

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

January 2, 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 Dryden, Friedman, Handcox, Lebermann, Mayor
Butler, Mayor Pro Tem Love

Absent: Councilman Binder

The Invocation was delivered by CHAPLAIN COLONEL ASHLEY JAMESON,
Bergstrom Air Force Base.

PRESENTATION

The Council presented to Mr. Albert Wende a certificate signed by Mr. Charles Graves, Director of Engineering, and the City Manager in honor of his 35 years of service to the City along with a lapel pin in the fashion of the seal of Austin. Mr. Wende thanked the Council.

RECOGNITION

Mayor Butler read a resolution signed by the Council to be presented by Councilman Lebermann at a later date to Dr. H. J. Ettlinger, Professor Emeritus of Mathematics of the University of Texas, for his contributions to scientific research and collegiate athletics. It was noted that he would be granted lifetime use of Barton Springs Pool in honor of his achievements.

APPROVAL OF MINUTES

Mayor Pro Tem Love moved that the Council approve the Minutes of December 19, 1974. The motion, seconded by Councilman Dryden, carried by the following vote:

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

ZONING HEARINGS

Mayor Butler announced that the Council would hear the zoning cases scheduled for 1:00 P.M. for Public Hearing at this time. Pursuant to published notice thereof, the following zoning applications were publicly heard:

ST EDWARDS UNIVERSITY	Rear of 312-316	From "A" Residence
By Martin Boozer	Woodward Street	To "C-2" Commercial
C14-74-170		RECOMMENDED by the Planning Commission

Mayor Pro Tem Love moved that the Council grant "C-2" Commercial District as recommended by the Planning Commission. The motion, seconded by Councilman Dryden, carried by the following vote:

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

WEST 34TH STREET	3206 West Avenue	From "BB" Residence
CORPORATION		To "O" Office
By Ralph Daugherty		RECOMMENDED by the Planning Commission, subject to a restrictive covenant
C14-74-173		

and

WEST 34TH STREET	3205-3207 Grandview	From "BB" Residence
CORPORATION	Street	To "O" Office
By Ralph H. Daugherty		RECOMMENDED by the Planning Commission, subject to construction of privacy fence or wall along alley and Grandview Street at time of redevelopment, immediate closing of Grandview Street exit from parking lot and immediate construction of privacy fence along alley from rear of Grandview Street lots east to West Avenue.
C14-74-172		

It was noted that on both of these cases there were valid petitions filed in opposition. DR. HOMER GOEHRS, representing the applicant, reviewed this by stating that Case 172 had been denied by the Council 6 months ago; and they had met with the neighbors on a number of occasions and had made several compromises.

He noted that the requests had been made to allow the Austin Diagnostic Clinic to expand their facilities for parking. He pointed out items raised by the neighbors:

1. The traffic on Grandview Street.

He indicated that they had agreed to close the existing driveway exit to Grandview Street from the West 34th Street Addition so that there would be no problem of traffic.

2. The intrusion into the neighborhood.

He mentioned that they had agreed to build an attractive fence, according to City codes, beginning at 3205 Grandview Avenue and running through to the beginning of the alley entrance parking located at 3206 West Avenue.

He pointed out that since 1965 when they moved into their building, they had always made it known what their intentions would be and did not believe they were encroaching upon the neighborhood.

He indicated that their only concern was the fence that the Planning Commission wanted them to build immediately. He noted that there was some question about extending it at this time all the way to West Avenue. He submitted that they would be happy to do that when converted to parking.

MR. JACK JENNINGS, Austin Heritage Neighborhood Association, reviewed the two cases using charts and photographs. He brought out the following points:

1. The neighborhood was different from others in that the homes in the area were larger and covered a majority of the ground area. He submitted that the trend was toward lower density use, and in the past three years residences had converted to single-family.
2. They were not taking any position with respect to the Clinic in that they recognized the need in the community. They felt that the real issue was on zoning and not the Clinic or the design of the facilities.
3. There was discussion at the Planning Commission meeting with regard to a restrictive covenant's being presented for use in justifying the zoning change. They felt that a restrictive covenant was not really binding unless a deed restriction was filed with it and added that the City did not have a mechanism other than a year-to-year permit which would allow investigation.
4. There was additional property available to this site which was already zoned for potential use in parking.

5. Homes adjacent to offices and areas zoned for offices become very difficult to market. He suggested that such homes would be converted to rent houses with multifamily units which would increase density. He gave three examples of this happening.
6. Would be setting a zoning precedent.

Councilman Friedman noted that at the last hearing it had been agreed by the applicant that there be a restrictive covenant placed on this to allow only for parking and no other use. In response to Councilman Friedman's question as to whether or not their opposition was still as strong, Mr. Jennings wanted to know what would happen 15 years from now. Mr. Richard Tulk, Assistant City Attorney, pointed out that they would have to apply for a building permit before any change could take place. Mr. Jennings commented that he was not familiar with the rules governing restrictive covenants.

MR. JOHN VELZ pointed out that a parking lot did not appeal to them as much as a residential area and suggested that the entire area had been turned into asphalt over the past years. He felt that the fence would look like a prison wall. It was pointed out that it would only be permitted to be 6 feet high.

