discount + \$1.35/book -
West Morton Road \$44,000.00*
Jacksonville, Illinois

*This was originally \$50,000.00 and was changed due to budgetary action as mentioned earlier.

NATIONAL RECORD PLAN - 43% Discount - \$12,000.00*
28 West 25th Street
New York, New York

*This was originally \$30,000.00 and was changed due to budgetary action as mentioned earlier.

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

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

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

STRIDER SYSTEM, INC.
 2101 South I. H. 35
 Suite No. 204
 Austin, Texas

- Detailed Design, Programming and
 Implementation of Customer and
 Information System and Utility
 Billing for Data Processing
 Department.
 Approximately twelve months'
 project - \$227,500.00

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

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

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

Bid Award:

- Water Meters, Water Distribution
 Division.
 Twelve Months' Supply Agreement

ROCKWELL INTERNATIONAL
 5155 Blalock Drive
 Houston, Texas

- Item Nos. 1.1; 3600 @ \$ 27.05/ea.
 3.0; 2 @ \$3,150.00/ea.
 5.2; 2 @ \$1,430.37/ea.
 Total - \$106,540.74
 (Subject to escalation)

BADGER METER, INC.
 4545 West Brown Deer Road
 Milwaukee, Wisconsin

Item Nos. 1.2; 24 @ \$ 36.84/ea.
 1.3; 350 @ \$ 56.00/ea.
 1.4; 250 @ \$ 130.37/ea.
 1.5; 150 @ \$ 192.00/ea.
 2.2; 15 @ \$1,035.00/ea.
 2.3; 6 @ \$2,075.00/ea.
 Total - \$109,851.66

HERSEY PRODUCTS, INC.
 250 Elm Street
 Dedham, Massachusetts

Item Nos. 2.1; 15 @ \$ 663.00/ea.
 4.1; 5 @ \$2,498.00/ea.
 5.1; 2 @ \$ 716.00/ea.
 5.3; 1 @ \$2,160.00/ea.
 Total - \$26,027.00
 (Subject to escalation)

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

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

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

SOUTHWAY ELECTRIC UTILITY SERVICE, INC. 3201 Longhorn Boulevard Austin, Texas	- 138 KV Station Post Insulators for Electric Department. Item No. 1.0; 495 @ \$172.00/ea. Total - \$85,140.00 (Subject to escalation)
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City Manager Davidson pointed out that this was the only bid received that met the delivery standards required by the Electric Department.

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

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

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

GENERAL ELECTRIC SUPPLY 110 East 4th Street Austin, Texas	- Insulators Suspension for Electric Department. Item 1 - \$9,310.00
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City Manager Davidson pointed out that this was the only bid received that met the delivery standards required by the Electric Department.

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

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

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

AMF CUNO LIQUID SYSTEMS c/o B/Z & ASSOCIATES 403 East Ben White Boulevard Austin, Texas	- Demineralizer for Holly Power Plant, Electric Utility Department - \$29,830.00.
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The motion, seconded by Councilman Binder, carried by the following vote:

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

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

PENGO DIVISION	- Two Hydraulic Puller-Tensioner,
GEARHART-OWEN INDUSTRIES	Vehicle & Equipment Services Department
1100 Everman Road	Item 2; 2 ea. @ \$19,808.30
Fort Worth, Texas	Total - \$39,616.60

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

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

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

GENERAL ELECTRIC COMPANY	- Mobile Radio Transmitter-Receivers,
6901 North Lamar Boulevard	Vehicle & Equipment Department.
Austin, Texas	Item 3; 11 ea. @ \$920.95
	Total - \$10,130.45

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

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

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

Bid Award:	- Sprinkler Parts for Parks and Recreation Department.
ALAMO MACHINERY COMPANY	- Items 1, 3, 6-22, 26, 32-33, 35,
946 Coliseum Road	37-41, 45, 47, 55-64, 67-71,
San Antonio, Texas	73-108, 110-119, 121-126, 128-135,
	139-167, 169-170, 172, 176 and
	178-186 - \$13,118.59
THE ROHAN COMPANY	- Items 4, 5, 23, 43-44, 48-50, 52,
5304 Bandera	66, 109, 127, 136-138, 171 and
San Antonio, Texas	177 - \$5,348.82.

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

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

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

FOXBORO COMPANY
5460 Buena Vista
Mission, Kansas

- Controls and Instruments for
Decker Unit #2 - \$394,387.00
(subject to escalation)

Mr. Tom Lewis, representing Bailey Meter Company, noted that his firm had been the low bidder on this. City Manager Davidson stated that as recommended by the Electric Department's staff and the consulting engineers, Bovay Engineering, the City was recommending the low evaluated bid in this case.

