

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 8, 1979
9:00 A.M.

Council Chambers
301 West Second Street

The meeting was called to order with Mayor McClellan presiding.

Roll Call:

Present: Mayor McClellan, Mayor Pro Tem Goodman, Councilmembers
Cooke, Himmelblau, Mullen, Snell, Trevino

Absent: None

INVOCATION

Reverend Henry E. Beseda, The Austin Brethren Church, gave the
Invocation.

THIRD GRADE CLASS INTRODUCED

Mayor McClellan noted the presence, in the Council Chamber, of the
third grade class from Graham School. She asked the students to stand, and
then introduced the three teachers, Miss Cabello, Mrs. Thompson and Mrs. Sawyer.

EMPLOYEES SUGGESTIONS REWARDED

Mr. Dan Davidson, City Manager, introduced to Mayor and Council and
Chamber audience two City employees whose suggestions for saving the City time
and money deserved reward under the Employee Award Suggestion Program. They
are: Mrs. Dorothy Worley, Property Management Department, and Mr. Roy R.
McKelroy, Wastewater Treatment Department.

Mrs. Worley's suggestion, which was rewarded by a check of \$120.00, was to switch from letter size paper to legal size paper to prepare legal documents. All legal documents dealing with property acquisition must be recorded at the County Courthouse. About a year ago the price per page for recording the documents almost doubled. Since the cost is on a per page basis, Mrs. Worley suggested the switch to legal size paper should be made in order to cut recording fees in addition to the cost of paper to type documents and of course, the cost of regular duplication. The savings to the City is \$1200 per year, minimum and a reduction of necessary filing space is the result.

Mr. Roy R. McKelroy's suggestion is to establish a petty cash fund at each treatment plant to eliminate a trip to the downtown Water and Wastewater office for each local item purchased. This results in savings in two areas, the gas used to travel to and from those locations and employee's time. Estimated savings to the City is \$1673.00 per year minimum.

Mayor and Councilmembers joined Mr. Davidson at the podium to make the presentations of checks and plaques to Mrs. Worley and Mr. McKelroy.

OFFICE EDUCATION ASSOCIATION WEEK

Mayor McClellan read a proclamation designating the week of February 11-17 as Office Education Association Week and citing the national student organization for their promotion of the training of young people for careers and roles of leadership in business and industry. MRS. MYRTLE JOHNSON, Coordinator, Business and Office Education, Austin Independent School District, thanked the Mayor and Council for the proclamation. Accompanying her were nine girls representing Austin's nine high schools who introduced themselves to the Council. BRENDA HENRICHS, Austin High School, thanked the Council on behalf of the girls who were: LINDA TIPPEY, Anderson High School; TERRY BLOOMQUIST, McCallum High School; MICHELLE TURNER, LBJ High School; VALERIE BUFORD, Reagan High School; PEGGY MARTA, Travis High School; ROSEMARY SCORRO, Johnston High School; JAN FAULK, Lanier High School; and JOSH WILLMAN, Crockett High School.

NATIONAL CRIME PREVENTION WEEK

National Crime Prevention Week will be observed February 11-17, 1979, according to a proclamation read by Mayor McClellan. Chief Don Cannon, Ralph Vertress and Don Sheffield were in the Council Chamber to accept the proclamation with their thanks, on behalf of the local chapter of the Exchange Clubs of America.

MINUTES APPROVED

Councilmember Himmelblau moved that the Council approve the Minutes of the Special Called Meetings of January 31, 1979 (12:00 Noon), and February 1, 1979; as well as the Regular Meeting of February 1, 1979. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman,
Councilmembers Himmelblau, Mullen, Snell, Trevino
Noes: None

EXECUTIVE SESSION ANNOUNCEMENT

Mayor McClellan announced that later in the day Council will go into Executive Session and following the Executive Session, they will make Board and Commission appointments. At that time, she said, the appointments for next week will be announced.

RELEASE OF EASEMENTS

Councilmember Himmelblau moved that the Council adopt a resolution to authorize release of the following easement:

A ten (10.00) foot Sanitary Sewer Easement which was retained by the City when a section of Martin Avenue was vacated on April 7, 1977, in the Highlands Addition. (Requested by Mr. Wilson Raven, owner)

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

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Himmelblau moved that the Council adopt a resolution to authorize release of the following easements:

Two (2) seven and one-half (7.50) foot Drainage and Sanitary Sewer Easements adjacent to the common line of Lots 7 and 8, Ledgestone Cliffs Subdivision, as recorded in Book 8, Page 63, of the Plat Records of Travis County, Texas. (Requested by Mr. Jack C. Gibson)

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

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Himmelblau moved that the Council adopt a resolution to authorize release of the following easment:

A portion of a six (6.00) foot Sanitary Sewer Easement on Lot 2-B, Resubdivision of Lot 2, Towne Oaks Subdivision, as recorded in Volume 3358, Page 1644, of the Deed Records of Travis County, Texas. (Requested by Mr. Oscar W. Holmes, representing Mr. Richard L. Matz)

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

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

TILLERY STREET PAVING ASSESSMENTS

Councilmember Himmelblau moved that the Council adopt a resolution to authorize assessments on Tillery Street and Paving Group 62, Phase A (Georgian Acres) under the New Assessment Paving Policy assessing the lesser of the two rates, and allowing refunds and inability-to-pay statements where it benefits the property owner. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

PAYMENT APPROVED

Councilmember Himmelblau moved that the Council adopt a resolution to authorize payment to the following:

DATA GENERAL CORPORATION	- The cost difference of 16"/8" water main installed to serve Marshall Hills, Section 2 - \$17,596.00
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The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

WATER APPROACH MAIN

Councilmember Himmelblau moved that the Council adopt a resolution to authorize the following water approach main:

FARM AND HOME SAVINGS ASSOCIATION	- To construct a 12-inch water approach main to serve Trailwood Village Two at Travis Country. (No cost participation by City)
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The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

EAST RIVERSIDE DRIVE IMPROVEMENTS

Councilmember Himmelblau moved that the Council adopt a resolution to approve a construction Change Order in the amount of \$22,388.48 to Austin Road Company for East Riverside Drive Improvements - Summit Street to Wickersham Lane. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

City Manager Davidson pointed out the cost to the City would be \$1,800.

