

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 20, 1975
1:00 P.M.

Council Chambers
301 West Second Street

The meeting was called to order with Mayor Butler presiding.

Roll Call

Present: Councilmen Binder, Friedman, Snell, Lebermann, Mayor Butler, Mayor Pro Tem Dryden

Absent: None

The Invocation was delivered by REVEREND JERRY JAY SMITH - Northwest Hills United Methodist Church.

REVEREND CHARLES A. SUMNERS DAY

Mayor Butler read and then presented a proclamation to Reverend Charles A. Summers proclaiming Thursday, March 20, 1975, as "Reverend Charles A. Summers Day" and urged all citizens to join the Council in honoring Reverend Summers by attending a banquet tonight at the Villa Capri Restaurant. It was noted that Reverend Summers had been chosen by the Austin Board of Realtors to be Austin's Most Worthy Citizen of 1974 from among scores of nominees. Reverend Summers thanked the Council and introduced his family. Mr. N. A. Giblin, President of the Austin Board of Realtors, also thanked the Council.

SENIOR CITIZENS' WEEK

Councilman Friedman read and then presented a proclamation to Messrs. R. L. Jones and Alton Rinn proclaiming the week of March 24-30, 1975, as "Senior Citizens' Week" and asked all residents to join the Council in recognizing and giving due recognition to these valued and cherished members of the community. Mr. Jones thanked the Council.

AMERICAN GI FORUM WEEK

Mayor Butler read and then presented a proclamation to Messrs. Paul Velez, Lucio Varela, and Tony DeLeon proclaiming the week of March 24-30, 1975, as "American GI Forum Week" and urged all citizens to join the Council in saluting this patriotic organization for its good works of the past and the strides it will make in the future. The gentlemen thanked the Council and invited them to attend a fiesta at Fiesta Gardens on Monday, March 24, 1975. They noted that President Ford would declare March 26 as American GI Forum Day in the nation.

POISON PREVENTION WEEK

Councilman Snell read and then presented a proclamation to Messrs. Doug Dietert and Mark Noble proclaiming the week of March 16-22, 1975, as "Poison Prevention Week" and called on all residents to guard against accidental poisonings. Mr. Dietert thanked the Council, and Mr. Noble noted that information was available at every pharmacy concerning poison prevention.

EXECUTIVE SESSION ITEM

Mayor Butler noted that the Council had been in Executive Session earlier that day; and Mr. Jan Kubicek, Assistant City Attorney, stated that acquisition of property was discussed. He pointed out that no decision was made; and, therefore, a vote would not be taken today.

APPROVAL OF MINUTES

Councilman Friedman moved that the Council approve the Minutes for March 13, 1975. The motion, seconded by Councilman Binder, carried by the following vote:

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

HEARING ON RELOCATION OF WEBBERVILLE ROAD

The Council had before it the proposed relocation of Webberville Road across a point 0.062 acres of the northwest corner of Zaragosa Park. City Manager Davidson noted that the Citizens Board of Natural Resources and Environmental Quality, Parks and Recreation Department, and the Planning Commission had recommended approval of this project; and he pointed out that it would solve a number of traffic and environmental problems in this immediate area. He recommended the approval also.

Councilman Snell moved that the Council close the public hearing and adopt a resolution approving the relocation of Webberville Road across a point 0.062 acres of the northwest corner of Zaragosa Park. The motion, seconded by Councilman Binder, carried by the following vote:

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

RELEASE OF EASEMENT

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

A portion of the public Utilities Easement that covers the east and south five (5.00) feet of Lot 36, Block L, ALLANDALE PARK, SECTION THREE, which is also known locally as 2713 Cascade Drive. (Requested by Randy Turner, owner.)

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

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

LICENSE AGREEMENTS PERMITTING ENCROACHMENTS

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

Permitting encroachments as follows:

The east three (3.00) feet of GUADALUPE STREET from West 26th Street northerly approximately 488 feet.

The north two (2.00) feet of WEST 26TH STREET from Guadalupe Street easterly approximately 48 feet.

(Requested by the University of Texas System, owner of all adjoining property.)

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

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

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

Permitting encroachment by tree wells, each 3.00 feet by 3.00 feet, in the outer five (5.00) feet of the ten (10.00) foot sidewalk areas along the west side of SAN JACINTO STREET, the north side of EAST 10TH STREET and the east side of BRAZOS STREET. (Requested by Brooks, Barr, Graeber, and White, Architects, representing First Federal Savings and Loan Association, owner.)