Councilman Handcox felt that they would be getting the greatest amount of protection. Councilman Friedman did not view this as precedent setting. Mr. Jennings pointed out that the property owners' homes across from this on the west side of Grandview set below the grade so that a 6-foot high fence would look even higher. In response to Councilman Dryden's question as to whether or not they would be happy if there were no fence, Mr. Jennings did not think this was part of the problem in that they just did not want parking. Mr. Velz felt that there was already enough parking to accommodate the amount of traffic. Councilman Dryden did not feel this would hurt the neighborhood.

MS. JANE PENN, 3200 Grandview, spoke on behalf of her father, sister, and herself and stated that their opposition was to any change. She indicated that they preferred any use under "BB". They did not question the intent of the doctors, but they did not want a parking lot across the street from any of their residences. She felt that her father's property value would suffer greatly if this were done.

In response to Mayor Butler's question, she stated that she would prefer apartments to a parking lot in that apartments were people and added that she spoke for all the neighbors to whom she had spoken. In response to Mayor Pro Tem Love's question as to whether or not there should be a fence, she did not believe there could be a parking lot without some kind of retaining wall; but she pointed out that this was not the issue with her. In response to Mayor Pro Tem Love's further question, she did not know if she would live in her father's home if this were rezoned; and she noted that she would have a lot of second thoughts. She stated that they would be willing to go along with this on Case 173 and felt that it represented a valid compromise and a gesture of the neighborhood.

Councilman Dryden moved that the Council grant on Case 173 "O" Office District, as recommended by the Planning Commission, subject to a restrictive covenant; and on Case 172, grant "O" Office District, as recommended by the Planning Commission, subject to conditions. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Councilman Friedman did not see this as a further degradation of the neighborhood. Mayor Butler felt that the neighbors handled this well and that the doctors had put a lot of time in this trying to accommodate the neighbors.

The Mayor announced that the change had been granted to "O" Office District, as recommended by the Planning Commission, subject to a restrictive covenant (Case 173); and to "O" Office District, subject to conditions (Case 172) and the City Attorney was instructed to draw the necessary ordinance to cover.

SPECIAL PRESENTATION

Mayor Butler noted that on January 7, 1975, there was going to be a formal open house for the citizens of Austin to dedicate the new Council Chamber, at which time Councilman Handcox would be honored due to his departure from the Council. However, because Councilman Handcox's wife and children were present, Mayor Butler stated that the Council had a personal presentation to show their esteem and presented him with a plaque on behalf of the citizens of Austin.

EDMUND J. FLEMING,
JR.
C14-74-175

Entire block bounded
by Airport Boulevard,
East 18th Street, East
19th Street and
Tillery Street

From "LR" Local Retail
To "GR" General Retail
RECOMMENDED by the Planning
Commission excluding a 25-
foot buffer of "A" Residence
along the two minor residential
streets, Tillery and East 18th,
subject to a special permit

and appeal of the decision of the
Planning Commission by Rosa L.
Fowler to grant a special permit

City Manager Davidson noted that there had been a valid petition filed in opposition; however, because a number of people withdrew their names, the petition was now invalid. Mr. Dick Lillie, Planning Department Director, further noted that there were now just over 12% of the property owners in opposition. He pointed out that there was an appeal of the special permit which he felt should be heard simultaneously.

MR. LARRY NEIMANN, representing the applicant, reviewed this by stating that 2-1/2 years ago he and two others bought this tract of land, thinking it would be a good location for a shopping center; however, for various reasons the merchants felt this was not the proper place to locate a shopping center. He stated that the remaining choice for using this property was apartments, but they did not feel this was the best use as far as they and the neighborhood was concerned. He felt that the proposed use of the property was feasible because of its location and one which would offer the least intrusion into the neighborhood.

He reviewed the proposal (a warehouse distribution center) by use of a small scale and noted that it insulated itself from the neighborhood because of a wall on all sides with ingress and egress in two places, East 19th and Airport Boulevard. He stated that activity would take place inside the complex and would be hidden from view from the neighbors.

He pointed out that they had met with the neighbors, and it was determined that many were not aware of the present "LR" Local Retail zoning and that apartments or a shopping center could be built or that there was a special permit tied into this. He mentioned that they took the model around the neighborhood and informed them of the facts; and they found only one person that preferred apartments to the warehouse project, with five or six not wanting anything.

MS. ROSA FOWLER, 1603 McKinley Avenue, reviewed the petition that had been filed and stated that there should have been two additional names; however, it was pointed out that these people lived outside the 200-foot boundary and would not effect the percentage of the petition. She prefaced her further comments by stating that they wanted to express their opposition to the proposed zoning change and the proposed use and development. She stated that they had made great sacrifices and wanted to be protected from any undesirable development. They based their opposition on the following:

1. Would be precedent setting.
2. Would be more than unsightly to the neighbors.
3. Would devalue their property.
4. Noise and air pollution due to the number of trucks.
5. The applicant failed to tell all the residents the exact intent of their request.
6. They did not feel they should be held responsible or accountable because of a poor investment on the part of the applicant.
7. Because they were East Austin citizens, they felt they were being taken for granted.

In response to her question, Mr. Neimann stated that he and a colleague had called on two of the residents; and Rev. H. Johnson, President of the East Airport Community, had called on the remainder; and the statement prepared for the withdrawal of names had been done with the help of the Planning Department and the approval of the Planning Commission. In conclusion, Ms. Fowler requested that the Council deny this request for zoning change.

MS. EDDIE LANGDON, 1607 McKinley Avenue, felt that they had received the usual treatment and been put into one category. She felt that they were having to accept many undesirable situations, and they did not accept this. She asked that the Council deny the zoning change and the special permit.