HIGH PRESSURE VALVES FOR DECKER

Councilmember Himmelblau moved that the Council adopt a resolution to approve a Change Order in the amount of \$41,871.43 to ITT Grinnell Corporation for high pressure valves for Decker Unit #2. CAPITAL IMPROVEMENTS No. 73/10-01. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

CONTRACTS APPROVED

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

ENVIRONMENTAL DATA CORPORATION
608 Fig Avenue
Monrovia, California

- Spare parts for Environmental
Data Stack Monitoring System for
Decekr #2, Electric Utility
Department.
Items 1 - 36 - \$20,960.15

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

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

B & B LAND CLEARING COMPANY, INC.
8011 East Riverside Drive
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -
Construction of an Electric
Conduit System for The Village at
Western Oaks, Sections II and III
- \$41,277.50 CIP No. 75/30-01

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

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

CLARENCE CULLEN COMPANY Route 1, Box 182 Buda, Texas	- Clearing of property and structures, Housing Code Enforcement Demolition Program, Building Inspection Department One (1) Year Contract - \$43,105.00
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The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

ACME FOOD SERVICE 611 Neches Street Austin, Texas	- Concession and Vending Services, Food and Drink, Brackenridge Hospital. Five (5) year Contract - \$312,500.00
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The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contract:

RICKS CONSTRUCTION COMPANY, INC. 11900 North Lamar Austin, Texas	- CAPITAL IMPROVEMENTS PROGRAM - New Carver Branch Library - \$617,918.00 CIP No. 75/85-01
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The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Himmelblau moved that the Council adopt a resolution to approve the following contracts:

Bid Award: - Irrigation Parts and Supplies,
Parks and Recreation Department
\$10,446.21

CROSS B COMPANY - 158 items - \$4,797.50
53 Kinder
San Antonio, Texas

GOLDTHWAITES OF TEXAS - 22 items - \$5,668.71
10751 Sentinel
San Antonio, Texas

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

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

ELISABET NEY MUSEUM RENOVATIONS

Councilmember Himmelblau moved that the Council adopt a resolution to select the firm of Bell, Klein, Hoffman for architectural services for the Elisabet Ney Museum renovations. CAPITAL IMPROVEMENTS PROJECT No. 79/86-01. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

POLICE TRAFFIC INVESTIGATION SCHOOLS

Councilmember Himmelblau moved that the Council adopt a resolution to accept a State Department of Highways and Public Transportation, Office of Traffic Safety grant entitled, "Police Traffic Investigation Schools," in the amount of \$29,470.00 from March 10, 1979 through May 31, 1979. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

PUBLIC HEARING SET GRANT APPLICATION, URBAN MASS TRANSPORTATION ADMINISTRATION

Councilmember Himmelblau moved that the Council adopt a resolution to authorize submission of an application for Section 5 funding to Urban Mass Transportation Administration in the amount of \$1,237,420 for operating assistance and to establish a public hearing on March 15, 1979 at 6:30 p.m. for grant application. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

AMENDATORY OPERATING ASSISTANCE GRANT

Councilmember Himmelblau moved that the Council adopt a resolution to authorize execution of an Amendatory Operating Assistance Grant contract under Section 5 of the Urban Mass Transportation Act of 1964 for Project No. TX-05-4013-01 for \$380,093.00. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Himmelblau asked if this will go back into the operating budget and be reflected in the next ending balance? City Manager Davidson said it would. Councilmember Cooke asked for a status report on this for next Council meeting. Mr. Davidson told him he would have it. Councilmember Himmelblau wondered if this is the last of the money that will be coming back under formula. Mr. Ternus, Director of Urban Transportation, answered, "We have one more grant and we received our first funds yesterday on the first grant that was approved. We have another one that is approved and Council has authorized the agreement, but the Federal government has not funded to us and so we have one more pending."

1979-80 HOUSING AND COMMUNITY DEVELOPMENT CITIZEN PARTICIPATION PLAN AND SCHEDULE

Councilmember Himmelblau moved that the Council adopt a resolution to adopt the "1979-80 Housing and Community Development Citizen Participation Plan and Schedule." The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

AIRPORT USE AGREEMENTS

Councilmember Himmelblau moved that the Council adopt a resolution to establish an airport use agreement between the City of Austin and Eastern Airlines. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino, Mayor McClellan
Noes: None

Councilmember Himmelblau moved that the Council adopt a resolution to establish an airport use agreement between the City of Austin and In-Flite Catering Services, Inc. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan

Noes: None

PUBLIC HEARING SET

Councilmember Himmelblau moved that the Council adopt a resolution to set a public hearing on March 1, 1979 at 9:30 a.m. to annex the following:

35.71 acres of land out of the Millwood Subdivision called the Millwood Section 5, as requested by owner Bill Milburn and the City of Austin.

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

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan

Noes: None

COUNCIL MEETING CONVENING TIME CHANGED

Councilmember Himmelblau moved that the Council postpone the regular convening time of the City Council meeting for Thursday, February 15, 1979, from 6:00 p.m. to 8:00 p.m. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan

Noes: None

SOUTH TEXAS NUCLEAR PROJECT

Councilmember Himmelblau moved that the Council adopt a resolution to authorize the City Manager to seek proposals for the purchase of all or any portion of Austin's 16% interest in the South Texas Nuclear Project. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan

Noes: None

SEPTIC TANK REGULATIONS

The Council had before it a resolution to set a public hearing for an amendment to the Septic Tank Regulations. Councilmember Himmelblau stated, "I apologize, Mayor, I didn't realize it was just to set a hearing and when we got the other sheet on Monday, I made some inquiries about people who have had experience with this type of septic tank and asked them to be present in the Chamber and would like for us to hear from them at this time if we could."

L. A. FELDER, Chairman, Septic Systems Study Committee of the Austin Association of Builders, appeared before Council to state they have been active concerning the septic system in general for several years. "Most of my experience lies in the conventional built septic systems. But I have with me today a member of our committee and association, MR. CLAYTON RUDDER. He is with Turner, Collie, Braden, Inc. He has done considerable study in the evapo-transpiration system, and he would be better qualified to answer any question you might have concerning a transpiration system."

Councilmember Himmelblau asked, "Mayor, can this be read into the minutes for the hearing, then?" The Mayor agreed.

Clayton Rudder appeared before Council and stated he has been working with the committee for some time on evapo-transpiration systems. "We have tried to get some approved previously through the Austin-Travis County Health Department and have not been successful at this point. But I agree with you, Mrs. Himmelblau, that they are not experimental. We have over 300 of them in Highland Lakes. The Brazos River Authority has some. Chambers County has installed some and approved. The City of San Antonio has been doing some extensive research in this area and is effected by the Edwards Underground Water District. I think evapo-transpiration systems have proved themselves. As our State Health Department requirements, dated November 30, 1977....I think they thoroughly researched it before they came up with those specifications. Their requirement for acreage is .34 acres as the minimum size. Of course, your normal water well distances and everything would still apply. I think we could go along with most anything on this except I agree, it is not experimental. The liners...I think the PVC liners are just as accurate...in some areas, instead of going concrete, or concrete block with asphalt lining. There are other alternatives beside concrete to keep the cost down. In the areas where we have heavy clay I think you wouldn't put a liner in those, you'd just keep using what percolation you did have plus the evapo-transpiration." Councilmember Himmelblau asked, "You said .34 acres?" He said, "Yes, 15,000 square feet." Mrs. Himmelblau commented, "We're looking at five to ten if I read it correctly. That's what is bothering me." Mr. Rudder said, "About a tenth of that is what the state has approved." Councilmember Himmelblau thanked Mr. Felder and Mr. Rudder for appearing. She said she is very strong on this type of equipment and would like to see it in use in Travis County and the City. She said she feels it is better than the old conventional type where you need the drain field.

Mayor McClellan thanked Mr. Felder and Mr. Rudder and said that the Minutes on the hearing will reflect their testimony.

