

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

November 14, 1974  
1:00 P.M.

Electric Building Auditorium  
301 West Avenue

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

Roll Call:

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

Absent: Mayor Butler

The Invocation was delivered by REVEREND THOMAS WHITCOMB, Trinity  
United Church of Christ.

SPECIAL MEETING ACTION

Mayor Pro Tem Love took this opportunity to announce that the Council had accepted bids and authorized the issuance of Electric, Light and Power, Water Works and Sewer System Revenue Bonds along with General Obligation Bonds this morning in a Special Meeting; and he requested that the City Manager make an observation.

City Manager Davidson reiterated that Austin did sell \$24,000,000 in Revenue Bonds for the Electric, Light and Power, Water Works and Sewer System for an interest rate of 6.4618% along with \$21,695,000 General Obligation Bonds, which sold for an interest rate of 5.68258%. He pointed out that Mr. Curtis Adrian, First Southwest Company, had stated that the City was enough beyond the Dow Jones Industrial Average as far as what Austin had to pay for this money to give the City, in effect, a saving of \$4.86 million in interest money over what would have to be paid if the bids had been at the same level as the Dow Jones Average. He noted that Mr. Adrian had felt this was an excellent sale and added that a few things had happened on the national and economic level which helped a great deal.

## YOUTH APPRECIATION WEEK

Mayor Pro Tem Love read and then presented a proclamation to Ms. Lou Ann Preston and Mr. David Slider, high school students, and Mr. Robert Northcutt, President, Highland Mall Optimist Club, proclaiming November 11-16, 1974, as "Youth Appreciation Week" and encouraged all residents to join the Council in supporting the young people in their efforts to serve as proud citizens and by praising them for their steadfastness in that endeavor. Mr. Northcutt thanked the Council on behalf of the Club for the proclamation and their support.

## ANNOUNCEMENT

Mr. John Bell, President of Capitol Area Pharmaceutical Association, pointed out that there were 18,750 diabetics in Travis County with 6,000 undetected. He stated that November 17-23, 1974, was National Diabetic Week and that a diabetic detection drive would be carried out during this week in cooperation with the South Texas Affiliate of the American Diabetic Association. He noted that test kits would be made available free of charge at all pharmacies throughout the City and surrounding towns. He further noted that special booths would be set up November 22 from 3 to 8 p.m. and November 23 from 10 a.m. to 8 p.m. at the following locations:

Hancock Center  
Highland Mall  
Southwood Mall  
Village Green

H.E.B. in Govalle  
Safeway at 11th and I.H. 35  
Handy Andy at Oak Springs and Airport

He continued by stating that their call to action was "Double-check diabetes. Know the facts; take the test." He added that it was in everyone's best interest to be tested periodically for diabetes.

Mr. Bell passed out test kits to the Council for their use and requested that they be returned through the mail. He then introduced Mr. Earl Palmer, Executive Director of the South Texas Affiliate of the American Diabetic Association.

Mr. Palmer noted that diabetes was the fifth leading cause of death by disease and the number one cause of new cases of blindness and a major cause of heart attacks. He urged that people be tested either at one of the stations or by their physicians. He was pleased to announce that there was a possibility for a cure within 5 years.

Councilman Dryden felt that this was of the utmost importance and a very excellent endeavor for the local Pharmaceutical Association.

## EMERGENCY ITEM

Mayor Pro Tem Love noted that there had been a request by United Cerebral Palsy for a parade permit for Saturday, November 16, 1974; however, it was pointed out that this was not scheduled on the agenda for today's meeting but had been posted for more than 2 hours as an emergency item to be considered. Councilman Friedman moved that the Council approve a request by Ms. Betty Baird Harris, United Cerebral Palsy, for a parade permit on November 16, 1974, from

8:30 a.m. to 6:00 p.m. to begin at State Farm Insurance Building parking lot, north on I. H. 35 access road to Pflugerville Elementary School, south on I. H. 35 access road to State Farm Building. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Absent: Mayor Butler

#### APPROVAL OF MINUTES

Councilman Handcox moved that the Council approve the Minutes for November 7, 1974. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

Noes: None

Absent: Mayor Butler

#### TAX APPEALS

Mayor Pro Tem Love opened the consideration of tax appeals scheduled for 1:00 p.m.:

Joe F. Gray and F. H. Becker, Jr.

City Attorney Don Butler noted that there was a letter from Mr. Robert C. Sneed, attorney on behalf of Messrs. Gray and Becker, requesting that their appeal be withdrawn. Therefore, Councilman Handcox moved that the Council authorize the withdrawal and uphold the decision of the Board of Equalization as follows:

<u>Description</u>		<u>Assessed Value Fixed by Board</u>	<u>Council Action</u>
7543 North Lamar Lot A-3, Resubdivision of Lot A-1, Resubdivision of Lot A, Tempo North Parcel #2-3411-1110	Land Improvements	\$19,500	\$19,500
2109 Northland .46 acre, George W. Spear League Parcel #2-3002-0412.01	Land Improvements	\$21,130	\$21,130
1149 1/2 Airport Blvd. Lot 1, Outlot 58, Division A, Arrah Neal Hirsh Subdivision Parcel #2-0716-0226	Land Improvements	\$22,660	\$22,660