MR. W. M. MORRIS was opposed to the change for the following reasons:

1. The building would be 20 feet in the air.
2. It would devalue the neighborhood in future years.

He felt that a shopping center would be appropriate and suggested that it was badly needed. Mr. Lillie pointed out that this project was well designed, and the Planning Commission felt in their review that it would not be a detriment to the neighborhood. Councilman Handcox had great sympathy for the applicant, but he felt that this was an inappropriate use for this area and would not benefit the community.

Motion

Councilman Handcox moved that this be denied. The motion died for lack of a second.

Motion

Mayor Pro Tem Love moved that the Council grant the request for a zoning change to "GR" General Retail District as recommended by the Planning Commission, subject to conditions, and approve the special permit. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Councilman Dryden prefaced his vote by noting that he had received a phone call from Rev. Johnson last night, and he had stated that the group he represented withdrew their opposition. Councilman Dryden added that he did not believe that this would be a detriment.

The Mayor announced that the change had been granted to "GR" General Retail District, subject to conditions, and the special permit approved, and the City Attorney was instructed to draw the necessary ordinance to cover.

L. C. HOBBS
By Malcolm Robinson
C14-74-165

9507 Upper George-
town Road, also
bounded by Saunders
Lane

From Interim "A" Residence
1st Height and Area
To "C" Commercial
3rd Height and Area
RECOMMENDED by the Planning
Commission, subject to 1/2
the right of way (10 feet)
on Upper Georgetown Road and
1/2 the right of way (approx-
imately 22 feet) on Saunders
Lane; and subject to a
restrictive covenant to prohib-
it building higher than 35
feet

MR. RALPH VERTREES, 2525 Harris Boulevard, understood that the Planning Commission had recommended 70 feet of right of way as opposed to the usual 80 feet. He noted that Saunders was the only artery out of his property, and this would run him into a situation of being bottlenecked. MR. MALCOLM ROBINSON, representing the applicant, saw no objection to right of way on Upper Georgetown Road but on Saunders. He thought there was no possibility of the City's acquiring the right of way without condemning four pieces of property already there.

Mr. Lillie indicated that it would require 27 feet from each side of the street for an 80-foot right of way and 22 feet for a 70-foot, which the Planning Commission recommended. He requested that the staff be given a week to work with all concerned to show what would be taken from each. MR. DONALD SCOTT THOMAS stated that he would dedicate whatever it would take to get the 70-foot right of way.

After discussion, Mayor Pro Tem Love moved that the Council grant the change to "C" Commercial District, 3rd Height and Area as recommended by the Planning Commission, subject to conditions. The motion, seconded by Councilman Dryden, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial, 3rd Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

RONALD N. GOLDSTEIN
C14-74-168

1403-1405 West
39-1/2 Street

From "A" Residence
To "B" Residence
RECOMMENDED by the Planning
Commission, subject to a
6-foot privacy fence to the
east and south where adjoining
"A" Residence and subject to
1/2 the right of way (5 feet)
necessary to increase West
39-1/2 Street to 60 feet.

In response to Councilman Friedman's question, Mr. Lillie stated that the staff felt that further extension of apartment zoning was not appropriate and had recommended against all other cases as well in this area because of the inadequacy of the streets and the present condition of the neighborhood.

Councilman Dryden moved that the Council grant the change to "B" Residence, as recommended by the Planning Commission, subject to conditions. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

The Mayor announced that the change had been granted to "B" Residence, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

SAM LANE, ET AL
C14-74-155

2803-2815 and 2901
Swisher Street, also
bounded by East 30th
Street

From "A" Residence
1st Height and Area, and
"BB" Residence
2nd Height and Area
To "O" Office
4th Height and Area
NOT Recommended
RECOMMENDED by the Planning
Commission "O" Office
2nd Height and Area

Mr. Lillie pointed out that this was before the Council in December, at which time Mr. Lane had requested a postponement in that 2nd Height and Area District was not acceptable. DR. CAREY LEGETT, representing the applicant, stated that 4th Height and Area was requested so that there might be greater density and ground coverage in developing this property.

In response to Mayor Butler's question, Mr. Lillie noted that a building height limitation could be placed on this at 60 feet, which was what 2nd Height and Area District would allow.

Councilman Dryden moved that the Council grant the change to "O" Office 4th Height and Area District, subject to a 60-foot height limitation for the building. The motion, seconded by Councilman Friedman, carried by the following vote:

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

Noes: None

Absent: Councilman Binder

The Mayor announced that the change had been granted to "O" Office, 4th Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

BURT E. DALLAS and
LYDIA W. DALLAS
C14-74-166

620 Dittmar Road
7813-7815 South 1st
Street

From Interim "A" Residence
1st Height and Area
To "LR" Local Retail
1st Height and Area
NOT Recommended
RECOMMENDED by the Planning
Commission "LR" Local Retail
1st Height and Area with a
25 foot buffer of "A" Residence
1st Height and Area along the
northern and eastern boundaries
of subject tract, subject to 1/2
the additional right of way
(5 feet) on South First Street

Councilman Dryden moved that the Council grant the change to "LR" Local Retail, 1st Height and Area District with a 25 foot buffer of "A" Residence, 1st Height and Area District along the northern and eastern boundaries of subject tract, as recommended by the Planning Commission, subject to conditions. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