Councilmember Mullen moved that the Council set a public hearing for March 15, 1979 at 7:00 p.m. for an amendment to the Septic Tank Regulations. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen,
Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None

PUBLIC HEARING SET - TILLERY STREET PAVING
ASSESSMENTS

Mayor McClellan introduced the following ordinance:

AN ORDINANCE APPROVING AND ADOPTING THE WRITTEN STATEMENT AND REPORT OF THE DIRECTOR OF PUBLIC WORKS, SHOWING THE ESTIMATES OF THE TOTAL COSTS OF ALL THE IMPROVEMENTS, THE ESTIMATES OF THE COSTS PER FRONT FOOT PROPOSED TO BE ASSESSED AGAINST THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF, AND THE ESTIMATES OF VARIOUS OTHER COSTS FOR THE IMPROVING OF PORTIONS OF SUNDRY STREETS IN THE CITY OF AUSTIN, TEXAS, WITHIN THE LIMITS HEREINBELOW DESCRIBED, AND OF OTHER MATTERS RELATING THERETO; DETERMINING AND FIXING THE PORTION OF SAID COSTS AND THE RATE THEREOF PROPOSED TO BE ASSESSED AGAINST AND PAID BY THE ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF; DETERMINING THE NECESSITY OF LEVYING AN ASSESSMENT AGAINST SAID ABUTTING PROPERTY, AND THE REAL AND TRUE OWNERS THEREOF FOR THE PORTION OF SAID COSTS APPORTIONED TO THEM; ORDERING AND SETTING A HEARING AT 8:00 O'CLOCK P.M. ON THE 15TH DAY OF MARCH, 1979, IN THE CITY OF AUSTIN MUNICIPAL ANNEX, AS THE TIME AND PLACE FOR THE HEARING OF THE REAL AND TRUE OWNERS OF SAID ABUTTING PROPERTY AND ALL OTHERS INTERESTED IN SAID ABUTTING PROPERTY OR IN ANY OF THE PROCEEDINGS AND CONTRACT CONCERNING SAID ASSESSMENTS, PROCEEDINGS AND IMPROVEMENTS; DIRECTING THE CITY MANAGER OF THE CITY OF AUSTIN, TEXAS, TO GIVE NOTICE OF SAID HEARING AS REQUIRED BY THE LAWS OF THE STATE OF TEXAS AND THE CHARTER OF THE CITY OF AUSTIN; DECLARING AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE.(Tillery St.)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor
McClellan, Councilmember Cooke, Mayor Pro Tem Goodman
Noes: None

The Mayor announced that the ordinance had been finally passed.

AMENDED CIVIL SERVICE CLASSIFICATION AND PAY PLAN

Mayor McClellan introduced the following ordinance:

AN ORDINANCE AMENDING THE OPERATING BUDGET FOR THE FISCAL YEAR 1978-1979 BY TRANSFERRING A TOTAL OF \$520,540.00 FROM THE GENERAL FUND BALANCE TO THE BUDGETS OF THE POLICE DEPARTMENT (\$185,340.00) AND FIRE DEPARTMENT (\$317,200.00) FOR THE PURPOSE OF IMPLEMENTING THE REVISED CIVIL SERVICE CLASSIFICATION AND PAY PLAN; APPROPRIATING \$185,340.00 AND \$317,200.00 FROM THE BUDGETS OF THE POLICE AND FIRE DEPARTMENTS FOR THE PURPOSE OF IMPLEMENTING THE REVISED CIVIL SERVICE CLASSIFICATION AND PAY PLAN; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE DAYS; AND DECLARING AN EMREGENCY.

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance, effective immediately. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman
Noes: None

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor McClellan 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 6.446 ACRE TRACT OF LAND, LOCALLY KNOWN AS 4515-4401 TERRY-O-LANE; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "D"

INDUSTRIAL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 2: A 0.795 ACRE TRACT OF LAND, LOCALLY KNOWN AS 905-907 ST. ELMO ROAD; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "D"

INDUSTRIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Odas & Joe Jung, C14-70-001 part)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan 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 8B: A 23.097 ACRE TRACT OF LAND, SAVE AND EXCEPT A 1.7987 ACRE TRACT (TRACT 8A); AND,

TRACT 9: A 14.22 ACRE TRACT OF LAND, LOCATED ON LOOP 360, GREAT HILLS PARKWAY, AND GREAT HILLS TRAIL; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Cotton Texas, Ltd., et al, C14-78-054 part)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan 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 14-16, BLOCK 1, SHERRY-DALE, LOCALLY KNOWN AS 604-608 DENSON DRIVE; FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Austin Area Teachers Credit Union, C14-78-228)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Abstain: Councilmember Mullen, Mayor Pro Tem Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

AN ORDINANCE ORDERING A CHANGE IN USE AND HEIGHT AND AREA AND CHANGING THE USE AND HEIGHT AND AREA MAPS ACCOMPANYING CHAPTER 45 OF THE AUSTIN CITY CODE OF 1967 AS FOLLOWS:
A 1,669 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1106 EAST 31ST STREET; FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (James L. Lozier, C14-78-235)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Snell, Trevino, Mayor McClellan, Councilmember Cooke
Noes: None
Abstain: Councilmember Mullen, Mayor Pro Tem Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

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

A 1.87 ACRE TRACT OF LAND, LOCALLY KNOWN AS 13740-13746 NORTH U. S. HIGHWAY 183; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS AND WILLIAMSON COUNTIES, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Donald S. Thomas, Trustee, C14-78-236)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Abstain: Councilmember Mullen, Mayor Pro Tem Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan 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 0.71 ACRE TRACT OF LAND; AND,

TRACT 2: A 4.02 ACRE TRACT OF LAND, LOCALLY KNOWN AS 11207-11215 JOLLYVILLE ROAD AND 11051-11165 JOLLYVILLE ROAD; FROM "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Mary Beatrice Hill, C14-78-237)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Abstain: Councilmember Mullen, Mayor Pro Tem Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan 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: LOTS 5, 6 AND 8, FREEMAN SUBDIVISION; LOT A, SAVE AND EXCEPT A 0.02 ACRE TRACT OF LAND AND A 0.06 ACRE TRACT OF LAND HEREINBELOW DESCRIBED AS TRACT 2 AND TRACT 3 RESPECTIVELY, TROUTMAN'S ADDITION; AND A 0.61 ACRE TRACT OF LAND; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 2: A 0.02 ACRE TRACT OF LAND; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C-1" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 3: A 0.06 ACRE TRACT OF LAND, FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "C-2" COMMERCIAL, FIRST HEIGHT AND AREA DISTRICT; ALL OF SAID PROPERTY BEING LOCALLY KNOWN AS 9529-9607 NORTH INTERREGIONAL HIGHWAY 35 AND 9600-9608 MIDDLE FISKVILLE ROAD; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Clyde Troutman & Forrest N. Troutman, et al, C14-78-238)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Snell, Trevino, Mayor McClellan, Councilmember Cooke

Noes: None

Abstain: Councilmember Mullen, Mayor Pro Tem Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

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

A 26.06 ACRE TRACT OF LAND, SAVE AND EXCEPT THE EASTERNMOST 100 FEET WHICH IS HEREBY ZONED FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT, LOCALLY KNOWN AS 5502-5708 INTERREGIONAL HIGHWAY 35; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Fred Earhart, Trustee, C14-78-079)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Abstain: Councilmember Mullen, Mayor Pro Tem Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