<u>Description</u> (cont.)		<u>Assessed Value Fixed by Board</u>	<u>Council Action</u>
1169 East Springdale Road Lot 1, Henry G. Sanders Subdivision Parcel #2-0919-0127	Land Improvements	\$15,790	\$15,790
8538 Research Boulevard Lot 1, Wooten Annex Parcel #2-3910-0313	Land Improvements	\$41,380	\$41,380

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

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

Walter Wendlandt

Mr. Wendlandt stated that he was one of the owners of the Southwood Shopping Center and that they rendered this property on the basis of a fair market value of \$886,000. He noted that the Tax Department had assessed this on the basis of a fair market value of \$988,000 and that during the Equalization Board proceedings they had offered to sell this property for \$930,000 and suggested that this would be a realistic basis for an assessment. He indicated that they were not under any compulsion to sell and preferred not to sell. He felt that there was no reason why this property should be valued at more than what they had offered. He renewed his offer to sell for \$930,000.

Mr. Jack Klitgaard, Tax Assessor-Collector, noted that the Board had heard 6 pieces of property in the course of this appeal, with this being the only one appealed to the Council. He added that the Board made adjustments in two of these properties and sustained the other four at the values fixed by the Department. He pointed out that the Department had updated the property value for this subject property on the same basis as applied to all property in the district. He noted that the resulting increase turned out to be a little under 12% this year. He added that they had applied the same square foot unit value, same classification scheme for this subject property as applied to other property in the taxing jurisdiction. He felt that the offer to sell this was part of the Board's consideration. He stated that the Board had requested Mr. Wendlandt to furnish operating statements, with which he complied. He submitted that the values as approved by the Board were reasonable and fair.

Councilman Friedman suggested that the Tax Department did not make up evaluations based on what a person wanted to sell his property for but on fair market value.

Mayor Pro Tem Love pointed out that it would take four votes to overturn the Board's decision, and he suggested that Mr. Wendlandt might desire to present this before all seven Councilmen.

Mr. Wendlandt felt that all shopping centers had not been assessed on the same basis and that fair market value was who would buy and who would sell.

Councilman Friedman moved that the Council postpone a decision on this until December 5, 1974, at 1:00 p.m. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

At 2:40 p.m. it was announced that Councilman Lebermann had to leave the Chamber for a Bicentennial State Board Meeting but would return.

Harry M. Whittington

It was noted that there had been a request that this appeal be withdrawn. Councilman Friedman moved that the Council authorize the withdrawal and uphold the decision of the Board of Equalization as follows:

<u>Description</u>	<u>Assessed Value Fixed by Board</u>	<u>Council Action</u>
217 West 9th Street Lot 11, 12, and West 44 feet Improvements Lot 10, Block 99 Parcel #2-0801-1602	Land \$395,610	\$395,610
205 West 9th Street Lot 9, less East part plus Improvements East 2 feet of Lot 10, Block 99 Parcel #2-0801-1603	Land \$542,430	\$542,430
807 Brazos Street Lot 10, Block 96 Parcel #2-0603-1405	Land \$878,970 Improvements	\$878,970

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

ZONING HEARING

Mayor Pro Tem Love opened the public hearing scheduled for 1:00 p.m. Pursuant to published notice thereof, the following zoning application was publicly heard:

VIRGIL POLK, ET UX  
By Jack N. Moore  
C14-74-138

6401 South First  
Street, also bounded  
by Eberhart Lane

From "A" Residence  
To "GR" General Retail  
RECOMMENDED by the Planning  
Commission

Mr. Dick Lillie, Planning Department Director, reviewed this by noting that it had been postponed from last week because an issue had come up that had not been discussed before the Planning Commission or Zoning Committee, which was the restriction that this exclude apartments should the owner not build the car parts supply house that had been intended. Mr. Lillie stated that a restriction had been placed on the property adjacent to this, and a request had been made last week by the South Meadow Neighborhood Group that a restrictive covenant be placed on this property.

Mr. Jack N. Moore, representing the applicant, stated that the applicant had no objections to a covenant being placed on this.

Councilman Friedman moved that the Council grant "GR" General Retail, as recommended by the Planning Commission, subject to a restrictive covenant that would exclude apartments. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

The Mayor announced that the change had been granted to "GR" General Retail District, subject to a restrictive covenant, and the City Attorney was instructed to draw the necessary ordinance to cover.

#### HEARING SET TO CONSIDER ANNEXATION

Councilman Binder moved that the Council adopt a resolution setting a public hearing on December 5, 1974, at 1:00 p.m. to consider annexing the following:

Total of 67.33 acres of land:

29.83 acres of land out of the J. C. Tannehill League,  
unplatted land. (Requested by Mr. Gary Johnson, owner.)

37.50 acres of land out of the Phillip McElroy League,  
unplatted land. (8.74 acres requested by Mr. Garty Cutsinger,  
owner; 26.58 acres requested by Mr. William L. Putney, III,  
owner; and 2.18 acres portion of Decker Lake Road. (Initiated  
by City.)