The Mayor announced that the change had been granted to "LR" Local Retail, 1st Height and Area District with a 25 foot buffer of "A" Residence, 1st Height and Area District along the northern and eastern boundaries of subject tract, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

JOE THOMPSON, TRUSTEE
C14-74-174

6107-6505 Decker
Lane Road
6400-6614 Johnny
Morris Road

From Interim "A" Residence
1st Height and Area
To "LR" Local Retail
1st Height and Area (Tract 1)
and "O" Office
1st Height and Area (Tract 2)
NOT Recommended
RECOMMENDED by the Planning
Commission "LR" Local Retail
1st Height and Area (Tract 1)
and "A" Residence, 1st Height
and Area (Tract 2), subject
to 1/2 the right of way (20
feet) to increase Johnny
Morris Road to 90 feet

It was noted that the alternate was not acceptable to the applicant; however, Mr. Thompson stated that after conversation with Mr. Lillie today, it was determined that their request on Tract 2 was premature. He agreed with Mr. Lillie that he should withdraw on Tract 2 and wait until the area developed more. Councilman Dryden moved that the Council grant "LR" Local Retail, 1st Height and Area on Tract 1 and delete Tract 2. The motion, seconded by Councilman Friedman, carried by the following vote:

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

The Mayor announced that the change had been granted to "LR" Local Retail, 1st Height and Area on Tract 1, and the City Attorney was instructed to draw the necessary ordinance to cover.

ZONING DENIED

RAYMOND C. PILLACK
C14-74-167

6501 Shirley Drive
also bounded by
end of Irma Drive

From "B" Residence
To "C" Commercial
NOT Recommended by the
Planning Commission

MR. DALE MULLER, representing the applicant, stated that the staff had recommended that this be denied as being incompatible with the zoning and inconsistent for the area. He submitted that this was very definitely a commercial type area. He felt that if apartments were built here, it would create more problems. There was discussion concerning the fact that this would further development. Mr. Lillie mentioned that the motorcycle shop and the septic tank firm were both in violation, and the Building Inspection was going to check into this.

Mayor Pro Tem Love moved that the Council uphold the recommendation of the Planning Commission and deny the change. The motion, seconded by Councilman Handcox, showed the following vote:

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

The Mayor announced that the change had not been granted.

HEARING SET TO CONSIDER ANNEXATION

It was noted that the Council had before it the setting of a hearing to consider annexation on January 30, 1975, at 1:00 p.m. Mr. Barry K. Odell, Attorney for the Northwest Area Association, noted that a petition had been filed with 380 signatures in opposition to this. He requested that no public hearing be held until the City had completed its study on the area from a physical and ecological standpoint. City Manager Davidson noted that he had offered to set up special education meetings for the public for the purpose of discussing the benefits and the disadvantages to the people directly involved. He suggested that the Council set this hearing, at which time the staff would present their justification for recommending annexation. He noted that no requests had been made for meetings, but the staff was standing by to go out in the area.

There was also discussion concerning the time for the hearing. After discussion, Mayor Pro Tem Love moved that the Council adopt a resolution setting a public hearing at 1:00 p.m. on January 30, 1975, to consider annexing the following:

Total of 2,331.63 acres of land out of the James D. Goode Survey, William Bell Survey, James Rogers Survey, F. G. Secrest Survey, James Howlett Survey, and James P. Wallace Survey Number 18:

1. 262.18 acres of land:

5.01 acres of unplatted land, requested by Mr. Lou McCreary, Attorney for Mr. George C. Joseph, owner.

18.70 acres - Angus Valley Annex, Section Two, requested by Mr. B. F. Priest, Registered Public Surveyor, representing Mr. B. C. Burba and Mr. A. C. Clarke, Jr., owners.

228.00 acres - Barrington Oaks, requested by Bryant Curington, Inc., Engineers, representing Salem Walk, Inc., and Lamar Savings Association, owners.

10.47 acres - Bull Creek Bluff Estates, requested by Mr. Henry M. Streety, owner.

2. 719.03 acres of land initiated by the City of Austin:

Angus Valley, Angus Valley Annex, Sections 1 and 3, Angus Valley Nos. 2, 4, 5, 6, 7, 8, 9, 10, and 11, Jos. Draper Subdivision, Jerry D. Frazee Subdivision, Highland Oaks, Sections 2 and 3, Oak Forest, I. H. Silberberg Subdivision, Summit Oaks, and Valley Oaks.

3. 1,350.42 acres:

Portions of U. S. Highway 183, Old U. S. Highway 183 Taylor Draper Lane, Sierra Nevada and unplatted land, Initiated by the City of Austin.

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

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

Noes: Councilman Friedman

Abstain: Councilman Handcox

Absent: Councilman Binder

CONTRACTS AWARDED

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contracts:

Bid Award:

- Miscellaneous Electric Utility
Items, Electric Department

PRIESTER-MELL COMPANY, INC.
601 East 56th Street
Austin, Texas

- Item nos: 1; 150 @ \$4.435/ea.
2; 150 @ \$1.475/ea.
4; 375 @ \$5.421/ea.
5; 150 @ \$5.999/ea.
8; 60 sets @ \$7.57/set
10; 150 @ \$4.548/ea.
11; 100 @ \$4.384/ea.
12; 30 @ \$11.97/ea.
15; 90 @ \$15.92/ea.
16; 90 @ \$34.46/ea.
17; 90 @ \$10.29/ea.