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

Ayes: Councilmen Friedman, Snell, Lebermann, Mayor Butler,
Councilman Binder

Noes: None

Not in Council Chamber when roll was called: Mayor Pro Tem Dryden

LICENSE AGREEMENT TO INSTALL WATER MAIN

Councilman Friedman moved that the Council adopt a resolution authorizing the City Manager to enter into a license agreement with the Southern Pacific Transportation Company for the purpose of installing a 12" water main beneath said railroad's right of way at Mile Post 19.99. The motion, seconded by Councilman Snell, carried by the following vote:

Ayes: Councilmen Friedman, Snell, Lebermann, Mayor Butler,
Councilman Binder

Noes: None

Not in Council Chamber when roll was called: Mayor Pro Tem Dryden

APPLICATION FOR GRANT CONCERNING TREATMENT PLANT

Councilman Friedman moved that the Council adopt a resolution authorizing application for an Environmental Protection Agency grant with a tentative time schedule for improvements and modernization of the Govalle Wastewater Treatment Plant. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Snell, Lebermann, Mayor Butler, Councilmen
Binder, Friedman

Noes: None

Not in Council Chamber when roll was called: Mayor Pro Tem Dryden

CONTRACTS AWARDED

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

SCHMIDT CONSTRUCTION
COMPANY, INC.
Star Route A, Box 635
Austin, Texas

- Watermain construction for
Springdale Road Improvements,
Oak Springs Drive to East 12th
Street, C.I.P. 4015 7 - \$39,855.00

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

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

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

FORD-WEHMEYER, INC. P. O. Box 9086 Austin, Texas	- The relocation of 30" water main in U.S. Highway 290 East, Sheridan Avenue to F.M. 3015, C.I.P. 4084 7 - \$35,188.30
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The motion, seconded by Councilman Binder, carried by the following vote:

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

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

TRAVIS CONSTRUCTION COMPANY 7101 Burleson Road Austin, Texas	- Furnishing and erecting a prefabricated metal building - \$8,243.00
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The motion, seconded by Councilman Binder, carried by the following vote:

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

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

J. HOWARD BARNETT 1603 Hether Austin, Texas	- Concession, Boat Rental, Zilker Park, Parks and Recreation Department. Two-year contract - \$600.00 annual guarantee plus 8.5% of gross receipts. Estimated \$3,000.00 annual revenue to City
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The motion, seconded by Councilman Binder, carried by the following vote:

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

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

XPLORER MOTOR HOMES
3950 Burnslane Road
Brown City, Michigan

- One Small Bookmobile for Library,
Vehicle & Equipment Services Dept.
Item 1 - \$17,860.40

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

Ayes: Councilman Lebermann, Mayor Butler, Councilmen Binder,
Friedman, Snell

Noes: None

Not in Council Chamber when roll was called: Mayor Pro Tem Dryden

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

TEXAS EMULSIONS, INC.
1103 Perry-Brooks Building
Austin, Texas

- Emulsion, Asphalt, used for dust
control and seal coating, Street
and Bridge Division. Twelve-month
supply agreement.
Items 1 & 2, estimated 350,000
gallons @ \$0.305
Total - \$106,750.00
(subject to escalation)

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

Ayes: Councilman Lebermann, Mayor Butler, Councilmen Binder,
Friedman, Snell

Noes: None

Not in Council Chamber when roll was called: Mayor Pro Tem Dryden

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

HOLT MACHINERY COMPANY
9601 South I. H. 35
Austin, Texas

- 30,000 Pound Motor Grader
Item 2 - \$66,699.00

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

Ayes: Councilman Lebermann, Mayor Butler, Councilmen Binder,
Friedman, Snell

Noes: None

Not in Council Chamber when roll was called: Mayor Pro Tem Dryden

City Manager Davidson noted that the recommendation was based on the total cost analysis; and in response to Mayor Butler's question, he noted that this had been recommended in view of resale value and maintenance costs. In connection with Mayor Butler's comment that this might discourage other bidders from bidding, Mr. Les Rogers, Director of Vehicle and Equipment Services, pointed out that this only applied to certain types of equipment. Mr. Davidson added

that the staff would not recommend this procedure for the purchase of small compressors and trucks. After further discussion, Mr. Rogers noted that all bidders were probably familiar with the way the City approached this; and if it were not in the best interest of the City, the staff would not have recommended it.