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

## RELEASE OF EASEMENT

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

All of the Drainage Easement five (5.00) feet in width in Lot 94 of RIDGELEA, a subdivision, having been granted by instrument of record in Volume 1286 at Page 56 of the Deed Records of Travis County, Texas. (Requested by Mr. Charles B. Graves, Jr., Director of Engineering Department, City of Austin.)

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

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

## CONTRACTS AWARDED

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

FIELDON BERRY  
2309 West Forest  
Austin, Texas

- To authorize the City Manager to exercise an extension of the Concession Contract at the Morris Williams Golf Course to October 31, 1976

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

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

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

TRAVIS CONSTRUCTION COMPANY  
7101 Burleson Road  
Austin, Texas

- Prefabricated Steel (Labor & Materials), Award for Kramer Lane Service Center Buildings - \$338,771.

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

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

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

GRAYBAR ELECTRIC COMPANY  
7434 North Lamar  
Austin, Texas

- Eight 500 KVA Network Transformers, Electric Department  
Item 1 - \$7,753.00 ea.  
Total - \$62,024.00  
(subject to escalation)

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

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

WESTINGHOUSE ELECTRIC CORP.  
201 North St. Mary's Street  
San Antonio, Texas

- Repair Parts for Boiler Feed Pump, Turbine Unit No. 1, Decker Power Plant, Electric Utility Department - \$22,019.89

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

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

THORPE PRODUCTS COMPANY  
Division of J. T. Thorpe Company  
6833 Kirbyville  
Houston, Texas

- Pipe Insulation for Power Plant Locations, Electric Utility Department - \$18,730.11  
(subject to escalation)

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

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

## SECOND CHANCE

Muckle Road  
Central Lake, Michigan

- Police Wearing Apparel, Police  
Department - \$24,375.00

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

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

## CLEGG-AUSTIN, INC.

111 West Anderson Lane  
Austin, Texas

- Library Furniture, Library  
Department  
Item 1-30 - \$20,400.31

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

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

CATAPHOTE CORPORATION  
1001 Underwood Drive  
Jackson, Mississippi

- Pavement Marking Spheres, Urban  
Transportation Department  
Item 1 - \$7,661.20

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

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

GENERAL ELECTRIC SERVICE SHOP  
5534 Harvey Wilson Drive  
Houston, Texas

- Recondition One Low Service Pump  
Motor, Water Treatment Division  
Item 1 - \$6,287.00

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

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

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

E. M. SERGEANT PULP &  
CHEMICAL COMPANY, INC.  
7 Dey Street  
New York, New York

- Ferrous Sulphate, granular, used  
in water treatment, Water and  
Wastewater Department.  
Twelve-months' supply agreement  
Total - \$26,184.00

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

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

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

F.M.C. CORPORATION  
Inorganic Chemical Division  
2990 Richmond Avenue,  
Suite 560  
Houston, Texas

- Sodium Hexametaphosphate, used  
in water treatment, Water and  
Wastewater Department.  
Twelve-months' supply agreement  
Estimated 80 tons, initial price -  
\$486.10/ton - Total - \$38,888.00

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

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

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

UNDERGROUND UTILITIES CO.  
P. O. Box 2061  
Austin, Texas

- For water and wastewater improvements,  
Community Development Improvements  
District No. 4 - C.I.P. Nos. 4036 4  
and 5036 4 - \$146,648.75

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

#### COST DIFFERENCE PAYMENTS

Councilman Friedman moved that the Council adopt a resolution authorizing cost difference payment to the following:

Payment to WALTER CARRINGTON BUILDER, INC., Walter Carrington, President, for the cost difference of 10"/8" sewer main installed in The Park at Quail Creek, Section 2 - \$1,835.40.

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

Councilman Friedman moved that the Council adopt a resolution authorizing cost difference payment to the following:

Payment to FARM AND HOME SAVINGS ASSOCIATION for the cost difference of 12"/8" water mains and appurtenances installed in Peppertree Park, Section 3 - \$9,253.76.

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

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

#### AGREEMENT CONCERNING HOSPITAL PROGRAM

It was noted that the Council had before it the consideration of an agreement between the City of Austin and Austin Community College, whereby Brackenridge Hospital would serve as an affiliating agency to provide clinical training facilities and related support for the Austin Community College Operating Room Technician Program. Mr. Will Brown, Hospital Administrator, noted that this would be at no cost to the City and would be a 9-month program for approximately 22 operating technicians used in surgery.

Councilman Dryden moved that the Council adopt a resolution approving an agreement between the City and Austin Community College, whereby Brackenridge Hospital will serve as an Affiliating Agency to provide clinical training facilities and related support for the Austin Community College Operating Room Technician Program. The motion, seconded by Councilman Friedman, carried by the following vote:

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

#### ITEM CONCERNING AIRPORT MASTER PLAN STUDY

It was noted that the Council had before it the approval of staff's seeking proposals from qualified Airport consulting firms to provide services for the completion of an Airport Master Plan Study. In response to Councilman Binder's question, City Manager Davidson stated that it was not necessary to designate specific categories of people to be appointed to the advisory committee and that it should be Council's prerogative. Councilman Binder suggested that this be left open.

Mr. Roy Bayless, Director of Aviation, pointed out that there had been no names in mind other than general categories; however, he did mention the Air Force.

