

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 20, 1976
7:00 P.M.

Council Chamber
301 West Second Street

The meeting was called to order with Mayor Friedman presiding.

Roll Call:

Present: Councilmembers Himmelblau, Hofmann, Lebermann, Linn,
Mayor Friedman, Mayor Pro Tem Snell

Absent: Councilmember Trevino

APPROVAL OF MINUTES

Councilmember Linn moved that the Council approve the Minutes for May 13, 1976. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Mayor Friedman, Mayor Pro Tem Snell, Councilmembers
Himmelblau, Hofmann, Linn

Noes: None

Absent: Councilmember Trevino

Not in Council Chamber when roll was called: Councilmember Lebermann

COMMERCIAL AVIATION DAY

Councilmember Hofmann read and then presented a proclamation to Mr. Don Shultz, associated with the Federal Aviation Agency, proclaiming May 20, 1976, as "Commercial Aviation Day" in Austin and called on all residents to celebrate the 50th Anniversary of Commercial Aviation and to recognize the accomplishments of the air transportation industry throughout the world. Mr. Shultz thanked the Council for this recognition and noted his enthusiasm in celebrating this event.

YOUTH IN EMPLOYMENT SERVICE WEEK

Mayor Pro Tem Snell read and then presented a proclamation to Ms. Julie Sykora, Director of Y.E.S., proclaiming the week of May 24-29, 1976, as "Youth Employment Service Week" in Austin and urged all citizens to join the Council in supporting this organization that is non-profit and seeks to aid financially distressed young persons within our community. Ms. Sykora expressed her appreciation to the Council for this proclamation.

R.S.V.P. DAY

Councilmember Himmelblau read and then presented a proclamation to Vancy Mayes, Coordinator of RSVP of Travis County, proclaiming May 27, 1976, as "R. S. V. P. Day" in Austin and urged all citizens to join the Council in recognizing the contributions of senior volunteers to the benefit of our community and in recognizing the benefits of the Retired Senior Volunteer Program for senior citizens and the community at large. Ms. Mayes thanked the Council for the proclamation.

MEALS-ON-WHEELS DAY

Mayor Pro Tem Snell read and then presented a proclamation to Mrs. Gussie Houston and Mrs. Esther Eaton proclaiming May 23, 1976, as "Meals-On-Wheels Day" in Austin and urged Austin citizens to share in the gratitude being expressed today to those who have volunteered beyond obligation in providing so basic a need in the true humanitarian spirit. Mrs. Eaton thanked the Council on behalf of all of the volunteers of Meals-On-Wheels.

BUDDY POPPY DAYS

Mayor Friedman read and then presented a proclamation to Mrs. June Bell, Auxiliary 3377 President; Stanley Pinto, VFW Post 3377, Chaplain; and I. P. "Sarge" Bell, District 28 Chairperson of Poppy Days proclaiming the week of May 20-31, 1976, as "Buddy Poppy Days" in Austin and urged the citizens of this community to recognize the effort of area VFW Posts and Auxiliaries. Mr. Pinto thanked the Council on behalf of all of the VFW Posts and urged everyone to take part in Buddy Poppies. Mrs. Bell then distributed poppies to the Council.

WITHDRAWAL OF AN APPEARANCE

Mrs. Martha L. Hawkins had requested to appear before the Council to discuss a water main tap on her property on Highway 183; however, Mrs. Hawkins withdrew her request to appear.

APPEARANCE TO MAKE A CITIZEN'S COMPLAINT

Ms. Sandy Cheek, Reagan Publications, appeared before the Council to make a complaint concerning the intersection of East St. John's and Cameron Road. In referring to an article in the Reagan newspaper, Ms. Cheek reviewed statistics

on traffic flow at this intersection which shows it to be a very dangerous and busy intersection. She felt there should be some type of precautionary measures taken at the intersection for the safety of the students at Reagan High School. Ms. Cheek suggested that a traffic light or a flashing light be installed as a measure of safety. In response to Mayor Friedman's question, Ms. Cheek commented that she had contacted the Police Department. Mayor Friedman suggested that the Urban Transportation Department investigate this intersection to determine just what safety measures should be initiated and to contact Ms. Cheek on their findings.

PRESENTATION OF A NEW PUBLICATION BY THE LEAGUE OF
WOMEN VOTERS

Ms. Jackie Bloch and Susan H. Reid requested to appear before the Council on behalf of the League of Women Voters in Austin to present the League's new publication "Directory of Boards, Committees and Commissions of Austin and Travis County" to the Council. Ms. Bloch noted that the League has been engaged in a survey during the past year of boards, commissions and committees in Travis County. The end result is the publication of this directory being presented to the Council today.

At this time, Ms. Bloch introduced Susan H. Reid, past President of the League of Women Voters, and Nancy Bene, newly elected President. Ms. Bloch indicated that copies of the booklet would be delivered to the many department heads and agencies that have helped the League in gathering information for the booklet. There are a limited amount of copies available to the public for a nominal fee of \$2.00.