Mayor Pro Tem Dryden entered the Council Chamber at this point.

CHANGE ORDER CONCERNING MODEL CITIES PROGRAM

Councilman Friedman moved that the Council adopt a resolution approving a construction change order in the amount of \$26,188.50 to Contract No. 74-Pm-121, C.I.P. Project No. 4011 2 (Model Cities Program, Third Action Year). The motion, seconded by Councilman Snell, carried by the following vote:

Ayes: Mayor Butler, Councilman Binder, Mayor Pro Tem Dryden,
Councilmen Friedman, Snell, Lebermann

Noes: None

CHANGE ORDER CONCERNING AIRPORT

Councilman Friedman moved that the Council adopt a resolution approving Change Order No. 3 in the amount of \$7,871.00 to Stokes Construction Company in connection with additions to Robert Mueller Airport, C.I.P. Project No. 8106 0. The motion, seconded by Councilman Snell, carried by the following vote:

Ayes: Mayor Butler, Councilman Binder, Mayor Pro Tem Dryden,
Councilmen Friedman, Snell, Lebermann

Noes: None

CHANGE ORDER CONCERNING HOSPITAL

Councilman Friedman moved that the Council adopt a resolution approving Change Order No. 2 in the amount of \$14,612.63 to B. L. McGee Construction Company in connection with Brackenridge Hospital, Phase 2A, C.I.P. Project No. 8410 2. The motion, seconded by Councilman Snell, carried by the following vote:

Ayes: Mayor Butler, Councilman Binder, Mayor Pro Tem Dryden,
Councilmen Friedman, Snell, Lebermann

Noes: None

AUTHORIZATION OF PARKING METER ZONE

Councilman Friedman moved that the Council adopt a resolution authorizing the following parking meter zone:

Delete
Zone 30-60-90-120

<u>Street</u>	<u>Block</u>	<u>Side</u>
Lavaca Street	1200	East

Install
Zone 30-60-90-120

Lavaca Street	1200	East and West
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The motion, seconded by Councilman Lebermann, carried by the following vote:

Ayes: Councilman Binder, Mayor Pro Tem Dryden, Councilmen
Friedman, Snell, Lebermann, Mayor Butler

Noes: None

ITEM CONCERNING TREE ORDINANCE

The Council had before it the Planning Commission's recommendation on the proposed Tree Ordinance, which was that it not be adopted. City Manager Davidson noted that Mr. Dick Cory, Chairman of the Citizens Board of Natural Resources and Environmental Quality, had requested to speak. It was pointed out that the proposed ordinance had been before the Citizens Board, and it had been recommended unanimously. Councilman Friedman stated that there had been differences of opinion between the Citizens Board and Planning Commission on the creek ordinance, but these had been worked out to suit both groups. In response to his question as to whether or not the same could be done, Mr. Cory noted that on October 24, 1974, the Board had written the Planning Commission and told them that if they did not agree, the Board would be happy to meet with them and resolve their differences. He also stated that on February 10, 1975, they wrote again and had not received an answer.

He explained that it was for this reason that he doubted whether the Board would be able to work out something with the Planning Commission. He noted that it was his intention today to recommend a different course of procedure, but he had no objection to trying what Councilman Friedman had suggested.

Mayor Butler pointed out that he had been advised by the Assistant City Attorney that this would require 15 days notice, and the Council could not act on it under any circumstances. He noted that this was just a report for the Council's consideration; and in the event the Council wished to implement this ordinance, there would have to be a public hearing set with a 15-day notice.

Mr. Cory indicated that the members of the Board would like to see Austin have some type of tree ordinance, and they recognized the reasons the Planning Commission had turned it down. In an effort to come up with an ordinance the Board felt would be acceptable to the Planning Commission as well as the Council, he recommended that this be returned to the Citizens Advisory Board with instructions for them to redraft it on the basis of being able to save two classes of trees:

1. Historical.
2. Those of significant value or interest because of their size or beauty, etc.

He felt that this was a generous offer on the Board's part; but he noted that if Councilman Friedman's suggestion were adopted, and the Board was instructed to work with the Planning Commission, the Board would be happy to do so.

There was further discussion, and Councilman Binder felt that it would be helpful if each group got down to what they felt would be acceptable, especially the Planning Commission; then the Council could pick and choose what it wanted.