Total \$11,213.43

TECHLINE, INC.
8750 Shoalcreek Boulevard
Austin, Texas

- Item nos: 6; 400 @ \$7.58/ea.
7; 325 @ \$16.17/ea.
9; 25 @ \$5.88/ea.
13; 60 @ \$21.86/ea.
14; 50 @ \$5.06/ea.
18; 150 @ \$3.09/ea.
19; 75 @ \$5.49/ea.
20; 30 @ \$15.26/ea.

Total \$11,331.90

SOUTHWAY ELECTRIC
UTILITY SERVICE
3201 Longhorn Boulevard
Austin, Texas

- Item nos: 3; 200 @ \$3.50 ea.
Total \$700.00

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

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

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

ALLIS-CHALMERS CORPORATION
310 South St. Mary's Street
San Antonio, Texas

- 35 KV Switchgear, Electric Department
for Brackenridge Substation.
Item 1 - \$769,450.00
(subject to escalation)

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

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

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

GATE CITY STEEL CORPORATION 801 North Xanthus Tulsa, Oklahoma	- Galvanized Steel Transmission Line Structures, Electric Department - \$69,877.00. (subject to escalation)
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The motion, seconded by Councilman Friedman, carried by the following vote:

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

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

CENTRECON, INCORPORATED 1200 Norton, Avenue Everett, Washington	- 15 Eash Concrete Distribution Poles, Electric Department. Item 1 - \$366.00 ea. Total \$5,490.00
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The motion, seconded by Councilman Friedman, carried by the following vote:

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

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

FLUORIDE MANUFACTURING DIVISION CHEMTECH INDUSTRIES, INC. 9909 Clayton Road St. Louis, Missouri	- Fluosilicic Acid, for water treatment in prevention of dental caries, Water and Wastewater Treatment Division. Item 1; est. 253 tons \$74.70/ton Total \$18,899.10 (subject to escalation)
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The motion, seconded by Councilman Friedman, carried by the following vote:

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

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

COMMANDER PRODUCTS
24619 Warren Avenue
Dearborn Heights, Michigan

- 81 Each Shotgun Cases, Vehicle & Equipment Service Department.
- Item 1 - \$70.50 ea.
- Total \$5,710.50

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

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

Mayor Pro Tem Love moved that the Council adopt a resolution awarding the following contracts:

Bid Award:

- (1) Trenching Machine, (2) Loader with Backhoe, (3) Tractor-Loader-Backhoe, Vehicle and Equipment Services Department

DITCH WITCH OF CENTRAL
TEXAS
1545 Highway 81 East
New Braunfels, Texas

- Item 1 - 1 ea. \$5,400.00

DENNIS BOLDING EQUIPMENT
COMPANY
407 East Ben White Boulevard
Austin, Texas

- Item 2 - 1 ea. \$8,560.01

TOM FAIREY COMPANY
5005 East 7th Street
Austin, Texas

- Item 3 - 5 ea. @ \$13,606.87
- Item 4 - 1 ea. @ \$105.00
- Item 5 - 1 ea. @ \$248.00
- Total \$68,387.35

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

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

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

AUSTIN PIPE & SUPPLY COMPANY
East 3rd & Medina
Austin, Texas

- Traffic Sign Posts, Urban Transportation,
- Item 1 - \$8,190.00

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

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

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

ARMSTRONG BUILDING MAINTENANCE COMPANY 825 West 11th Street Austin, Texas	- Custodial Cleaning Fourteen Months Service Agreement Wastewater Collection, Manchaca Branch Library Items 1a through 2c - \$11,350.00
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The motion, seconded by Councilman Friedman, carried by the following vote:

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

CHANGE ORDER

Councilman Friedman moved that the Council adopt a resolution approving a Change Order in the amount of \$26,078.00 with Stokes Construction Company in connection with additions to Robert Mueller Municipal Airport, C.I.P. Project No. 8106 0. The motion, seconded by Councilman Handcox, carried by the following vote:

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

DISPOSITION OF PARCEL

Councilman Friedman moved that the Council adopt a resolution approving the disposition of Parcel 12-A in the Brackenridge Project Area, Tex A-11-1, to the Texas Motor Transportation Association, INC., and the Texas Oil Field Haulers' Association, Inc., and approving a modification of the Parking Requirements of the Brackenridge Urban Renewal Plan as applied to Disposition Parcel 12-A. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

NAMING OF PUBLIC SQUARE

Mayor Pro Tem Love moved that the Council adopt a resolution naming the public square located between Guadalupe, San Antonio, Fourth and Fifth Streets "Republic Square", as recommended by the Parks and Recreation Advisory Board. The motion, seconded by Councilman Friedman, carried by the following vote:

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

NAMING OF PARK AREA

Mayor Pro Tem Love moved that the Council adopt a resolution naming the park area along Waller Creek bound by Twelfth and Fifteenth Streets and Trinity and Red River Streets, "Waterloo Park", as recommended by the Parks and Recreation Advisory Board. The motion, seconded by Councilman Friedman, carried by the following vote:

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

BRACKENRIDGE HOSPITAL PARTICIPATION

Councilman Friedman moved that the Council adopt a resolution approving Brackenridge Hospital's participation in an Affiliation with the Alpha Epsilon Delta, International Premedical Honor Society of the University of Texas at Austin and the Central Texas Medical Foundation Medical Education Program. The motion, seconded by Councilman Dryden, carried by the following vote:

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

CONTRACT FOR OPERATION OF
RAPE CRISIS CENTER PROJECT

Councilman Friedman moved that the Council adopt a resolution authorizing the City Manager to enter into a contract with the Austin Rape Crisis Center project funded by the Texas Criminal Justice Division. (\$20,000 grant was accepted by City Council December 12, 1974; Contract period October 1, 1974, through September 30, 1975.) The motion, seconded by Councilman Lebermann, carried by the following vote:

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

CONTRACT FOR OBTAINING ACCESS TO INFORMATION

Councilman Friedman moved that the Council adopt a resolution authorizing the City Manager to enter into a contract with the Texas Information Service for the purpose of obtaining access to information provided through the Education Resources Information Center and the Current Index to Journals in Education. (Total cost \$480.00; Contract period January, 1975 through June 30, 1975) The motion, seconded by Councilman Lebermann, carried by the following vote:

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

CONTRACT TO PROVIDE
TRAINING AND TECHNICAL ASSISTANCE

Councilman Friedman moved that the Council adopt a resolution authorizing the City Manager to enter into a contract with the firm of Effective Leadership, Inc., to provide training and technical assistance in reality-based counseling techniques to the Counseling and Intake components of the Manpower Training Division of Austin. (Total cost \$3,000; Contract period January, 1975 through June 30, 1975) The motion, seconded by Councilman Lebermann, carried by the following vote:

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

EMINENT DOMAIN PROCEEDINGS

Councilman Friedman moved that the Council adopt a resolution authorizing eminent domain proceedings to acquire property for City of Austin Municipal Annex:

Lots 3 and 4, Block 2, Original City of Austin, locally known
as 400 West 1st Street. (Pauline R. Schneider)

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

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

ACQUISITION OF LAND FOR RUNDBERG LANE

Councilman Friedman moved that the Council adopt a resolution authorizing acquisition of certain land for widening Rundberg Lane, North Lamar Boulevard to I. H. 35:

2,455 square feet of land out of the John Applegate Survey. (Sam Harris, et al)

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

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

Councilman Friedman moved that the Council adopt a resolution authorizing acquisition of certain land for widening Rundberg Lane, North Lamar Boulevard to I. H. 35:

3,149 square feet of land out of the John Applegate Survey. (B. F. McCoy et ux)

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

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

Councilman Friedman moved that the Council adopt a resolution authorizing acquisition of certain land for widening Rundberg Lane, North Lamar Boulevard to I. H. 35:

2,878 square feet of land out of Lots 11, and 12,
Block 1, Georgian Acres. (Onie L. Carter, a widow)

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

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

ACQUISITION OF LAND FOR WILLIAM CANNON DRIVE PROJECT

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

1802 square feet of land out of the William Cannon League. (June S. Thomas)

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

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

ACQUISITION OF LAND FOR FIESTA GARDENS

Councilman Friedman moved that the Council adopt a resolution authorizing acquisition of certain land for the expansion of Fiesta Gardens:

1904 Bergman Avenue. (Charles Hage and Juan Ledesma)

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

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

Councilman Friedman moved that the Council adopt a resolution authorizing acquisition of certain land for the expansion of Fiesta Gardens:

35 Chicon Street. (Ernest Joseph, Jr. & Clete Cisneros)

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

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

Councilman Friedman moved that the Council adopt a resolution authorizing acquisition of certain land for the expansion of Fiesta Gardens:

2002 Bergman Avenue. (Ceasar Romero et ux)

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

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

ACQUISITION OF LAND FOR WEST 38TH STREET PROJECT

Councilman Friedman moved that the Council adopt a resolution authorizing acquisition of certain land for the West 38th Street Project, Crawford to Guadalupe Streets:

West 38th at Ronson Street. 1,625 square feet of
land out of Lot 6, Block 5, Buddington's Subdivision.
(Ann M. Lawson, et al)

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

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

HEARING SET ON RATE INCREASE PROPOSAL

Councilman Friedman moved that the Council set a public hearing on January 9, 1975, at 1:00 p.m. for consideration of Southwestern Bell Telephone Company's rate increase proposal. The motion, seconded by Councilman Dryden, carried by the following vote:

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

STUDIES OF TELEPHONE PROCEDURES

It was noted that the Council had before it for consideration the possibility of the City's participating in a joint study of separation procedures for telephone rates and a joint study of Southwestern Bell Telephone Company's rate procedures and expenditures. In response to Mayor Butler's question, Mr. Don Butler, City Attorney, stated that he had discussed this with people in Dallas as to how to handle this and added that there was a joint study with all cities participating through the Texas Utilities Advisory Council, of which Austin is not a member.

Mr. Gray Bryant, representing Southwestern Bell, stated that they were trying to satisfy any questions that had come up involving the separation procedures. Councilman Friedman moved that the Council authorize participation by the City of Austin in a joint study of separation procedures for telephone rates and authorize participation by the City of Austin in a joint study of Southwestern Bell Telephone Company's rate procedures and expenditures. The motion, seconded by Councilman Lebermann, carried by the following vote:

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

APPEAL OF WATERWAY DEVELOPMENT PERMIT

Mr. Stuart N. Henry appeared before the Council representing Mr. Dwight Monteith and Mr. and Mrs. Malcolm R. Bucknall in an appeal of Waterway Development Permit No. 74-10-3076. He addressed himself to two main points:

1. The term "property ownership" as used in the Creek Ordinance.
 - a. The Bucknalls lived within the 100-year flood plain so that any change would effect them.