Mr. W. C. Tolbert, representing Bovay, further reviewed this by stating that the prices received on these bids were subject to escalation and that the bid submitted by Bailey was subject to escalation in its entirety. He added that approximately \$250,000 of Foxboro's bid was firm, and the only items subject to escalation would be the out-purchased items. He concluded that when an escalation of 1% per month to the time of delivery was applied plus an adder for equipment on which Bailey did not bid but was specified, Foxboro's price would become the evaluated low bid.

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

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

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

RILEY CO., PANALARM DIVISION
c/o THE HESSLER COMPANY
P. O. Box 8207
Prairie Village, Kansas

- Annunciator and Event Recorder
for Decker Unit #2 - \$59,247.00
(Subject to escalation)

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

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

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

DRAVO CORPORATION
Marietta, Ohio

- High Pressure Piping for Decker
Unit #2 - \$755,989.00
(Subject to escalation)

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

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

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

N. L. LEASE SERVICES, INC.
P. O. Box 217
Marble Falls, Texas

- For the installation of 12" water
main (Ed Bluestein Boulevard),
C.I.P. 4095 2 - \$67,071.00

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

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

REJECTION OF BID

Councilman Handcox moved that the Council adopt a resolution rejecting the following bid:

Rejection of bid - For the renovation of the
Montopolis Recreation Center

In response to Mayor Pro Tem Love's question, City Manager Davidson noted that the bids came in too much above the City's estimates and above the amount budgeted for the item. He indicated that the City would readvertise.

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

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

CONSIDERATION OF CONTRACT WITHDRAWN

Consideration of the following contract was withdrawn.

INTERNATIONAL BUSINESS MACHINES - I.B.M. Mag Card II Typewriter
1609 Shoal Creek Boulevard for Planning Department -
Austin, Texas \$11,800.00

CHANGE ORDER FOR ADDITIONAL PAVING

Councilman Dryden moved that the Council adopt a resolution approving a change order in the amount of \$10,764.00 to Cullum & Dickehut Company for additional paving in conjunction with the construction of Turtle Creek Relief Main, C.I.P. No. 5058 0. The motion, seconded by Councilman Binder, carried by the following vote:

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

CHANGE ORDER FOR WIDENING PROJECT

Councilman Dryden moved that the Council adopt a resolution approving a change order in the amount of \$8,445.00 to P. A. Stark Construction Company for the Wabash Avenue Widening Project, Contract No. 74-Pb-127. The motion, seconded by Councilman Binder, carried by the following vote:

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

EXTENSION OF ARRANGEMENT FOR NATURAL GAS CONSULTANT

Councilman Handcox moved that the Council adopt a resolution authorizing an extension of an arrangement with Mr. W. J. Murray, Jr., as a Natural Gas Consultant for an additional 12 months at the rate of \$10,000 annually. The motion, seconded by Councilman Binder, carried by the following vote:

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

Noes: None

Absent: Councilmen Friedman, Lebermann, Mayor Butler

SUPPLEMENT TO PROFESSIONAL SERVICES AGREEMENT

Councilman Dryden moved that the Council approve a supplement to the Professional Services Agreement for the Brackenridge Hospital Phase 2A, C.I.P. Project No. 8410 2, between the City of Austin and the Brackenridge architects, to include the following project:

Brackenridge Substation Site Improvements, Capital Improvements Program Project No. 3515 1.

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

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

Noes: None

Absent: Councilmen Friedman, Lebermann, Mayor Butler

TEMPORARY CLOSING OF STREET

Councilman Binder moved that the Council adopt a resolution temporarily closing West 21st Street from Pearl Street to Rio Grande Street, on September 28, 1974, from 4:00 p.m. to 1:00 a.m. for a street party celebrating the opening of the 21st Street College House. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Absent: Councilman Lebermann, Mayor Butler, Councilman Friedman

ACQUISITION OF LAND FOR RUNDBERG LANE

Councilman Handcox moved that the Council adopt a resolution authorizing the acquisition of certain land for widening and paving Rundberg Lane:

0.30 of one acre of land out of and part of that certain 49.68 acre tract out of Lot 2, Fitzhugh Subdivision (Stonegate #4).

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

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

Councilman Handcox moved that the Council adopt a resolution authorizing the acquisition of certain land for widening and paving Rundberg Lane:

0.55 of one acre of land out of Lots 3, 4, and 8, Fitzhugh
Subdivision (Edward Joseph).