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

A 30.00 ACRE TRACT OF LAND, LOCALLY KNOWN AS WILLIAM CANNON BOULEVARD AND BECKETT ROAD; FROM INTERIM "AA" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (The Village Joint Venture, C14-78-224)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Abstain: Councilmember Mullen, Mayor Pro Tem Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan introduced the following ordinance:

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

A 1.960 ACRE TRACT OF LAND, LOCALLY KNOWN AS 6903 MANCHACA AND 1962-1924 WILLIAM CANNON DRIVE; FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "GR" GENERAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Rudi Schuch, et ux, C14-78-233)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Abstain: Councilmember Mullen, Mayor Pro Tem Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan 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:

LOT 28, BLOCK 20, LOUIS HORST SUBDIVISION, ORIGINAL CITY, LOCALLY KNOWN AS 1909 WHITIS (JACOB LARMOUR HOUSE); FROM "B-H" RESIDENCE-HISTORIC, SECOND HEIGHT AND AREA DISTRICT TO "B" RESIDENCE, SECOND HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Jacob Larmour House, C14h-76-010)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Snell, Trevino, Mayor McClellan,
Councilmember Cooke

Noes: None

Abstain: Councilmember Mullen, Mayor Pro Tem Goodman

The Mayor announced that the ordinance had been finally passed.

Mayor McClellan wanted the Minutes to reflect it was Councilmember Mullen that was absent on January 25, 1979 and not the Mayor as was listed on the agenda.

Mayor McClellan 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 0.702 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT; AND, TRACT 2: A 3.907 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "O" OFFICE, FIRST HEIGHT AND AREA DISTRICT, ALL OF SAID PROPERTY BEING LOCALLY KNOWN AS 6413-6401 CIRCLE S ROAD; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Ralph Everhard, C14-78-215)

Mayor Pro Tem Goodman moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Mullen, Snell, Mayor McClellan,
Councilmember Cooke, Mayor Pro Tem Goodman

Noes: None

Abstain: Councilmember Trevino

The Mayor announced that the ordinance had been finally passed.

PROGRESS REPORT - AMERICAN CITIES CORPORATION

The City Manager introduced a progress report to Council from the American Cities Corporation concerning the Economic Development Program.

MR. DAVE NESBITT, American Cities Corporation, appeared before Council to briefly go over their report to them as a result of the first phase of their contract. He reported, "In looking over the development potentials for the central business district.....as you are well aware, we've examined the retail-commercial-residential and entertainment potentials of the downtown area. I want to point out that as a result of our initial studies we've begun to develop a rather specific development program which will be brought back to you in approximately six weeks for your consideration. In the retail market potential we have determined that in the downtown area is sufficiently strong in terms of its commercial mix. However, in terms of capturing a significant percentage of the SMSA dollar spent on retail items, we feel that is not a potential at this time. We really need to reinforce the current businesses that are existing in the downtown area. I should point out we need to recognize that Scarbroughs is really the anchor in the central business district. In terms of any future plans for Congress Avenue or any of the areas in terms of retail development, we must have a continuing relationship with that department store.

"In terms of the office market we see from 1979 through 1985 the ability to generate some half million square feet of office space. What that means in terms of buildings...if you look at what currently exists in the downtown area, you're talking about four to five more office buildings being built in the downtown area. The point we would like to make is that we hope the City considers the future development of its plans for the addition to City Hall or a new City Hall, and that be used as one of the keying factors to generate the Class A office space demand. We feel very strongly that it's the kind of thing that can begin to set a redefinition of downtown. We feel by using government activity to centralize that focus that we can begin to attract some other developers to come in and do speculative office space.

"Residentially, we're saying that growth will continue to be strong through 1985. We feel that the central business district can capture approximately 7% of the total demand in the next eight years and that translates into some 1200 units. We feel that this can begin to add another dimension to the residential alternatives that are currently available in the City of Austin and we feel that some of the environments that could be created can be worked in with some new retail responses. I guess the biggest surprise we came across in our initial study is that Austin continues to serve as one of the strongest visiting areas in this part of the state because of the Capitol and the University. And that as we currently look at what is available in terms of hotel space accommodations, meeting space..we find that it's woefully inadequate and the city, if it is to continue to capture a substantial share of that market will have to build some additional meeting space...will have to attract some additional hotel operators and owners, so that the city can continue to capture a reasonable share of that dollar. The city of Austin, the last quarter of last year, lost anywhere between 8 to 10 million dollars because of the inability to accomodate groups that wanted to meet here and come to the city. In terms of revenues, the multiplier effect of people coming through town is good for both business and the City in terms of revenues generated both because of the room tax as well as

the uses of some of the facilities in the city. We are saying we need to study that issue further, but here is a clear need for a meeting/convention facility. If you begin to use that as a vehicle to key other development in downtown, it begins to make sense in view of supporting itself.

"The last item is really another surprise. We found that of the total SMSA dollar spent on food, drink, and entertainment there was approximately \$22,000,000 available in SMSA. The central business district only captured 5% of that potential and at the current time we're saying that there's an opportunity to support some 70,000 square feet of entertainment kind of space. It only makes sense if some of the other things we're suggesting are looked at and developed. With additional hotel and meeting space and office space, you begin to capture the market for the entertainment type of area that we feel the downtown sorely lacks. There are some 125 eating and drinking establishments in the downtown area and as we put it, of uneven quality. We feel there is a need to begin to generate an area that people who live in and visit Austin will find an attraction and an alternative to driving 15 to 20 minutes outside of the immediate downtown area to eat. We are proceeding to our next phase of the contract which calls for us putting some numbers in terms of the economics of what we are generally outlining now. We are beginning to look at the design implications, the implications in terms of city growth, and we will be back in approximately six weeks to review that plan and begin to go about the business of making it happen."

Councilmember Trevino expressed pleasure over Mr. Nesbitt's citing the need for a convention center. The voters turned down a convention center during the last Council's bond election, but Mr. Trevino thinks that as a result of the professional study it shows the city is losing much revenue by not having a convention center. He hopes the City will soon think about making this type of an investment. Mr. Nesbitt said his firm feels like if the citizens of Austin are presented with a plan in terms of how the facility could be related to a number of other activities, then he thinks most people will see the wisdom in providing the financing for a meeting/convention facility.

Mayor McClellan commented that she thinks Mr. Nesbitt is doing an excellent job with his evaluation of the economic development program. Mr. Davidson said that "one aspect of this program the Council was concerned with was to make sure of involvement by people throughout the city. As Mr. Nesbitt and some of his staff are putting together these recommendations he is visiting and counseling with hundreds of Austin citizens from all over to inform them as to what is taking place and also to gain their ideas and suggestions." Councilmember Cooke thinks a competent market study of the central city is most important for both the citizens and potential investors. He expressed pleasure with American Cities Corporations's efforts thus far.