Councilman Binder moved that the Council request that the Planning Commission and Citizens Board of Natural Resources and Environmental Quality review the proposed tree ordinance and indicate what would be accepted and what they would like to see and then present this to the Council to determine what would be feasible. The motion, seconded by Mayor Pro Tem Dryden, carried by the following vote:

Ayes: Mayor Pro Tem Dryden, Councilmen Snell, Lebermann,
Mayor Butler, Councilman Binder

Noes: None

Not in Council Chamber when roll was called: Councilman Friedman

PROFESSIONAL CONSULTING SERVICES

The Council had before it the selection of professional consulting services for the following project for the Public Works and Electric Departments:

Resource/Energy Recovery Development Plan (Municipal Solid Wastes Processing) C.M.D. Project No. 503.

In response to Councilman Binder's question, City Manager Davidson stated that the staff felt that if any firm had an edge, it would be the firm of Horner and Shifrin in St. Louis because their studies had turned into actual projects. However, he noted that any one of the three recommended firms could do the job.

Councilman Lebermann mentioned that Horner and Shifrin did a project in St. Louis that was cited all over the world, which involved the use of solid waste as a supplemental fuel in coal-fired electric utility boiler for electric generation.

Mayor Butler noted that the fees anticipated for the services would be in the range of \$100,000. Councilman Lebermann noted that this was adjustable as the study progressed, depending on the categories of work and the magnitude of work needed. City Manager Davidson pointed out that the staff would prepare with the consultant an agreed upon work program so that the consultant would be paid only for what he has done but adequately paid for what is done.

Councilman Lebermann moved that the Council select the firm of HORNER & SHIFRIN for professional consulting services for the afore-mentioned project. The motion, seconded by Councilman Binder, carried by the following vote:

Ayes: Councilmen Snell, Lebermann, Mayor Butler, Councilman Binder, Mayor Pro Tem Dryden

Noes: None

Not in Council Chamber when roll was called: Councilman Friedman

Councilman Lebermann took this opportunity to congratulate Mr. Bob Beckham, Public Works, for the work done and noted that he had been responsible for researching the firms all over the country.

ACQUISITION OF LAND FOR MOPAC EXPRESSWAY

Councilman Lebermann moved that the Council adopt a resolution authorizing the acquisition of certain land for the MoPac Expressway:

1.46 acres and 1,042 square feet out of Tracts 4B and 6B, subdivision of Mrs. A. B. Payton Estate. (Effie Reeves Kitchens)

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

Ayes: Councilmen Snell, Lebermann, Mayor Butler, Councilman Binder, Mayor Pro Tem Dryden

Noes: None

Not in Council Chamber when roll was called: Councilman Friedman

EMINENT DOMAIN PROCEEDINGS FOR FESTIVAL BEACH PROJECT

The Council had before it the possible authorization of eminent domain proceedings to acquire property for the Festival Beach Project. In response to Mayor Pro Tem Dryden's question, City Manager Davidson pointed out that the new Council policy providing for relocation payments had eased the burdens of most of the property owners with which the City had been dealing; and the staff and citizens appreciated the Council's adopting the policy.

Mr. John Baylor, Assistant Director of Property Management, noted that the policy applied to tenant occupants as well as owner occupants. He pointed out that the owner was the second husband of the deceased Lillian Dismukes Shans, and his intentions are to move to California when the City acquires the property. He noted that the reason a price could not be agreed upon was because of disagreement among the children, but the City would pay for stipulated moving and relocation costs that are provided for under the ordinance.

Councilman Lebermann moved that the Council adopt a resolution authorizing eminent domain proceedings to acquire the following property for the Festival Beach Project:

8,630 square feet out of Lots 1 and 5, Block 9, Bergman Valley View Addition. (Estate of Lillian Dismukes Shans)

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

Ayes: Councilman Lebermann, Mayor Butler, Councilman Binder,
Mayor Pro Tem Dryden, Councilman Friedman
Noes: Councilman Snell

ACQUISITION OF LAND FOR MUNICIPAL ANNEX

Councilman Lebermann moved that the Council adopt a resolution authorizing the acquisition of certain land for the Municipal Annex:

The west 42 feet of Lot 9 and all of Lots 10-12, inclusive, all in Block 4, Original City of Austin. (Southwestern Ice and Cold Storage Company)

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

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

ACQUISITION OF LAND FOR PARK SITE

Councilman Lebermann moved that the Council adopt a resolution authorizing the acquisition of certain land for a neighborhood park site in the Franklin Park Subdivision:

All of Lot 14, Block H, Franklin Park, a subdivision.
(Highland Lakes National Mortgage Company)

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

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

ITEM CONCERNING EFFECTIVE DATE OF CONTRACT

Mayor Pro Tem Dryden moved that the Council adopt a resolution establishing the effective date of the contract between the City of Austin and Alan Voorhees and Associates, Inc., as February 6, 1975. (Contract approved by Council on February 20, 1975.) The motion, seconded by Councilman Snell, carried by the following vote:

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

ITEM CONCERNING SALE OF CERTIFICATES OF OBLIGATION

Councilman Friedman moved that the Council set Thursday, May 1, 1975, 10:30 a.m., CDT, as the time to receive bids for the sale of Certificates of Obligation in the amount of \$750,000. The motion, seconded by Councilman Binder, carried by the following vote:

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

ITEM CONCERNING BIDS ON REVENUE BONDS

Councilman Friedman moved that the Council set Thursday, May 8, 1975, 10:30 a.m., CDT, to take bids on Electric Light and Power, Waterworks and Sewer System Revenue Bonds as follows:

Electric System - Nuclear	\$7,500,000	Authorized 11-17-73
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The motion, seconded by Councilman Binder, carried by the following vote:

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

CONTRACT FOR FIRE PROTECTION

The Council had before it for consideration a contract with "H" Moving and Storage, Inc., for Municipal fire protection in return for payment equivalent to assessed property taxes. In response to Councilman Binder's question concerning the location of the company, City Manager Davidson noted that it was located 3 blocks outside the corporate limits at 3536-5 Chapman Road (just off East Ben White and Burleson Road). He pointed out that in discussing this with Mr. Dick Lillie, Planning Department Director, the staff was not prepared to annex this portion of what would eventually be recommended to the Council; and the staff did not want to bring this in piecemeal. He stated that the staff had calculated the estimated payment to be \$959 per year for this privilege.

Mayor Butler noted that the reason for this request was for the company to be able to store certain types of government files. He also asked whether or not the value was updated on this in that it was not on the City's tax rolls. In response to this, City Manager Davidson stated that this would be done; and he would contact Mr. Chilton, the Manager of "H" Moving and Storage.

Councilman Friedman moved that the Council adopt a resolution approving a contract with "H" Moving and Storage, Inc., for municipal fire protection in return for payment equivalent to assessed property taxes. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

ITEM CONCERNING POLICE

Mr. Larry Jackson appeared before the Council to discuss Police pay and related matters. He believed that the overwhelming majority of the officers in Austin were interested in good law enforcement. He felt that there needed to be more citizen input into the police-community relations program. He submitted that the pay scale in the City would not attract the caliber of officer he felt was needed toward making a professional force. He also submitted that there was almost no leadership on the force and that the morale of the officers was very low.

In response to Mayor Butler's question, Mr. Jackson asked if there could be a public hearing held on the pay scale issue and felt that it should be put up for a public vote. In response to Councilman Lebermann's question as to when the Special Task Force on Police-Community Relations, of which Mr. Jackson was a member, would conclude its work and come before the Council, Mr. Jackson did not know; and he added that he did not believe any information would be presented that would be of any significance toward changing conditions. He felt that most of the people on the Task Force were not concerned about the local police officer.

In response to Councilman Snell's question, City Manager Davidson stated that the Task Force adopted a program and a timetable whereby they would complete their reports within 120 days. In connection with this, Mr. Jackson commented that their charge had been too broad and would require at least 2 years; but he suggested that if their responsibility had been limited to investigating certain things, their job would have been a simple and easy task.

After further discussion, Councilman Friedman felt that the Council had to state something affirmatively that would encourage Mr. Jackson and other members of the subcommittees representing the Task Force to come back with a report.

Mr. Jackson submitted that he was before the Council as a private citizen and not on behalf of the Task Force and asked if the Council was going to give him the privilege to have a public hearing on the pay scale. Councilman Lebermann suggested that the Council should have the Task Force's report so that the Council could look at the whole picture.

It was suggested that the Task Force hold its own public hearing, and Councilman Binder stated that the Council created the Task Force so that citizens would have a place to go. Councilman Binder felt that this issue was worthy of consideration, but he suggested that it should go through the Task Force.

Councilman Snell felt that the Council should hear from the Task Force, and he wanted to see the Task Force bring back a recommendation including the pay scale. He wanted to encourage Mr. Jackson to continue his interest in the community.