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

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

ACQUISITION OF LAND FOR WEST 38TH STREET

Councilman Handcox moved that the Council adopt a resolution authorizing the acquisition of 3711 North Lamar Boulevard (Edward Joseph) for widening and improving West 38th Street from Crawford Street to Guadalupe Street. The motion, seconded by Councilman Binder, carried by the following vote:

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

ACQUISITION OF LAND FOR MOPAC EXPRESSWAY

Councilman Handcox moved that the Council adopt a resolution authorizing the acquisition of two tracts of land out of that certain 6.09 acre tract of land out of the James M. Mitchell Survey (George D. Duwe, Trustee) for the MoPac Expressway. The motion, seconded by Councilman Binder, carried by the following vote:

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

ACCEPTANCE OF GRANT AWARD FOR TRAFFIC SAFETY PROJECT

Councilman Dryden moved that the Council adopt a resolution authorizing acceptance of a grant award of \$14,410 for the "Systems Management for Traffic Safety" project. Grant period will be from July 1, 1974, to June 30, 1975. The motion, seconded by Councilman Binder, carried by the following vote:

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

SUBMISSION OF GRANT APPLICATION FOR TOWN LAKE DEVELOPMENT

Councilman Dryden moved that the Council adopt a resolution authorizing submission of a grant application in the amount of \$150,000 to the Bureau of Outdoor Recreation for the implementation of the Town Lake Development Phase IV. (City will match with in-kind.) Contract period will be from November 1, 1974, to October 31, 1975. The motion, seconded by Councilman Binder, carried by the following vote:

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

SUBMISSION OF APPLICATION FOR NEW HEALTH SCIENCES COLLECTION

Councilman Dryden moved that the Council adopt a resolution authorizing the City Manager to submit an application for Public Health Service grant from the Department of Health, Education and Welfare for the purpose of alteration and renovation of the New Health Sciences Collection. (Grant amount will be \$50,000 with the City matching funds in the amount of \$16,000.) The motion, seconded by Councilman Binder, carried by the following vote:

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

HEARING SET ON APPEAL OF SPECIAL CONSTRUCTION PERMIT

Councilman Handcox moved that the Council set a public hearing for 1:00 p.m., October 10, 1974, on an appeal by Messrs. Terry Leifeste and Charles Croft, representing the Allandale Neighborhood Association, of the decision of the Planning Commission upholding the granting of a Special Construction Permit (Permit No. 74-07-3046). The motion, seconded by Councilman Binder, carried by the following vote:

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

CORRECTION OF AMOUNT FOR PAVING INTERSECTIONS

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 740815-G, ENACTED BY THE CITY COUNCIL ON AUGUST 15, 1974, BY CORRECTING AN ERROR IN THE PAVING REFUND OF PART 3 OF SAID ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

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

CONSIDERATION OF REFUND CONTRACT POSTPONED

Consideration of the following refund contract was postponed:

GREATER NORTHWEST, INC. and	-	For water and wastewater improvements
AUSTEX DEVELOPMENT CO. LTD.		in Balcones Woods, Section 3-A -
Walter Carrington, President		\$109,228.91
Nash Phillips, Attorney in fact		

Councilman Binder felt that this should be delayed at least until there was either a full Council or until the refund contract policy ordinance was passed.

DELETIONS AND ADDITIONS OF SPEED ZONES

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE AMENDING SECTIONS 21-41, SUBSECTIONS (d) AND (e), OF THE AUSTIN CITY CODE OF 1967, MAKING CERTAIN DELETIONS AND ADDITIONS TO SAID SUBSECTIONS, THEREBY DECLARING MAXIMUM PRIMA FACIE SPEED LIMITS ON CERTAIN STREETS WITHIN SCHOOL ZONES IN 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. (East Oltorf Street, Bluebonnet Lane)

The ordinance was read the first time, and Councilman Binder 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, Mayor Pro Tem Love, Councilman Binder
Noes: None
Absent: Councilmen Friedman, Lebermann, Mayor Butler

ZONING ORDINANCE

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:
A ONE-HALF ACRE TRACT OF LAND, LOCALLY KNOWN AS 9611 UPPER GEORGETOWN ROAD, (OLD McNEIL ROAD), 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. (Chester & Ivy Hunt, C14-73-253)

The ordinance was read the first time, and Councilman Binder 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 Pro Tem Love, Councilmen Binder, Dryden

Noes: None

Absent: Councilmen Friedman, Lebermann, Mayor Butler

DISTRIBUTION OF INFORMATION

City Manager Davidson took this opportunity to distribute information in connection with Southern Union Gas Company's requested rate increase hearing scheduled for October 17, 1974.

SCHEDULING OF AFFIRMATIVE ACTION REPORT

Councilman Handcox requested that the Affirmative Action Report be placed on the agenda for October 3, 1974.

ADJOURNMENT

The Council adjourned at 1:50 p.m.

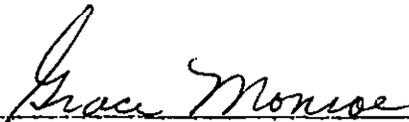
APPROVED



Roy Butler

Mayor

ATTEST:



Grace Monroe

City Clerk