TEXAS COMPUTER ASSISTED HOME ENERGY AUDIT PROGRAM

Mr. R. L. Hancock introduced the City Manager report on Texas Computer Assisted Home Energy Audit Program. He said, "This is a report on a program that is really sponsored by the Governor's Office on a statewide basis and we have a representative from the Governor's Office here today, MISS GLORIA DeLEON and MISS KRAUSE with a contracting firm who is working with the Governor's Office on this program." Mr. Hancock went on to say that this is seeking the Council's approval to proceed with a communications vehicle with Austin's ratepayers. The project will be offered to the state residential consumers as a whole on the basis of identifying to those who wish to have it identified any economic savings associated with changes they may make for conversion. The program has developed rapidly and the state would like to do a test program with Austin to start de-bugging and analyze the effectiveness of the program. Austin's role is really a communications role which gives a pilot program the opportunity to communicate with the ratepayers and those communications would be through the stuffer program associated with the utility bills. That ratepayer would receive a communication that indicates the state's program is available. If they are interested they respond and then receive from the State a survey item they fill in and mail back to the State. The State does an analytical computer study of the economics of making some conservation changes in their home and then advises the ratepayer of that economics and the ratepayer may then make the decision of whether he wishes to make that investment or not. Their interest in using Austin as a pilot program is because it's close and handy for them with relatively easy communications. They will initiate the program on a statewide basis very soon, and will initiate the pilot with Austin in the middle of February. Mr. Hancock pointed out that the executive group of the Electric Utility Commission concurs with the program.

Miss DeLeon reiterated Mr. Hancock's statements and said the questionnaire will ask how many heating areas to a home, what the heating bills are, and also the computer will be able to give them feed-back on do-it-yourself. They will be able to give them not only what their rates are here in Austin for building and materials, and give them an estimate of how much it will cost them and what their projected savings are going to be. She said they are encouraging all the residents in Austin to take a look at their energy bills and see what they can do about it because she feels there are a lot of basic things they can do on their own to make a lot of energy savings.

Mr. Hancock concluded with a clarification. "The program as it is currently outlined would be a periodic communication to ratepayers for a 12-month period. We would not attempt to communicate with all of the ratepayers at one time, but will take two billing districts at a shot and do that on a monthly basis. It will take about 12 months to cover the whole city. My point in making that comment is that some folks who become aware of the program will be anxious when they do not receive a communication but it will be communicated to all the residential payers over a 12-month period."

Motion

Councilmember Trevino moved that the Council approve participation in the pilot program of the Texas Computer Assisted Home Energy Audit Program. The motion, seconded by Councilmember Cooke, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke, Mayor Pro Tem Goodman, Councilmember
Himmelblau
Noes: None

PARADE PERMIT

Councilmember Cooke moved that the Council approve the request for a Parade Permit from Mr. ROY DALTON POOL, JR., for Austin Runners Club, Austin YMCA, Austin Chamber of Commerce, Parks and Recreation Department and University of Texas, from 7:30 a.m. to 1:00 p.m., Saturday, April 7, 1979, beginning in one lane nearest Town Lake on Riverside Drive from Lamar Street Bridge to Auditorium Shores Gazebo from 7:30 a.m. to 8:15 a.m., and one lane nearest Town Lake on West 1st from MoPac footbridge to boat ramp from 7:30 a.m. to 9:00 a.m., in addition 1 lane (right side going west) of Barton Springs Road on the Barton Creek Bridge. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Councilmembers Snell, Trevino, Mayor McClellan, Councilmember
Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen
Noes: None

ZONING HEARINGS

Mayor McClellan announced Council would hear zoning cases scheduled for 10:00 a.m. Pursuant to published notice thereof, the following zoning cases were publicly heard:

TRUMAN H. 11201 U. S. 183
MONTANDON
By Robert Davis
C14-78-199

From Interim "A" Residence
1st Height and Area
To "GR" General Retail and
"BB" Residence
1st Height and Area
RECOMMENDED by the Planning
Commission subject to a
restrictive covenant

Mr. Lillie reviewed the application by use of slides. MR. ROBERT DAVIS, representing the applicant, appeared before Council to state they had held numerous meetings with the neighbors and agreement between them had been reached.

Councilmember Snell moved that the Council grant "GR" General Retail and "BB" Residence, 1st Height and Area District, as recommended by the Planning Commission, subject to conditions. The motion, seconded by Councilmember Mullen, carried by the following vote:

Ayes: Mayor McClellan, Mayor Pro Tem Goodman, Councilmembers
Himmelblau, Mullen, Snell, Trevino
Noes: None
Not in Council Chamber when roll was called: Councilmember Cooke

The Mayor announced that the change had been granted to "GR" General Retail and "BB" Residence, 1st Height and Area District, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

ZONING RETURNED TO PLANNING COMMISSION

MR. WALTER
ANGERMAN
By Edgar James
C14-78-225

1804 Mariposa

From "A" Residence and
Interim "A" Residence
1st Height and Area
To "BB" Residence
1st Height and Area
NOT Recommended by Planning
Commission. An amendment was
made to include "A" Residence for only
that portion which is zoned Interim
"A" Residence.

Mr. Lillie reviewed the application by use of slides. MR. CLARKE HEIDRICK, representing the applicant, appeared before Council and asked them to send the zoning application back to the Planning Commission. His reasoning was because the case had gone before the Planning Commission before there had been an opportunity to inform the neighborhood concerning the plans for the property. Mr. Heidrick said he had already talked to Ward Memorial Church, South River City Neighborhood Association, and South Austin Neighborhood East Association. He said the associations and the church have withdrawn their opposition but there are still 4 or 5 neighbors against the development of condominiums on the property.

Motion

Mayor Pro Tem Goodman moved that the Council send the zoning case back to the Planning Commission. The motion was seconded by Councilmember Cooke.

Councilmember Cooke commented that mixed use zoning is something Council needs to look at in both the inner city and throughout the city.

MR. GERALD HILL, South River Citizens Association, submitted a letter to Council from the Association stating they are no longer against the planned development. Originally they had been against it because they thought apartments would be built on the site. However, the Association will not oppose condominiums; their opposition was the establishment of "B" zoning. They asked that a separate category for condominiums be looked into.

MR. JOHN HARRIS, who lives 150 feet from the north border of the proposed condominiums, is opposed to the increased traffic and congestion which will be created by having a driveway on the north side. He also pointed out there is a hill adjacent to the proposed driveway which creates a traffic hazard. Mr. Harris also believes 40 units are too many...there should be 25 or 30, and asked Council to take a close look at the traffic situation which may be caused by the additional driveway and entrance to condominiums.

MR. STEVE SHIELDS, who lives on Fawn Drive, across from the project, brought up the point that the developers say they will not build until Mariposa Drive is evacuated on the east side of the property. He felt this posed problems and he is also against postponement of the decision on zoning by Council as it is not convenient for those in opposition to attend so many meetings.

Councilmember Goodman asked what the normal procedure is for vacating a street prior to zoning property. Mr. Lillie responded, "Mr. Heidricks said they would be initiating a request to vacate the street and it will be processed through the Public Works Department concurrently with this zoning." He went on to say the street vacation request will come to Council at the same time the zoning request comes back in March. Discussion followed among Councilmembers concerning the procedure of street vacation and zoning request correlated at the same meeting.

MRS. PEGGY SHIELDS, 1719 Fawn, appeared to speak against the zoning request. She wants the zoning left as it is.

Roll Call

Roll Call on Mayor Pro Tem Goodman's motion, Councilmember Cooke's second to send the zoning case back to the Planning Commission, showed the following vote:

Ayes: Councilmember Trevino, Mayor McClellan, Councilmember Cooke, Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen, Snell
Noes: None

Councilmember Goodman requested that when this zoning case comes back to Council, it should be accompanied by a report from the Urban Transportation Department concerning traffic and the hill near the proposed entrance, with an attachment concerning the safety question.