In response to Councilman Dryden's question, City Manager Davidson stated that the staff would come back to the Council before any money was spent. Councilman Handcox moved that the Council adopt a resolution authorizing the staff to seek proposals from qualified Airport consulting firms to provide services for the completion of an Airport Master Plan Study and also deleted the paragraph designating specific categories of people to be appointed to the Advisory Committee. The motion, seconded by Councilman Binder, carried by the following vote:

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

#### CONTRACT FOR INSTALLATION OF RAILROAD CROSSING PROTECTION DEVICES

Councilman Friedman moved that the Council adopt a resolution authorizing the City Manager to enter into a contract with the Southern Pacific Transportation Company for installation of railroad crossing protection devices in the 2300 block of East 6th Street. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

## MODIFICATION OF TRANSIT ROUTES

The Council had before it the possible modification of transit routes. Mr. Bill Moore, Assistant Director for Transportation Services, noted that during the budget hearings in September, the Department had been directed to cut some \$100,000 in operating expenses out of the system and still try to minimize the impact on existing passengers. He indicated that the Council had received a report last week which outlined the method to be used as follows:

Service until 8:00 p.m.

Burnet/Lanier  
Burnet/Mesa  
Lake Austin  
Windsor Park/Allandale

Service until 9:00 p.m.

Holly	Casis
North Lamar	Travis Heights/IRS
Woodrow	University Hills
East 12th	Manchaca
Enfield	Airport
Balcones/Chicon	

Service to remain until 10:00 p.m.

Johnston	Rosewood
South First	Duval
Webberville	East 19th
South Congress	South 5th
Red River	

He pointed out that the earliest this could be effected would be December 8, 1974, and would result in a \$55,000 decrease in operating expenses; and combined with the previous elimination of special service to Brackenridge Hospital and an increase in rates for charter and contract services, this would result in a \$100,000 decrease for fiscal year 1974-75. He suggested that because of the extremely high participation during December for shopping trips, this should not be implemented until January 1, 1975.

Councilman Friedman noted that there had been a letter concerning the routes around State School, and he added that one of the comments made concerned the fact that these recommendations had been made prior to night school starting at State School. In response to this, Mr. Moore pointed out that with the cut back there would be buses at State School on 35th Street at 9:20 p.m. and would go through the business district and back. In response to Councilman Friedman's questions, Mr. Moore stated that the last bus at the School would be 9:20, which would leave 30 minutes prior to that from the downtown area. City Manager Davidson announced that the staff would be happy to check on this with the State School.

In response to Councilman Binder's question, Mr. Moore felt that the proposed bus system would answer all the questions raised in the afore-mentioned letter.

Ms. Doris Thielemann, Austin Association for Retarded Citizens, felt that the system would not accommodate these people in that in the future there would be more use of the buses. She stated that she was not concerned when the bus reached the School but when it picked up people and took them back to the School.

Mayor Pro Tem Love suggested that the staff meet with her and others from the School to see if this might be worked out within the limitations of the budget and then brought back for final adoption by January 1.

Mr. Mike Petroski stated that he was a graduate of the University of Texas but was attending night classes at the Austin Community College, Crockett High School campus. He added that he rode the Manchaca bus and did not get out of classes until 9:00 p.m. and, therefore, would not have any way to get home.

Mayor Pro Tem Love inquired as to whether or not contact had been made with some of the campuses which had heavy concentration on night participation and requested that this be done to see what impact night schooling might have on the recommendations.

Mr. Petroski stated that he knew a lot of expertise had gone into this, but he suggested the possibility of mini-buses for smaller groups such as those at the schools.

City Manager Davidson stated that the staff would be happy to take all suggestions into consideration and requested that the preliminary plans be authorized except the two areas requested for study with a report to be presented prior to January 1. Councilman Friedman moved that the Council adopt a resolution authorizing the plan subject to reports on the two afore-mentioned areas (State School and Crockett High School). The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox  
Noes: None  
Absent: Mayor Butler  
Not in Council Chamber when roll was called: Councilmen Dryden,  
Lebermann

#### CONTRACT WITH MENTAL RETARDATION CENTER

Councilman Handcox moved that the Council adopt a resolution authorizing the City Manager to enter into a contract with Austin/Travis County Mental Health-Mental Retardation Center for \$172,549 awarded by the City Council on September 19, 1974. Contract term will be from October 1, 1974 to September 30, 1975. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Councilmen Binder, Friedman, Handcox, Mayor Pro Tem Love  
Noes: None  
Absent: Mayor Butler  
Not in Council Chamber when roll was called: Councilmen Dryden,  
Lebermann

#### GRANT FOR CONTINUATION OF COMMUNITY ACTION PROGRAM

Councilman Friedman moved that the Council adopt a resolution authorizing the City Manager to accept a grant from the Office of Economic Opportunity in the amount of \$109,137 for the continuation of the Community Action Program from October 1, 1974 to December 31, 1974. The motion, seconded by Councilman Handcox, carried by the following vote:

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

#### EXECUTION OF INSTRUMENTS CONCERNING WATER DISTRICT

Councilman Friedman moved that the Council adopt a resolution authorizing the execution of instruments necessary to receive the assets and assume the obligations of Travis County Water Control and Improvement District No. 9. The motion, seconded by Councilman Handcox, carried by the following vote:

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

#### ACQUISITION OF LAND FOR WILLIAM CANNON DRIVE PROJECT

Councilman Handcox moved that the Council adopt a resolution authorizing the acquisition of certain land for the William Cannon Drive Project:

4.87 acres out of the William Cannon League (Hudson Properties)

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

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

Councilman Handcox moved that the Council adopt a resolution authorizing the acquisition of certain land for the William Cannon Drive Project:

1.19 acres of land out of that certain 5.36-acre tract out of the William Cannon League and the Theodore Bissel League. (Austin Savings & Loan Association)

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

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

## CONTRACT FOR FAMILY OUTPATIENT CLINIC

Councilman Handcox moved that the Council adopt a resolution authorizing the City Manager to execute a 12-months' professional services contract with Central Pharmacy for Pharmaceutical Dispensing Services for Model Cities Family Outpatient Clinic. The motion, seconded by Councilman Friedman, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox  
Noes: None  
Absent: Mayor Butler  
Not in Council Chamber when roll was called: Councilmen Lebermann,  
Dryden

## CANCELLATION OF MEETINGS

Councilman Binder moved that the Council cancel the regular City Council meetings of November 28, 1974 (Thanksgiving Day) and December 26, 1974 (day after Christmas). The motion, seconded by Councilman Handcox, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox  
Noes: None  
Absent: Mayor Butler  
Not in Council Chamber when roll was called: Councilmen Lebermann,  
Dryden

## HEARING SET ON PROPOSED ROUTING OF WASTEWATER INTERCEPTOR

Councilman Friedman moved that the Council set a hearing for December 19, 1974, at 1:00 p.m. on the proposed routing of the Bull Creek wastewater interceptor under a portion of Bull Creek Park. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Mayor Pro Tem Love, Councilmen Binder, Friedman, Handcox  
Noes: None  
Absent: Mayor Butler  
Not in Council Chamber when roll was called: Councilmen Dryden,  
Lebermann

## AGREEMENT FOR COMPREHENSIVE DATA COLLECTION SYSTEM

Councilman Friedman moved that the Council adopt a resolution authorizing the City Manager to enter into an agreement with the U. S. Geological Survey for a comprehensive data collection system relating to storm water flows and water quality. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Binder, Friedman, Handcox, Mayor Pro Tem Love  
Noes: None  
Absent: Mayor Butler  
Not in Council Chamber when roll was called: Councilmen Dryden,  
Lebermann

## ITEM WITHDRAWN

The Austin Committee for Justice had requested to appear before the Council to submit a proposal; however, this item was withdrawn.

## MANUAL FOR PUBLIC WORKS CONSTRUCTION

It was noted that the Council had before it for approval the Standard Specification Manual for Public Works Construction. City Manager Davidson stated that copies had been distributed to the Council and that this had been a major effort taking two years to compile and resulting from conferences with contractors, engineers, and others who have to do and design construction work on the streets and drainage ways of Austin. He noted that these would be sold to interested parties and those who have to do the designs for \$30.00. He added that it was loose leaf; and as changes were made in specifications in the future, Mr. Charles Graves, Director of Engineering, would send them out to these people so that they could update their manual. He pointed out that this was also advantageous in that it would reduce the number of pages to be used in advertisements for bids on projects.

He stated that this would be placed on file in the City Clerk's Office, which would enable Engineering to make minor modifications by filing with the City Clerk the necessary changes without having to bring to the Council every time there was a change. In conclusion, he recommended the Council's approval of this.

Councilman Friedman moved that the Council approve the specification manual. The motion, seconded by Councilman Binder, carried by the following vote:

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

Noes: None

Absent: Mayor Butler

Not in Council Chamber when roll was called: Councilman Lebermann

Councilman Binder prefaced his second by noting that he had talked to the City Manager about this and thought it was excellent and a tremendous service to the City. He noted that the staff was working on some standard specifications for the handicapped to add to this.

Councilman Lebermann entered the Chambers at this point.

## APPROACH MAIN CONTRACT

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

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH H. R. BENTLEY. (Glenclyff Subdivision)

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

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

The Mayor Pro Tem announced that the ordinance had been passed to its third reading.

#### REFUND CONTRACTS - SECOND READING

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

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR THE DEPUTY CITY MANAGER TO ENTER INTO CERTAIN REFUND CONTRACTS WITH M. H. FLOURNOY AND H. R. BENTLEY, (Flournoy's Sweetbriar, Section II; Glencliff Subdivision)

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

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

The Mayor Pro Tem announced that the ordinance had been passed to its third reading.

#### REFUND CONTRACTS - FIRST READING

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR THE DEPUTY CITY MANAGER TO ENTER INTO CERTAIN REFUND CONTRACTS WITH FARM AND HOME SAVINGS ASSOCIATION AND WALTER CARRINGTON, BUILDER, INCORPORATED.

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

The Mayor Pro Tem announced that the ordinance had been passed to its second reading only.