- b. Personal property could be hurt by flooding just as well as real property.
- c. The right to appeal an application should not be based on owning of real property only.

In response to Mayor Butler's question, Mr. Henry stated that Mr. Monteith owned clothes and a car.

2. The basis for their appeal before the Council.

- a. The proposed development would result in additional identifiable adverse flooding of other property.

They felt that the two bridges being built with the "low steel" below the flood plain elevation were worse than the existing one bridge. He suggested that the information could have been put into a computer to see what would happen.

- b. The proposed development did not preserve the natural and traditional character of the land and waterway to the greatest extent feasible.

He felt that the same project purposed could be accomplished by other alternatives which would not necessitate the clearing of the right of way for 9th Street and building a bridge, such as that recommended by the Citizens Board of Natural Resources and Environmental Quality on July 2, 1974.

He stated that the Citizens Board made another recommendation on December 3, 1974, pursuant to the Creek Ordinance:

"...It is felt that construction of 10th Street as a 4-lane 2-way street and not extending 9th Street is a viable alternative and one which best meets the standards in the Creek Ordinance of preserving the natural and traditional character of the creek..."

Mr. Henry felt that if the City continued to build bridges below the 100-year flood plain there would be flooding regardless of what happened.

Mrs. Carolyn Bucknall submitted that this was not a 100-year flood plain but an annual one in that a flood had occurred 6 weeks ago and also a year ago. She noted that the Chairman of the Citizens Board cited deaths in the flood 6 weeks ago as being the reason he could not approve the creek permit. She listed the various organizations who were in support of her position, including 3,500 registered voters who have signed a petition for a referendum on the matter. She requested that Mayor Butler abstain from voting on this, as he had done in the past.

Mr. Henry reiterated his two previous points and made the following additional remarks:

1. The City let a contract on December 19, 1974, prior to the final hearing of this appeal. He did not believe this was very fair treatment of the appellants.
2. Work has started on the relocation of the utilities on 9th Street, which was part of the contract the City let.

He saw both these points as a violation of the spirit and letter of the Creek Ordinance and hoped that these would not occur in the future because he felt it would go a long way toward defeating the purposes of the Ordinance.

City Manager Davidson noted the following:

1. Construction got underway through the demolition of a house on City-owned street right of way well before any appeals had been filed.
2. No construction work has been placed underway or authorized within the section covered by the creek permit.
3. Even though the Council authorized the awarding of the contract, no work has been undertaken by the contractor nor would it until the appeal provisions had been carried out.

Mr. Henry submitted that the relocation of utilities on 9th Street was contained in the application for the Creek Ordinance as well as the bid specifications given to the contractor. Mr. Davidson pointed out that work had not begun.

In response to Councilman Dryden's question as to whether or not the main concern was the elevation of the bridges on 9th and 10th Streets, Mr. Henry felt they were two to four feet too low.

Mayor Pro Tem Love moved that the Council DENY the appeal of the waterway development permit. The motion, seconded by Councilman Dryden, carried by the following vote:

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

Councilman Friedman prefaced his negative vote by stating that he felt the bridge on 10th Street did need to be replaced, but he would hate to see something that would not meet the needs of the public.

ITEM CONCERNING RECYCLING

AUMLA, representing Divine Mother's Church, appeared before the Council to discuss recycling. He stated that Austin dealt with a great amount of recyclable materials by burying them. With the economic situation being what it is, he suggested that there was a need and time for Austin to utilize every possible means of income open to the City. He did not know what the City was doing to recycle and requested the following:

1. A report of what, if anything, the City was doing in the way of recycling.
2. A resolution passed to the effect that Council was in favor of City improvement in recycling.

He felt that it would benefit the Council as a means of more income and would benefit the environment by lessening the demand for new raw materials. He offered his services to the City.

City Manager Davidson noted that the Council had approved three straight appropriations to provide funding to participate in recycling efforts by private citizens and two or three organizations in Austin. Because of inquiries posed to members of the Council, he added that the City had a refuse study committee reviewing various ideas for either recycling or for the use of City refuse in the connection with the production of energy for the future. He hoped to have in the near future a report to the Council as to ideas that have been studied and some of the things that might be tested within Austin or even undertaken.

In response to Mr. Davidson's offer to supply him with information on what he had mentioned or on the amounts actually appropriated, Aumla indicated that he would like that information. In response to Aumla's question, Mr. Davidson stated that the City was providing all the trucks and manpower to pick up the materials and to take them to the disposal where the recycled materials are received. In response to Aumla's further question, Mr. Davidson noted that materials were being recycled within the City government,

Councilman Friedman suggested that he meet with representatives of Ecology Action and possibly the County Commissioners. Mr. Davidson requested that he call his office tomorrow for the information desired.

ORDINANCE CONCERNING GREEN FEES

It was noted that the Council had before it consideration of special 9-hole green fees at Lion's Municipal Golf Course and reducing the 9-hole green fees at Hancock Golf Course. Councilman Friedman wanted to know if there was some way of obtaining a reduced rate for disabled citizens. Mr. Jack Robinson, Parks and Recreation Director, stated that he would investigate this after the program became more involved. Councilman Handcox noted that people who worked could not utilize the annual membership card because it only covered weekdays and wondered who was being attracted to this benefit. Mr. Robinson stated that this was debatable, and the Golf Association originally recommended that there not be a card. He noted that he was working with a consultant who was making a study, and he was concurring with them on this and recommending no annual card at all.