BOARDS AND COMMISSION REPORTS

MR. BARRETT GARRISON, representing the Parks and Recreation Board, discussed their report on "Recommendation Concerning Updated Master Plan for Walter E. Long Metropolitan Park." He showed the proposed Master Plan for Long Park which had been revised to include Council's recent approval of the trap and skeet range and the model airplane flying field.

Motion

Councilmember Snell moved that the Council accept the report and hold a public hearing March 15, 1979, on the revisions to the plan for the park.

Mayor McClellan pointed out to him that public hearings have already been held on the trap and skeet range and the flying field; Council approved putting them in the park and the site where they will be. The plan presented today is to show Council where the adjustments have been made in the park. Mr. Garrison added the Parks Board had called a neighborhood meeting for January 23rd. Some 200 people attended the meeting and viewed the site change. Mayor

McClellan suggested the neighborhood associations be contacted, a meeting set, and staff attend the meeting with maps of the park.

Motion Withdrawn

Councilmember Snell withdrew his motion.

Motion

Councilmember Snell moved that the Council have the staff contact the area neighborhood and set up an opportunity for them to review the Lake Long Master Plan. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Mayor Pro Tem Goodman, Councilmembers Himmelblau, Mullen,
Snell, Mayor McClellan, Councilmember Cooke

Noes: None

Not in Council Chamber when roll was called: Councilmember Trevino

Learn-to-Swim Program

Mr. Barrett Garrison presented a report on "Recommendation Concerning Learn-to-Swim Program." Some concern was expressed regarding payment of the \$3.50 fee by a child unable to afford it. It was decided there was no problem here as it had been taken care of during the budget decisions. An ordinance concerning the Learn-to-Swim Program will be brought back next week.

Neighborhood Strategy Area Program

MS. SUZANNE CANNON, Chairman of the Urban Renewal Board, presented their report on "Recommendation on Budget to Implement Neighborhood Strategy Area Program." She reported, "The agency and city staff developed an application some time ago and referred it to Council. Council then took the request for the application and submitted it to the joint sub-committee. They met and expanded the boundaries of our original Neighborhood Strategy Area (NSA) considerably. It came back to Council, who held a public hearing, and after the hearing adopted the plan and authorized an application be sent to HUD. The application was sent to HUD and during the time the application was being processed by HUD the agency was again asked to prepare a budget. We had not yet been through the budget process. We have only been through the application process. We then prepared a budget to implement the program. It has been developed on the last four years experience in housing rehabilitation. We feel it is the minimum requirement to carry out the program goals. I understand now that verbal agreement has reached the City from HUD and the Mayor can expect a letter in the very near future granting formal approval of Austin's NSA. The agency is prepared to carry out the program for the City and we request an amendment to our contract for HCD funding."

Councilmember Himmelblau asked if contingency funds will be used from the current HCD block grant. Mr. Buck Apelt, Acting Director, Human Services, said, "I believe we would be considering current year's contingency funding for this item." Councilmember Himmelblau asked what is left in the fund. Mr. Apelt said there is approximately \$420,000. Mrs. Himmelblau pointed out part of the money was definitely set aside for the remodeling of the Rosewood-Zaragosa Clinic and she does not want to jeopardize that.

Mayor McClellan expressed her support for what is being done but thought this should be referred to the Joint Committee on Planning and Community Development before final action is taken. Mr. Jim Miller, Assistant City Manager, stated that would be the appropriate process. Councilmember Himmelblau asked, "When that is done, will there be some kind of estimate from the City-County Health Department on what will be needed from the contingency funds for the enlargement and re-modeling of the clinic?" Mr. Miller answered they are about ready to come back to Council with a good size re-programming of funds and that would be taken into consideration in the package that would come back to Council. The Urban Renewal request would be part of the programming...and they are six years into the current contract. At that point they must re-assess their expenditures and any current funds they estimate cannot be expended and reprogram the funds for other projects. The Mayor asked if there were ample funds in contingency. Mr. Miller answered yes....there is \$500,000 to be reprogrammed, probably in the next 30 days. Councilmember Cooke asked if there have been discussions with the committee of O.E.D.P. and also the American Cities Corporation regarding that. Mr. Miller affirmed this and said they are also meeting with some east Austin business people about the needs along East 12th, East 11th, 7th and 1st Streets. All of these parts will be considered in the reprogramming package Council will receive.

Councilmember Himmelblau expressed concern with the cost for the administrative overhead. Ms. Cannon commented, "This looks like we're spending more administrative budget than we're doing anything else, but his budget has to come out of the HCD funds. The substantial rehab funds which come to town come with no administrative money. We're looking at 100 families per year getting a subsidy of around \$250 to \$300 per month per family. So we bring that much money in a substantial rehab, set aside, to Austin. But no administrative budget comes with it. So what we've set up is about \$40,000 administrative budget. About \$600,000 in private funds will then be used to rehabilitate the houses. So there is a great deal of money involved but none comes with administrative money so we have to go some place else for it. This is the reason we have come to you. \$40,000 means two or three people and various things to go with it. The remainder of the budget is \$97,000 which consists of things like work write-ups we do anyway for these rehab projects, legal fees, appraisals and accordingly miscellaneous things and a large number for relocation. We hope not to have to spend that but we are obligated in the event there is any permanent relocation necessary. We do come under the Urban Relocation Assistance Act where we must provide rather large permanent relocation. We hope it is not necessary but we have been advised by HUD that it must be included in the budget in the event it is necessary. We hope we can temporarily move people and then move them back when the remodeling is complete."

Motion

Councilmember Cooke moved that the Council refer the recommendation on budget to implement the Neighborhood Strategy Area Program to the Community Development Commission and the Planning Commission. The motion, seconded by Mayor Pro Tem Goodman, carried by the following vote:

Ayes: Councilmembers Mullen, Snell, Trevino, Mayor McClellan,
Councilmember Cooke, Mayor Pro Tem Goodman, Councilmember
Himmelblau
Noes: None

Mr. Apelt said this will be back to Council within six weeks.

AMENDMENTS TO ETHICS AND FINANCIAL
DISCLOSURE ORDINANCE

Council had before it for consideration an ordinance to amend the Ethics and Financial Disclosure Ordinance.

Mayor McClellan said she wanted to know "what the amendments do different and what it actually means different to either Mayor, Council and/or City employees and I really don't want any lessening of the Ethics Ordinance, at least as it applies to Mayor, Council...."

Ms. Sheila Finneran, Assistant City Attorney, stated, "I think there are two main differences between the Penal Code and the Ethics provisions. The first is that the Penal Code prohibits the acceptance of pecuniary benefits, whereas the Ethics Ordinance prohibited acceptance of items of value. So that's one difference. The second is that the Penal Code speaks to an evil intent, whereas the Ethics Ordinance did not."