Councilman Binder prefaced his negative vote by noting that since the Council had adopted the new refund contract policy, he intended to vote in accord with the policy at such time as it goes into effect, which is January 1, 1975; however, he added that since the City was still giving contracts at the old rate, he would vote "no."

## ORDINANCE TRANSFERRING FUNDS BETWEEN GENERAL AND HOSPITAL FUND

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 730913-G, THE APPROPRIATION ORDINANCE, TO TRANSFER UNENCUMBERED APPROPRIATED FUNDS FROM CERTAIN ACCOUNTS TO OTHER ACCOUNTS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

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

Noes: None

Absent: Mayor Butler

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

## ORDINANCE TRANSFERRING FUNDS IN CONNECTION WITH DEVELOPMENT STUDY

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 740919-B AND ORDINANCE NO. 720229-A TO TRANSFER APPROPRIATED UNENCUMBERED AUDITORIUM CAPITAL IMPROVEMENT FUNDS IN THE AMOUNT OF \$43,306.00 TO THE PLANNING DEPARTMENT TO PROVIDE AN APPROPRIATION FOR THE LAKE AUSTIN DEVELOPMENT STUDY; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

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

Noes: None

Absent: Mayor Butler

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

## WATER AND WASTEWATER TAP FEES ORDINANCE

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE PRESCRIBING AND LEVYING RATES AND CHARGES FOR SALES MADE AND SERVICES RENDERED IN CONNECTION WITH THE WATER SYSTEM AND THE WASTEWATER SYSTEM OF THE CITY OF AUSTIN FOR ALL USES OF SUCH WATER AND WASTEWATER CONNECTIONS AND FACILITIES; AMENDING ORDINANCE NO. 741003-D; REPEALING ALL ORDINANCES, RESOLUTIONS, AND ORDERS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

Councilman Friedman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective Jan. 1, 1975. The motion, seconded by Councilman Handcox, carried by the following vote:

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

Noes: None

Absent: Mayor Butler

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

#### ORDINANCE RECLASSIFYING POSITIONS IN FIRE DEPARTMENT

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE AMENDING PART 3 OF ORDINANCE NO. 740718-E PROVIDING FOR A RECLASSIFICATION OF CERTAIN FIRE DEPARTMENT CIVIL SERVICE POSITIONS; PROVIDING AN INCREASE IN SALARY FOR ONE POSITION; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

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

Noes: None

Absent: Mayor Butler

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

#### CONTINUED HEARING ON AMENDMENT TO HISTORIC ZONING ORDINANCE

Mayor Pro Tem Love opened the continued public hearing from October 24, 1974, to consider an amendment to the historic designation section of the Zoning Ordinance. It was noted that this involved an amendment of Section 45-51(d) which spoke to the issue as to who might appeal a decision of the Landmark Commission regarding demolition or removal. It was also noted that the Planning and Landmark Commissions had recommended that this involve any applicant or owner of any property located within 300 feet of the structure.

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 45 OF THE CODE OF THE CITY OF AUSTIN OF 1967, PROVIDING FOR THE AMENDMENT OF SECTION 45-51(d) ALLOWING APPEALS BY PERSONS WITHIN THREE HUNDRED (300) FEET OF LANDMARK REGARDING DEMOLITION OR REMOVAL THEREOF; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Motion

Councilman Lebermann moved that the Council close the hearing, waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately, amending Section 45-51(d) as recommended by the Planning and Landmark Commissions. Councilman Handcox seconded the motion.

Councilman Friedman did not feel that this would allow sufficient input. Councilman Lebermann felt that this was sensible and fair and that the Commissions had given this very careful review.

Substitute Motion

Councilman Friedman moved that the hearing be closed and the ordinance be passed amending Section 45-51(d) by stipulating that any applicant, property owner, or resident within 300 feet may appeal. Councilman Binder seconded the substitute motion. Roll call showed the following vote:

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

The Mayor Pro Tem announced that the motion failed to carry.

\*Councilman Binder did not understand why this should be limited to "within 300 feet of the landmark."

Roll Call on Original Motion

Roll call on Councilman Lebermann's motion, Councilman Handcox's second, that the hearing be closed and the ordinance be passed amending Section 45-51(d) by stipulating that any applicant or the owner of any property located within 300 feet may appeal, showed the following vote:

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

The Mayor Pro Tem announced that the ordinance had been finally passed, to read as follows:

Any applicant or the owner of any property located within 300 feet of any landmark who is aggrieved by a ruling of the Landmark Commission concerning same landmark under the provisions of this section may, within 60 days after the ruling of the Landmark Commission, appeal to the City Council. Following a public hearing to be held within 30 days of the filing of a notice of such appeal with the City Clerk, the City Council may, by a simple majority vote, uphold or overturn any ruling of the Landmark Commission made pursuant to this section.

\*Councilman Binder prefaced his affirmative vote by stating, "I would prefer to broaden this; but in the interest of at least providing some people with the right to appeal as stated, I would vote, 'yes'."

\*Councilman Friedman prefaced his negative vote by stating, "I guess a compromise is the best way. I like the fact that we have at least got both boards agreeing on this. I still disagree with the wording; so, I am going to vote 'no'."