Ms. Bloch noted how the number of boards and commissions had increased over the years and it is the hope of the League of Women Voters of Austin that this Directory will stimulate interest in these active bodies and will facilitate active participation by the citizens. She pointed out that the task of compiling this Directory was greatly simplified with the help of the Assistant City Manager, Mr. Jim Miller, and his staff as well as the City Clerk, Grace Monroe and her staff.

On Page 4 of the Directory under Section IV, Ms. Bloch noted that the addition of the action taken by the Council on May 6, 1976, whereby the chairpersons of all boards and commissions would be elected by the members of the commissions instead of appointed by the Council. She then made the following suggestions to the Council:

1. That the weekly agenda which is printed in the newspaper include the appointments that will be made at the Council meeting and the names of the new appointees and other Executive Session action be included in the printed resume of Council action.
2. That every effort be made to see that every board and commission have the terms expire the same month.
3. That the listing prepared each week by the Public Information Department concerning the meetings to be held by boards and commissions be printed in the newspaper.

Mayor Friedman suggested that Ms. Bloch contact the newspaper concerning what she would like printed.

In conclusion, Ms. Bloch thanked all of the City and County officials that have been involved in the preparation of the Directory as well as the members of the League of Women Voters in Austin who have worked so hard on the project. She also extended her thanks to Mr. Les Gage, Gage Furniture Company, for his help in funding the project. Ms. Bloch thanked all of the citizens who have and are serving boards, commissions and committees for donating their time.

APPEARANCE CONCERNING AMENDMENT TO WRECKER ORDINANCE

Mr. Ken Paul Bueche appeared before the Council to request an amendment to Ordinance No. 760219-F (Wrecker Ordinance) regarding the \$20.00 fee charged for car release. He commented that his car had been towed away by Inter-City Tow from a lot that Mr. Bueche felt did not have proper signs concerning parking. He was informed that in order to get his car, he would have to pay the fee of \$20.00. It was noted by Mr. Bueche that the owner of Inter-City Tow is also owner of the lot and the restaurant at 2002 Whitis Avenue adjacent to the parking lot.

In reviewing the Wrecker Ordinance, Mr. Bueche commented that it requires the wrecker service company to be open 24 hours a day for wrecker service and he felt that the way the ordinance was written one would have to pay the fine before you are given an opportunity to prove yourself innocent or guilty. He made the following suggestions to the Wrecker Ordinance:

1. That the phrase "properly placed signs" needed to be defined better.
2. That the wrecker service companies have tickets printed and if one desires to protest about his car being towed away then a ticket would be issued. If found guilty by the Court, then he would pay the ticket.
3. The ordinance does not speak to parts being taken off of the car when it has been towed away. He felt an amendment should be made whereby the cars would be left alone and could not be tampered with except when putting the car in the impoundment.
4. That a receipt be given to all that have to pay the \$20.00 fee and on the receipt such information as the name of the driver, amount received, date, time the car was towed off and the time of release.

Mr. Bueche felt that all of the amendments thus far that have been made to the Wrecker Ordinance have been in favor of the wrecker service companies. He asked that the Council review this matter and make a new ordinance that would give the car owner a few rights.

Mayor Friedman pointed out that this amount being charged was not a fine but a fee and the particular wrecking company spoken of by Mr. Bueche is no longer in business. He stated that the City could not authorize the wrecker drivers to issue tickets for any reason.

PERMISSION TO HANG STREET BANNER

Councilmember Linn moved that the Council approve a request by Mr. Ted White, Manager of Tourism Department, Austin Chamber of Commerce, for permission to hang a street banner at the 1200 block of South Lamar to promote the Annual Austin Arts & Crafts Fair, from October 25, 1976, to November 8, 1976. The motion, seconded by Councilmember Lebermann, carried by the following vote:

Ayes: Mayor Pro Tem Snell, Councilmembers Himmelblau, Hofmann,
Lebermann, Linn, Mayor Friedman
Noes: None
Absent: Councilmember Trevino

PARADE PERMIT

Councilmember Lebermann moved that the Council approve a request for a parade permit from Mr. Beverly S. Sheffield, Director of the Office of Bicentennial Affairs for American Bicentennial Committee of Austin on July 4, 1976, from 6:30 p.m. to 8:00 p.m., beginning on Congress Avenue west on West 1st Street to Lamar Bridge, south on Lamar to Riverside Drive, east on Riverside Drive to Auditorium area. The motion, seconded by Councilmember Hofmann, carried by the following vote:

Ayes: Councilmembers Himmelblau, Hofmann, Lebermann, Linn,
Mayor Friedman, Mayor Pro Tem Snell
Noes: None
Absent: Councilmember Trevino

Mayor Friedman noted that Mr. Jim Walker and Mr. Lee Todd representing the Optimist Clubs were present.