Mayor McClellan asked, "What do these amendments mean? Anything different in the procedure we are going to be following? Because we also have the financial disclosure part to come to." COLIN CARL, Chairman, Ethics Committee, said, "It doesn't effect the procedure. What pre-emption does is make it impossible for the City to do separately certain things they have done under state law. I think Sheila gave the ordinance, in preparing what needed to be deleted, every benefit of the doubt, and left only those things that were clearly pre-empted by all the case law. What she's left in, that you may be referring to, is left in the reporting provisions you left in a year ago in items F and G of 234." Mayor McClellan said, "When I looked at what was being deleted, it looked like we were deleting the ordinance but then it's picked up again by what you report on our own Ethics Ordinance, so in effect we aren't changing at all, as I understand it, what Mayor and Council will follow now. I do have a question...for employees we are changing it, I think and I think probably rightly so. For instance, a sanitation worker, at Christmas time... someone gives him a box of candy or grapefruit or something. My understanding is that's not in violation of the State Penal Code and therefore is it now not in violation of our City Ethics Code." Ms. Finneran stated, "It's our opinion that those sections of the Ethics Ordinance are void so it's not as if there is

a change on your part." The Mayor said she understands, because a State law supercedes anything that is done locally. She asked if it wasn't correct employees had to report items over \$10.00. Ms. Finneran stated, "Employees are not currently required to report items since they were prohibited from accepting them, period. That exception was only for the Mayor and Council." The Mayor said, "Okay, the exception is not there anymore because State Law says they can accept food, entertainment, and lodging." Mr. Carl commented, "If those things are given only because of the position, that isn't covered in the State Law. The State Law would still cover you and subject you to criminal penalties if it was taken as a bribe." The Mayor said, "But obviously it can be given to you because of position and not because of a bribe....it could be given because they have given you good service all year long." Mr. Carl said, "you have to be careful about that because a bribe can be for past or future, but the distinction is the Ordinance was stricter than the State Law by reason of position only. That wasn't in the State Law." "The point I am trying to make," said the Mayor, "is that we're not lessening anything for Council and Mayor. We're still reporting what is in excess by requirement of State Law. Our City Ordinance was too tough on City employees, I think, because if someone was offered a cup of coffee or something at Christmas time, the employee could not accept it. Citizens became irate about this because they were not doing it for bribes, but in appreciation of what people had done."

Mr. Carl said, "As to your conclusion that it was tough on the whole, I'm not sure I agree with you, Mayor. There were some problems with it, yes, there were clearly problems because of the amendments we kept doing, but despite the fact the complexities of this thing have aggravated me as well as you, I've tried to continue my allegiance to the principles embodied in it. But I think the amendments will make it a lot easier and I don't think it's going to hurt anything seriously."

Mayor McClellan asked Ms. Finneran if she would work in conjunction with the Ethics Commission and devise a simple hand-out so employees, officials, etc. know exactly what they can and cannot do. Ms. Finneran said she intended to do that.

Ms. Finneran pointed out, "The requirement that the Council report right now applied to gifts valued from \$10 to \$100 and the Penal Code doesn't contain that limitation. So that leaves a loop-hole, if you want to call it that. You could accept an item that was not bribery, that was \$150 and not report it. But if it was worth between \$10 and \$100 you'd have to report it." Mayor Pro Tem Goodman asked if it would be a good idea to have the City ordinance conform to the State statute. Mr. Colin said the cut-off is different...there is no monetary limitation in the Penal Code. Ms. Finneran stated the only monetary limitations in the Penal Code is for honorariums and that's a limit of \$250.00.

Mayor Pro Tem Goodman said, "Why don't we send this back one more time and have it conform in that area?" After more discussion it was decided to send the ordinance amending the Ethics and Financial Disclosure Ordinance back to the City Attorney's office.

CITY MANAGER REPORTS

The following City Manager Reports were accepted by Council:

Gateways to Central City
Energy Efficiency of Transportation Modes
Proposed Parking Procedures - Central Business District

Councilmember Cooke commented the gateways to the Central City should be looked at two ways from a priority point of view. The first way to look at the gateways is for their physical deterioration...it's impact physically. The second aspect is looking at the overall Economic Development Plan, and also the strategies for Central City revitalization which is also in deliberation by public groups and which is also under advisement by the American Cities Corporation. Mr. Cooke said the eight gateway areas should be looked at as to how they would provide incentives to stimulate the private sector to pump economic dollars into the eight areas. And those two factors should weigh how the City staff should recommend what priority order we should approach these eight areas and bring us that order, along with some fiscal statements on the cost and bring it back as soon as conveniently possible for both immediate consideration and how it would play into the Capital Improvement Program.

REPORT ON CODE RECODIFICATION

Mr. Clay Strange, Assistant City Attorney, reported as follows: "The City of Austin requires and mandates that periodically the Code of Ordinances of the City of Austin be recodified. Last spring the City Attorney's office began the complicated process of determining that. Invitations for proposals were made for companies wishing to perform the recodification. In October three proposals were received. The lowest bidder, Municipal Code Corporation, Tallahassee, Florida, is also in my opinion, the best and most responsible bidder for the recodification. The proposal came back at a figure which results in basically \$25,252 to be expended by the City of Austin for the initial recodification, plus two supplements. There is a fiscal note that has been distributed to you that breaks that down as follows during the period of 1978-79: The cost would be \$23,000 initially, then a figure of \$1,715 over the next four years, resulting in a total of \$30,000. The contract as advertised would have only two supplements so the fiscal note is slightly misleading.

Since this is a requirement of the Charter, Mayor McClellan suggested the code recodification should be brought back next week.

FUNDING ALTERNATIVE FOR FILM REQUEST

City Manager Davidson stated Council requested examination of some potential sources of funding for a film on rape as proposed at last week's Council meeting. "We were not able to locate a separate funding source even though we did check a number of ideas as to where funds could be obtained for this production. We pointed out that information on hand right now shows the Council's only option would be to appropriate money from the ending balance of the General Fund. I would point out that one other idea has occurred to us which

I have not yet pursued and that's the possibility of the Austin Independent School District might have an interest in funding part of the production cost. We've also pointed out that the Austin Rape Crisis Center and Planned Parenthood have ordered a series of three films entitled, "Acquaintance Rape Prevention" and we do have some brochures on those films which we might pass by to the Council to review. That's all we could determine as far as this particular recommendation but we'll stand by to follow your direction as a result of this meeting today."

Councilmember Himmelblau said Planned Parenthood is completely pleased with the film they have purchased and feel the proposed film to be made in Austin would be a duplication and unnecessary from their standpoint. She felt that relieved the City of any further responsibility. Councilmember Mullen wants to make sure that it is the same type of film and thought it would be good for a member of the Rape Crisis Center, and someone from the City staff to view the film with the applicants and see if the film does address the problem. If so, it solves the problem, if not, the applicant can come back to the City. It was also suggested someone from Planned Parenthood should view the film. Mr. Davidson stated they would try to have the results in one week.

CONSOLIDATION OF TELEPHONE SERVICES PROVIDED BY HOTLINE AND MIDDLE EARTH

Mr. Buck Apelt, Acting Director, Human Services Department, reported as follows:

"As a condition for funding for fiscal year 1978, the City Council required that Hotline and Middle Earth explore possibilities for consolidation of the telephone services provided by the two agencies. To undertake this task, a task force of representatives of Hotline, Middle Earth and Austin-Travis County Mental Health-Mental Retardation Center was assembled to examine the matter. A partial consolidation was effected by the end of fiscal year 1978, when Middle Earth turned its information and referral services over to Hotline.