#### ORDINANCE IN CONNECTION WITH TRANSPORTATION

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 740314-A BY CHANGING THE FEES TO BE CHARGED FOR CHARTER SERVICE AND CONTRACT SERVICE OF THE AUSTIN TRANSIT SYSTEM; DECLARING AN EMERGENCY; AND WAIVING THREE SEPARATE READINGS.

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

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

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

#### 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 AN HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOTS 2 AND 3, WOODRUFF BOULEVARD ADDITION, LOCALLY KNOWN AS 600 EAST BEN WHITE BOULEVARD AND PAYLOAD PASS, 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. (C14-70-001)

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

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

In response to Councilman Friedman's question, Mr. Dick Lillie, Planning Department Director, reviewed this by noting that this along with other property was annexed by the City in one request and was brought before the Council as one request instead of several. He added that it was granted subject to whatever right-of-way conditions and subdivision requirements had to be met;

and as owners wanted their ordinance passed, they simply had to meet these conditions. He stated that this would remain pending until as many years as the land is finally zoned.

In response to Councilman Friedman's comment that he thought there had been an agreement whereby if this was not done within a certain period of time, it was dismissed, Mr. Lillie indicated that this was done when annexation was initiated by the property owner. However, in this case it was initiated by the City.

#### 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 249.15 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THOMAS ANDERSON SURVEY; 384.32 ACRES OF LAND, SAME BEING PARTLY OUT OF AND A PART OF THE THEODORE BISSEL LEAGUE AND PARTLY OUT OF AND A PART OF THE THOMAS ANDERSON SURVEY; AND 347.73 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE THEODORE BISSEL LEAGUE; ALL BEING LOCATED IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Dryden moved that 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 Binder, Dryden, Friedman,  
Handcox, Lebermann

Noes: None

Absent: Mayor Butler

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

#### ORDINANCE AMENDING OPERATING BUDGET

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

AN ORDINANCE AMENDING ORDINANCE NO. 740919-B TO APPROPRIATE FROM UNAPPROPRIATED GENERAL FUNDS AND TRANSFER TO THE CITY CLERK'S OFFICE THE AMOUNT OF \$61,196.00; AUTHORIZING ADDITIONAL ASSISTANT CITY CLERKS; PROVIDING FOR NECESSARY TRANSFERS AND ADJUSTMENTS; AND DECLARING THIS ORDINANCE TO BE SEVERABLE.

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

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

Noes: Councilmen Dryden, Lebermann

Absent: Mayor Butler

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

#### CHANGE IN LOCATION OF COUNCIL MEETING PLACE

Mayor Pro Tem Love introduced the following ordinance:

AN ORDINANCE ESTABLISHING THAT FUTURE MEETINGS OF THE CITY COUNCIL SHALL BE "IN THE CITY COUNCIL CHAMBERS LOCATED IN THE CITY HALL ANNEX AT 301 WEST 2ND STREET, AUSTIN, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilman Friedman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. The motion, seconded by Councilman Binder, 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.

#### PRESENTATION

Mr. R. L. Hancock, Electric Utility Director, appeared before the Council on behalf of the employees of the Electric Department and stated that they had been pleased to be able to offer their facilities for the Council meetings. He then presented the Council with paperweights resembling light bulbs.

#### COMPREHENSIVE DRAINAGE STUDY

It was noted that the Council had before it a Comprehensive Drainage Study of the Shoal Creek Basin. MR. ROY PORTER, Vice President of Forrest and Cotton, Inc., consulting engineers, appeared before the Council in connection with this. He stated that in May, 1973, Austin requested technical assistance in the preparation of a Comprehensive Drainage Study; and the firms of Forrest and Cotton, Inc., and Espey, Huston and Associates, Inc., were employed by the City to provide this assistance as a joint venture. He continued by indicating that their first step was to select a management and study team to accomplish the work. He was selected as managing partner for the project; and Dr. William Espey, President of Espey, Huston and Associates was appointed assistant managing partner. He stated that a design team of engineers and scientists was selected and headed by Mr. Mike Wright, Professional Engineer with Forrest and Cotton, and Mr. Dale Bergman, Professional Engineer with Espey, Huston and Associates.

Mr. Porter noted that the City established a Technical Advisory Committee to provide guidance that consisted of representatives of seven departments and was chaired by Mr. Charles Graves. He added that the Committee's first step was to direct the consultant to prepare a study design which would do the following:

1. Define the study area.
2. Identify previous studies.
3. Define the various programs of work generally considered in a drainage plan with ecological consideration.
4. Identify the estimated costs for accomplishing the various tasks within the program. He noted that it had become apparent during the course of the study that the overall work effort would exceed the current budgeted amounts to accomplish this study.

He stated that the Committee then directed the consultant to proceed with five general areas of work, which included:

1. Establishing a drainage design criteria.
2. Collecting information of the existing storm sewer and open channel system for Shoal Creek and Little Walnut Creek.
3. Analyzing the existing open channel system of Shoal Creek and Little Walnut Creek and defining the 100-year flood plain.
4. Analyzing existing drainage construction and design methods of the City.
5. Reviewing and analyzing environmental factors in development of the drainage system in the drainage channels of the City.

MR. MIKE WRIGHT, Forrest and Cotton, reviewed the run off and watersheds in the Shoal Creek Basin with use of slides.