Mayor Butler appreciated Mr. Jackson's remarks and felt that he was conscientious and was interested in this matter.

Mayor Pro Tem Dryden noted that the reports he had received on Mr. Jackson's work had been excellent and asked that he continue to work with others and submitted that Mr. Jackson could not divorce himself from the fact that he was a member of the Task Force.

(Note: Transcript of this on file in the City Clerk's Office.)

REFUND CONTRACT

Mayor Butler introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER OR THE DEPUTY CITY MANAGER TO ENTER INTO A CERTAIN REFUND CONTRACT WITH BILL MILBURN, INCORPORATED. (Vista West VI Subdivision)

Mayor Pro Tem 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 Snell, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

- (1) LOTS 1-32, BLOCK 2, HYDE PARK, LOCALLY KNOWN AS 304 EAST 44TH STREET, FROM "A" RESIDENCE DISTRICT TO "A-H" RESIDENCE-HISTORIC DISTRICT; AND,
- (2) A 0.38 ACRE TRACT OF LAND, LOCALLY KNOWN AS 409 EAST 5TH STREET, FROM CURRENT UNDESIGNATED ZONING TO "H" HISTORIC DISTRICT; AND,
- (3) THE SOUTH 68 FEET OF THE EAST 29.24 FEET OF LOT 2, AND THE SOUTH 68 FEET OF LOT 3, BLOCK 158, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 202 WEST 13TH STREET, FROM "C" COMMERCIAL DISTRICT TO "C-H" COMMERCIAL-HISTORIC DISTRICT; AND,
- (4) A 0.77 ACRE TRACT OF LAND, LOCALLY KNOWN AS 3001 SOUTH CONGRESS, FROM "A" RESIDENCE DISTRICT TO "A-H" RESIDENCE-HISTORIC DISTRICT; AND,
- (5) A 0.19 ACRE TRACT OF LAND, LOCALLY KNOWN AS 201 EAST 10TH STREET, FROM "C" COMMERCIAL DISTRICT TO "C-H" COMMERCIAL-HISTORIC DISTRICT; AND,
- (6) THE NORTH 64 FEET OF LOT 5, AND THE NORTH 64 FEET OF THE EAST 23 FEET OF LOT 6, BLOCK 73, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 610 GUADALUPE, FROM "C" COMMERCIAL DISTRICT TO "C-H" COMMERCIAL-HISTORIC DISTRICT; AND,
- (7) THE SOUTH 71 FEET OF LOT 8, AND THE WEST 5 FEET OF THE SOUTH 70.5 FEET OF LOT 7, BLOCK 80, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 705 SAN ANTONIO STREET, FROM "O" OFFICE DISTRICT TO "O-H" OFFICE-HISTORIC DISTRICT; AND,
- (8) THE EAST 60.1 FEET OF LOT 2, BLOCK 80, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 402 WEST 7TH STREET, FROM "O" OFFICE DISTRICT TO "O-H" OFFICE-HISTORIC 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. (Elisabet Ney Museum, C14h-74-015; O. Henry Museum,

C14h-74-016; Goodman Building, C14h-74-022; St. Edwards University, C14h-74-025; St. Mary's Cathedral, C14h-74-027; B. J. Smith House, C14h-74-029; Catherine Robinson House, C14h-74-030; Pierre Bremond House, C14h-74-031)

Councilman Binder 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 Friedman, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

- (1) 133 FEET X 248 FEET OF LOT 40, BLOCK "D," ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 2310 SAN GABRIEL, FROM "A" RESIDENCE DISTRICT TO "A-H" RESIDENCE-HISTORIC DISTRICT; AND,
- (2) LOT 7, LESS THE NORTHEAST 1 FOOT X 72.5 FEET OF THE SOUTHWEST 5 FEET X 71 FEET, PLUS THE NORTH 57 FEET OF LOT 8, BLOCK 80, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 711 SAN ANTONIO STREET AND 705 WEST 8TH STREET, FROM "O" OFFICE DISTRICT TO "O-H" OFFICE-HISTORIC DISTRICT; AND,
- (3) LOTS 3 AND 4, BLOCK 80, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 700 GUADALUPE, FROM "C" COMMERCIAL DISTRICT TO "C-H" COMMERCIAL-HISTORIC DISTRICT; AND,
- (4) LOTS 7 AND 8, LESS THE SOUTHEAST 24 FEET X 28 FEET (AVERAGE), PLUS THE NORTH 104 FEET (AVERAGE) OF LOTS 5 AND 6, BLOCK 79, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 708 SAN ANTONIO, FROM "B" RESIDENCE DISTRICT TO "B-H" RESIDENCE-HISTORIC DISTRICT; AND,
- (5) THE SOUTH 24 FEET OF LOT 5, AND THE SOUTH 24.1 FEET OF THE EAST 44 FEET OF LOT 6, AND THE ADJACENT ALLEY, BLOCK 79, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 706 SAN ANTONIO STREET, FROM "O" OFFICE DISTRICT TO "O-H" OFFICE-HISTORIC 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. (Neill-Cochran House, C14h-74-033; Walter Bremond House, C14h-74-034; John Bremond House, C14h-74-035; North-Evans Chateau, C14h-74-036; North Cottage, C14h-74-040)