"At our urging, the task force continued its work to explore the possibility of consolidation of the two agencies' remaining telephone services - those providing crisis intervention counseling.

"The task force has now submitted its final report, and has concluded that the complete consolidation of the telephone crisis intervention counseling services offered by the two agencies is not practical.

"Although Hotline and Middle Earth are similar in that both provide services 24 hours per day, 7 days per week, and rely heavily on volunteer services, there are certain distinctions between the two programs:

MHMR provides both staff and supervision to the program for which the Board of Hotline is responsible. Hotline is thus an integral portion of the MHMR operation, and enables MHMR to fulfill its obligations as a community mental health center. The services provided by Hotline are therefore clinically oriented.

Middle Earth has available round-the-clock walk-in and mobile crisis intervention services, for which the telephone service serves as a casefinding mechanism. Rather than being clinically oriented, the Middle Earth program is oriented towards peer counseling.

The task force, although it explored several possible means of consolidation, could not agree on a method that would

- a. Preserve both the clinical orientation and the peer orientation within a consolidated service;
- b. Satisfy the needs and constraints of the agencies' funding sources;
- c. Not violate the organizational integrity of the agencies concerned.

"Furthermore, the agencies maintain that no duplication of telephone crisis intervention counseling services exists because of the differences between the two modalities of service delivery.

"The final recommendation of the task force calls for the dissolution of the Hotline Board; the absorption of the Hotline program by MHMR; and the development of a working agreement for reciprocal assistance between MHMR and Middle Earth.

"This department recognizes that there are differing points of view that exist with regard to the delivery of these types of services, and indeed throughout the field of mental health services delivery generally. We do not agree, however, that the differing orientations toward service delivery are sufficient to dispel any question of service duplication.

"Save for this difference of opinion, we consider the results of the work of the task force commendable, and recommend that the agencies be authorized to carry out the terms of the proposed work plan."

Mr. Apelt felt the last remaining snag is a difference in philosophy regarding the provisions of these kinds of services...it is the difference between a clinical orientation and a peer counseling orientation. At this time he feels there is a substantial difference of opinion between the service providers and does not see how it can be overcome at this time. A possible solution, recognizing this as an obstacle, would on a short term, call for both orientations with a long term effort toward integration of the two. Mayor Pro Tem Goodman asked what action is required of the Council. Mr. Apelt answered, "an acceptance of the report and some authorization for the agencies to begin implementing these recommendations." Councilmember Mullen questioned why it will be long term and asked what is going to change. Mr. Apelt said maybe as these two programs explore the joint working arrangement they have developed, perhaps they can see some way to synthesize the two differing philosophies into a single type of service. Or it may be they have an impasse. Mr. Mullen wondered if they have all the funding they need, if there will be any trying to work toward consolidation. Mr. Apelt answered there is no pressure.

Mr. Davidson asked, "What is the ultimate objective? Maybe we should come back to Council and talk about that. If the ultimate objective is outright consolidation, that's one thing. If it's specifically we want to hone in on a absolute mandate and consolidation is just a funding service, we can achieve it. Maybe we ought to come back and outline some of that and see what the Council would like to achieve. But based on the way we understood the directive, it is our view that a reasonable effort has been made in order to consolidate a compromise some of the services that are offered."

Mayor Pro Tem Goodman asked MH/MR what their recommendation is and if they want to see it continued as it is now. A representative of MH/MR appeared before Council and said, "For the remainder of this fiscal year, yes, we would like to see it continue as it is at this point. Consolidation of those functions that have been consolidated and depending on the direction we receive, moving in that direction. We have essentially attempted to respond to the direction and task we felt have been assigned." Mayor Pro Tem Goodman wondered what would happen if there were one number and some way to make assignments to for pure counseling to Middle Earth through MH/MR. The representative of MH/MR (who did not identify himself) said that gets them into another problem regarding responsibility for the service being delivered in terms of legal, medical, ethical responsibility, and who maintains that responsibility. He asked Dr. Tom Pepper, Director of MH/MR, to state what he would see as facilitating that process.

DR. TOM PEPPER, Medical Director, MH/MR, appeared and said one of the difficulties they have had in the last stumbling block has been that their staff is directed by physicians and as such they provide a certain medical model and a clinical orientation toward the clients. He said they do not enjoy pure counseling as Middle Earth does by sending a van to someone's house, providing service and not incur a legal, medical and ethical liability that physicians do. "In our efforts to consolidate, that was a recurrent issue. It's not that if funding were stopped that we could consolidate that. It is just that a service would have to be deleted. We really see what we do as being very different."

Motion

Mayor Pro Tem Goodman moved that the Council accept the report and see how the consolidation works between now and September; at that time make a determination when considering funding requests of both organizations. The motion was seconded by Councilmember Snell.

WOODROW SLEDGE, speaking as a private citizen, who has had considerable input by third parties from both organizations, stated: "I have spoken for Middle Earth here, on funding occasions. I think that Council should look at the philosophy of this and be very wary and careful. There has been a time, I know, in the past 10 years in which an awful lot of people would have been up a creek without any Middle Earth. I think any voluntary cooperation in joint use you can get between these two agencies freely given is good. But if you want to look to the total consolidation of independent agencies by government I think that's another thing. If you save money by doing that I think it would be the first time in the history of the world."

Roll Call on Motion

Ayes: Councilmember Trevino, Mayor McClellan, Councilmember
Cooke, Mayor Pro Tem Goodman, Councilmembers Mullen, Snell

Noes: None

Not in Council Chamber when roll is called: Councilmember Himmelblau

BOARDS AND COMMISSIONS

Mayor McClellan announced that there would be no Executive Session today, but there will be one Wednesday, February 14, 1979, at 4:00 p.m. She stated the following appointments will be made at that time:

MH/MR - 1
Wrecker Standards Commission - 4
Medical Assistance Advisory Council - 3
Construction Advisory Committee - 4
Human Relations Commission - 7
On-Going of Goals Committee - 6
Elisabet Ney Museum Board - 7
Library Commission - 7
Urban Transportation Commission - 5
Citizen's Traffic Safety Commission - 1
Energy Conservation Commission - 1
Commission on Status of Women - 1

COMMENT BY COUNCILMEMBER COOKE

Councilmember Cooke commented on the City Manager's report concerning the Proposed Parking Procedures, Central Business District. He said, "If this has not had any exposure to those businesses or activities in the Central Business District, the staff, primarily Urban Transportation Department, make an effort to expose to the public at large specifically the CBD area. ...I would like to see a uniform effort so there is an awareness by everybody who would be effected by this and I think it would be very beneficial rather than coming up for adoption at a future date and talking about funding and finding out the vast majority of people effected by this would be opposed to it." Mr. Davidson pointed out this approach, "and some others coming out of the Urban Transportation Department and out of the Commission in order to pair up things as basic as parking meters with some of the goals and objectives adopted by Council for downtown revitalization is a real plus. We will see that this information is distributed to any and all people who ought to be aware of this recommendation."

ADJOURNMENT

Council adjourned its meeting at 11:45 a.m.

February 8, 1979

APPROVED


Mayor

ATTEST:


City Clerk