MR. DALE BERGMAN, Espey, Huston and Associates, reviewed flood flow and run off and the 100-year flood plain by use of slides.

Mr. Porter stated that in summarizing the two presentations, the following material should be considered:

1. The Design Criteria Manual.
2. Study maps shown in the slides indicating the flood plain.
3. HEC-2 Computer Program.
4. The Ecological Assessment Manual.

He did not believe the Council should appoint a new committee in that the Council could not find a more broad spectrum of people. He suggested that the City Manager go back and compile for the Council the statements of witnesses who appeared before the Committee to see what the input was at that time and determine whether it would be sufficient to satisfy the needs at this time. He submitted that after review of this, if the Council still felt the need to have a new committee, there would be citizens willing to serve and give of their time in an effort to assist the Council.

He requested that the Council delay this for a few weeks pending the compilation of the information that was not included in the formal report that they had submitted. He also offered his assistance to the Council in this matter.

Councilman Handcox felt that the Council should go back and review this before passing judgement on the proposal before the Council. Councilman Friedman suggested that the times had changed since 1971. Mayor Pro Tem Love thought it would be a good idea if the Manager could have this additional information by the first of December and then reach a determination. He announced that he would like to have this material. Councilman Friedman was not opposed to this but did not believe the committee should have a strict time limit placed on it as to when their recommendations would be presented to the Council.

#### Withdrawal of Motion

Councilman Friedman withdrew his motion subject to the information being presented by the City Manager.

Mr. Youngblood stated that he had strong faith and confidence in Council's judgement.

Councilman Lebermann noted that every person on the Council had tremendous respect for Mr. Youngblood and the Committee and the work they had done. He added that some very powerful items of issue had come before the Council that needed to be laid out for review and comment.

Mayor Pro Tem Love requested that Mr. Youngblood make himself available in that he would be contacted within the next few weeks as to the direction the Council was going. He also requested that the City Manager supply the Council condensed support material reflecting the concrete of the Committee and recommendations.

#### CONSIDERATION OF NAMING OF LIBRARY FACILITIES

It was noted that the Council had before it recommendations from the Austin Public Library Commission concerning the following:

1. Consider name for Branch Library in Northwest Hills.
2. Consider name for Learning Resources Center.

He acknowledged the services of the Public Information office in preparing the slides used.

City Manager Davidson commented that the staff was very pleased with the work that had been done thus far and added that the staff would be back to the Council periodically with additional studies of this type and some basic decisions that will result from these studies.

#### DISCUSSION OF CHARTER REVISION COMMITTEE

Councilman Friedman felt that in view of several past discussions on ways to facilitate City government, the Council should consider re-establishing and appointing a new Charter Revision Committee along the lines in 1971. He suggested that the Committee be given an opportunity to go through the Charter and review those areas of utmost importance to the Council and to consider including several of the committees and commissions the Council has established.

#### Motion

Councilman Friedman moved that the Council agree to appoint this Committee within the next few weeks, which would consist of 17 members balanced on racial, sexual, and ethnic background. Councilman Lebermann seconded the motion.

Councilman Friedman noted that he did not feel it would be proper for the Council to give this Committee any guidelines as to what should be studied and added that letters of follow-up could be distributed after the appointments.

Mr. Bill Youngblood, Chairman of the former Charter Revision Committee, noted that the former Committee had been appointed on July 29, 1971, and consisted of members of the community representing the kinds of people Councilman Friedman had suggested. He listed them as follows:

Mr. Louis Shanks	Mr. Gus Garcia
Mrs. Emma Long	Dr. Philip White
Mr. Dean Banks	Dr. Joe Quander
Mr. Victor Ravel	Mr. Ralph Janes, Jr.
Mr. Barr McClellan	Mr. Robert Tinstman
Mrs. Nancy Holmes	Mr. Rooster Andrews
Mr. C. B. Smith, Sr.	Mr. Bill Youngblood
Mr. Irish Matthews	

He noted that the Committee met for over 10 months and held weekly meetings at night and during the day in different sections of Austin in an effort to give all citizens an opportunity to provide input to the Committee. He further noted that this was the first time since 1953 that such a committee had been appointed to do an in-depth study covering each section and article.

Mr. Youngblood continued by stating that after approximately 40 meetings, they presented to the Council on May 25, 1972, their final report which represented a small part of the testimony, statements, recommendations, and suggestions that were made. He noted that they had furnished the Council with a copy of the minutes of the meetings each week.

City Manager Davidson indicated that no action was required of the Council in that the Commission only wanted the Council to have these suggestions with a possible decision in the near future.


Mr. David Holt, Library Director, stated that these facilities were scheduled to open early next year.

Mayor Pro Tem Love suggested that in view of the fact there was not a full Council, this could be considered in two weeks.

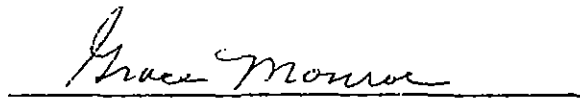
ADJOURNMENT

The Council adjourned at 3:25 p.m.

APPROVED

  
Mayor

ATTEST:

  
City Clerk