Mayor Butler introduced the following ordinance:

AN ORDINANCE AMENDING SECTION 24-2.1(a)(2) OF THE AUSTIN CITY CODE OF 1967, TO ESTABLISH A NINE HOLE GREEN FEE AT MUNICIPAL GOLF COURSE AND TO REDUCE THE NINE HOLE GREEN FEE AT HANCOCK GOLF COURSE; ESTABLISHING AN EFFECTIVE DATE FOR RATES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

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

Noes: None

Absent: Councilman Binder

The Mayor announced that the ordinance had been finally passed.

ANNEXATION ORDINANCE

Mayor Butler 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 363.35 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE HENRY P. HILL LEAGUE AND 18.55 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE HENRY P. HILL 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 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 Lebermann, carried by the following vote:

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

Noes: None

Absent: Councilman Binder

The Mayor announced that the ordinance had been finally passed,

TROLLEY CAR ACQUISITION REPORT

City Manager Davidson stated that since some of the Trolley System Committee members had been out of town, he was requesting a postponement of one week of the Trolley Car Acquisition Report. He noted that the report would provide the Council with options available to finance the purchase of 10 cars, such as some kind of bond submission to the voters. He stated that he had contacted a gentleman to determine other means such as some kind of escrow deposit on the cars or an option to hold them. He indicated that the gentleman was not in a position to do that, and he would need around 50% of the total price. He pointed out that the cars were still in Lisbon, Portugal, and not on their way to Oregon, as Mr. David Graeber had thought. He stated that these cars would be examined before giving a recommendation to purchase.

Mayor Butler pointed out that the people who owned the cars had until the latter part of February to make disposition of them. Mr. Jay Johnson, member of the Committee, felt that a postponement would be in order.

REPORT ON UTILITY DEPOSIT AND COLLECTION POLICIES

Mr. Davidson requested that the report on Utility Deposit and Collection Policies be postponed until January 9, 1975.

SPECIAL REPORT ON TRANSPORTATION

Councilman Lebermann noted that this report had been the result of a series of meetings with six sister cities: Houston, Dallas, San Antonio, Ft. Worth, El Paso, and Corpus Christi. City Manager Davidson pointed out federal funding was available as part of the State allocated grant program to urbanized areas with populations of 200,000 or more in order to finance a transit system. He stated that there had to be a systematic method of allocating these funds to the larger cities in the State, and the Federal Act set out cities of 200,000 and above as a separate category.

He indicated that this report involved the following:

1. Provided a schedule or formula under which these federal funds could be channeled to the cities and could set up a special State fund that would be utilized to these cities so that State funds would become available to Austin to help afford the federal funds.
2. Recommended that a designated recipient be designated by the Governor of the state. (Should be chosen based upon who is providing the funding for the local transit system.)
3. Provided that a State fund be established to be financed partially be a certain percentage of the sales tax for the sale of vehicles within the State.
4. Recommended that legislation be created which would create a State funding agency (a separate division within the Texas State Highway Department).

He stated that this proposal would help provide funding for the large urban areas in Texas so that Austin could afford to get in on a federal financing program available for more sophisticated transportation system.

Councilman Lebermann moved that the Council adopt the report and instruct the City Manager and Mr. Joe Ternus, Urban Transportation Director, to move along with the other cities to the Governor. The motion, seconded by Councilman Friedman, carried by the following vote:

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

EMERGENCY MEDICAL SERVICE RECOMMENDATIONS

City Manager Davidson stated that the staff was recommending that if the Council wanted to establish a first-grade Emergency Medical Service System by January 1, 1976, it should authorize the administration to make arrangements and bring back the appropriate ordinances for final approval that would enable Austin to establish a new EMS Department in order to provide this service to the citizens in the future. He noted that in the report there were four particular options that were considered, and he thought the City could do a good job with any one of the options.

He felt that the recommendation was primarily aimed at competent, highly qualified service to Austin citizens without the consideration of contracts every two or three years. He requested consideration of this concept.

Councilman Dryden indicated that in discussions with representatives of the Travis County Medical Society and the Central Texas Medical Foundation they felt this proposal was satisfactory and would be good; and he would certainly go along with what they believed.

City Manager Davidson also pointed out that in the report he was recommending the establishment of an EMS Quality Assurance Team to be appointed by the City Manager that would set the professional performance standards for the department and monitor their enforcement, and membership would be extended to representatives of the City staff.

Mayor Pro Tem Love stated that he was not in a position to vote today. Mr. Dan Felts, representing Austin Ambulance, noted that he had just received the report this afternoon and had not had an opportunity to study it. He requested an opportunity to make a study and present the views of his client in more depth and detail and requested a postponement of 2 weeks to give him more time. He stated that prior to that time he would submit the Council with his study to review along with the Manager's report. There was discussion as to the desired date, and Councilman Friedman suggested that whatever ordinances that needed to be prepared in accordance with the recommendation be ready for the meeting. Councilman Friedman moved that the Council postpone consideration of this until January 16, 1975, at 1:00 p.m. The motion, seconded by Mayor Pro Tem Love, carried by the following vote:

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

Noes: None

Absent: Councilman Binder

ADJOURNMENT

The Council adjourned at 5:30 p.m.

ATTEST:

APPROVED

Mayor


City Clerk