Councilman Binder 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 Friedman, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

- (1) THE NORTH 64 FEET OF THE WEST 53.5 FEET OF LOT 8, BLOCK 106, ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 609 WEST 10TH STREET AND 909 RIO GRANDE STREET, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; AND
- (2) LOT 13, BLOCK 1, FRUTH ADDITION, LOCALLY KNOWN AS 2910 FRUTH STREET, FROM "B" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; AND,
- (3) A 2,500 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1314-C WEST BEN WHITE BOULEVARD, FROM "GR" GENERAL RETAIL DISTRICT TO "C-2" COMMERCIAL DISTRICT; ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (George Nalle, Jr., C14-75-008; Morin M. Scott, C14-75-007; Ben White, Ltd, C14-75-004)

Councilman Binder 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 Friedman, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

- LOT 6, BLOCK 4, BRACKENRIDGE HEIGHTS AND BEING A PORTION OF LOT 1-A, RESUBDIVISION OF LOTS 1 AND 6, BLOCK 4, BRACKENRIDGE HEIGHTS, LOCALLY KNOWN AS 112-114 COLEMAN STREET, FROM "A" RESIDENCE DISTRICT TO "B" 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. (P. M. Bryant, et ux, C14-74-009)

Councilman Binder 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 Friedman, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND CHANGING THE USE MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:
LOTS 5 AND 6, BLOCK "F," OAK RIDGE HEIGHTS SUBDIVISION, SECTION 1, LOCALLY KNOWN AS 2700-2704 SOUTH 1ST STREET AND 601-603 CUMBERLAND ROAD, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Maudine O. Cloer, C14-73-229)

Councilman Binder 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 Friedman, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

TRACT 1: A 6.904 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 2: A 6.904 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; LOCALLY KNOWN AS 8315-8505 BALCONES DRIVE; 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. (Richard Dorrell, C14-73-024)

Councilman Binder 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 Friedman, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

Mayor Butler introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:

LOTS 12, 13 AND 14, RUTLAND DRIVE BUSINESS PARK, SECTION 2, LOCATED AT THE NORTH-EAST CORNER OF RUTLAND DRIVE AND THE T. & N. O. RAILROAD, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "D" INDUSTRIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY. (Mrs. Louise F. Boyer, C14-73-161)

Councilman Binder 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 Friedman, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

AMENDMENT TO CAPITAL IMPROVEMENTS PROGRAM

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 741017-M, CAPITAL IMPROVEMENTS PROGRAM BUDGET, TO APPROPRIATE AN ADDITIONAL \$750,000 FOR MUNICIPAL ADMINISTRATIVE FACILITIES; ESTABLISHING THE PROCEEDS FROM THE SALE OF CERTIFICATES OF OBLIGATION AS THE SOURCE OF SAID APPROPRIATION; 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 Mayor Pro Tem Dryden, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

ZONINGS SET FOR PUBLIC HEARING

The City Manager reported that the following zoning applications had been referred to the Planning Commission for recommendation and had been set for public hearing on May 1, 1975:

STANLEY W. CASNER, JR.
C14-75-026

4019 Spicewood
Springs Road

From Interim "A" Residence
1st Height and Area
To "O" Office
1st Height and Area

M. H. FLOURNOY By William T. Hall C14-75-027	5605 South Congress Avenue	From Interim "A" Residence 1st Height and Area To "C" Commercial 1st Height and Area
VICTOR F. WILKENING, EXECUTOR of the Estate of Frieda H. Wilkening By H. W. Ladd, Jr. C14-75-028	1910 Whitis Street also bounded by West 20th Street	From "B" Residence 2nd Height and Area To "GR" General Retail 3rd Height and Area
BARTON-WEST ASSOCIATION, LTD. C14-75-029	2142-2150 West Ben White Boulevard 2201-2327 Prather Lane 4000-4312 Victory Drive	From "A" Residence To "GR" General Retail (Tract 1), "B" Residence (Tract 2), and "C" Commercial (Tract 3)
JOE C. SALDANA C14-75-030	501 West Oltorf Street, also bounded by Durwood Street	From "GR" General Retail To "C-2" Commercial
PHILIP BASHARA, SR., ET AL C14-75-031	1600-1612 East 51st Street 5114-5118 Berkman Drive	From "BB" Residence To "LR" Local Retail
CROW AND ASSOCIATES, INC. By Wayne S. Curtis C14-75-032	2001 Wheelless Lane	From "GR" General Retail To "C-1" Commercial
CROW-HANDY ANDY QUAIL CREEK VENTURE By Wayne S. Curtis C14-75-033	1303 Rutland Drive	From "GR" General Retail To "C-1" Commercial
HOWARD HAND By John E. Powers C14-75-034	1806-1808 West 6th Street 601 Theresa Street	From "A" Residence To "O" Office
WILLIAM A. CRENSHAW and CHARLES CROSLIN By Jeryl D. Hart C14-75-035	2303-2413 Kramer Lane	From Interim "A" Residence 1st Height and Area To "D" Industrial 1st Height and Area
INDEPENDENT ARCHITECTS C14-75-036	1100 East 8th Street 801-805 Waller Street	From "B" Residence To "O-H" Office-Historic
JOSEPH F. BURKE By Martin Boozer, Jr. C14-75-037	1209 Baylor Street	From "O" Office To "LR" Local Retail

WILLIAM CHAMPION By Martin Boozer, Jr. C14-75-038	5701-5703 Clay Avenue	From "A" Residence To "B" Residence
EMIL ROOS By James A. Brady C14-75-039	1506-1508 Garden Street also bounded by Comal Street	From "A" Residence To "LR" Local Retail
M. H. FLOURNOY C14-75-040	140-146 and 200-202 Eberhart Lane	From Interim "A" Residence 1st Height and Area To "B" Residence 1st Height and Area
RONALD H. CHITSEY By John E. Powers C14-75-041	5107 Leralynn Street	From "A" Residence To "BB" Residence
62.101 LTD. By Will Garwood C14-75-042	6501-7009 Ed Blue- stein Boulevard 5500-5604 Decker Lake Road	From Interim "A" Residence 1st Height and Area To "GR" General Retail 1st Height and Area (Tract 1), "LR" Local Retail 1st Height and Area (Tract 2), "O" Office 1st Height and Area (Tract 3), and "A" Residence 1st Height and Area (Tract 4)
ALCO INVESTMENT CORPORATION C14-75-043	4811 Burnet Road also bounded by Oran Street	From "A" Residence 1st Height and Area and "C" Commercial 2nd Height and Area To "C" Commercial 2nd Height and Area
C. BEN HIBBETTS REALTY, INC. By Hollis Jefferies C14-75-044	1700 Parker Lane also bounded by Riverside Drive and Lupine Lane	From "LR" Local Retail To "GR" General Retail
N.P.C. ASSOCIATES By Mike Ashford C814-74-012 (Revised)	Coronado Hills Drive and Barcelona Drive	A request for revision of Old Town, Phase III, from 51 to 62 attached single- family dwelling units, a Planned Unit Development

MOONLIGHT TOWERS
City of Austin,
owner
C14h-74-028

4th and Nueces Streets From various zoning
Leland Street and classifications
East Side Drive To "H" Historic
Canterbury and Lynn
Streets
East 11th and Lydia
Streets
Pennsylvania and
Leona Streets
12th and Blanco Streets
12th and Rio Grande Streets
15th and San Antonio Streets
22nd and Nueces Streets
41st and Speedway
23rd and Red River Streets
11th and Trinity Streets
9th and Guadalupe Streets
16th and Brazos Streets
Zilker Park

LINDEMANN HOUSE
Independent
Architects,
owner
C14h-75-003

1100 East 8th Street From "B" Residence
801-805 Waller Street To "O-H" Office-Historic

ADJOURNMENT

The Council adjourned at 2:40 p.m.

APPROVED

Key Butler

Mayor

ATTEST:

Grace Monroe

City Clerk