PARADE PERMIT

Mayor Pro Tem Snell moved that the Council approve a request for a parade permit from Mr. Roland C. Hayes, Director of Counseling, Austin Community College, for Austin Juneteenth Festival - Salina Senior Citizens, on June 19, 1976, from 8:00 a.m. to 10:30 a.m., beginning at the intersection of Comal and M. L. King Boulevard to Chicon, south on Chicon to Rosewood, east on Rosewood to Rosewood Park, stop at Doris Miller Auditorium. The motion, seconded by Councilmember Linn, carried by the following vote:

Ayes: Councilmembers Hofmann, Lebermann, Linn, Mayor Friedman,
Mayor Pro Tem Snell, Councilmember Himmelblau
Noes: None
Absent: Councilmember Trevino

REQUEST FOR SERVICES IN CONNECTION WITH THE DEMOCRATIC
PRIMARY RUNOFF

Mr. Ken Wendler, County Chairman, appeared before the Council requesting the following services from the City of Austin, in preparation for the Democratic Primary Runoff, on June 5, 1976:

1. Computer Service (including personnel, paper, program and test time)
2. Fire Marshal Service
 - a. Crowd Monitoring
 - b. Shuttle Service
3. Police Service
4. Custodial Personnel
5. Parking Preparations
6. Rental: Electric Building Auditorium, from 8:00 a.m. until midnight, June 5, 1976.

Councilmember Linn moved that the Council approve the request from Mr. Ken Wendler for the aforementioned services in preparation for the Democratic Primary Runoff, on June 5, 1976. The motion, seconded by Mayor Pro Tem Snell, carried by the following vote:

Ayes: Councilmembers Lebermann, Linn, Mayor Friedman, Mayor Pro Tem Snell, Councilmembers Himmelblau, Hofmann
Noes: None
Absent: Councilmember Trevino

APPEARANCE TO DISCUSS VENDING ORDINANCE

Mr. David Whitehill appeared before the Council to discuss the Vending Ordinance. He reviewed some of the problems he had encountered while selling in the market and felt that the recent ordinance enacted by the Council gives the arts and crafts people an opportunity to rid themselves of all competition on the market and would have enough space. Another reason for making the Drag area an arts and crafts only area was for the cultural betterment of the University area. Mr. Whitehill noted that in the immediate area there are museums that list arts and crafts for the cultural betterment of Austin. He felt that all citizens and small businesses should be treated fairly and equally and there should be an alternative for the small businessman. Mr. Whitehill felt the importers did not have an alternative solution to the problem of where they would be able to sell. In conclusion, Mr. Whitehill asked that the ordinance be amended so that everyone would be treated equally.

In reviewing the ordinance, Mayor Friedman pointed out that no one on the committee will be able to have a permit and sell on the Drag. He suggested that Mr. Whitehill obtain a copy of the new ordinance and review it with his friends and if he had additional questions that he contact the City Attorney or the Councilmembers. Mayor Friedman also pointed out that partnerships would be allowed as long as each partner had the ability to make the goods being sold and has a separate permit. Mr. Whitehill felt the recently passed Vending Ordinance was very broad.

WITHDRAWAL OF A ZONING APPLICATION

Mr. Robert Barnstone had requested to appear before the Council to withdraw his zoning application, C14-76-034, 202 West 31st Street, also bounded by Cedar Street scheduled to be heard by City Council on June 3, 1976; however, he could not attend the Council tonight and requested that the zoning case be withdrawn. Mayor Friedman noted that this would delay him from submitting any other application at this location for a minimum of 12 months.

Councilmember Himmelblau moved that the Council approve the request for a withdrawal of a zoning application C14-76-034, 202 West 31st Street, also bounded by Cedar Street by Mr. Robert Barnstone. The motion, seconded by Councilmember Hofmann, carried by the following vote:

Ayes: Councilmember Linn, Mayor Friedman, Mayor Pro Tem Snell,
Councilmembers Himmelblau, Hofmann, Lebermann
Noes: None
Absent: Councilmember Trevino

PUBLIC HEARING ON ANNEXATION OF LAND

Mayor Friedman opened the public hearing to consider the annexation and directing the administration to institute annexation proceedings to annex the following:

2,543.86 acres of land out of the James D. Goode Survey, William Bell Survey, James Rogers Survey, F. G. Secrest Survey, James Howlett Survey, James P. Wallace Survey Number 18, Henry Rhodes Survey, F. M. Fowler Survey, Francisco Garcia Survey and the William Hornsby Survey in Travis and Williamson Counties, and Angus Valley, Angus Valley, Sections 2, 4, 5, 6, 7, 8, 9, 10 and 11, Angus Valley Annex, Sections 1, 2 and 3, Barrington Oaks, Sections 1 and 2, 3, 4 and 5, Highland Oaks, Sections 2 and 3, Oak Forest, Sections 1, 2, 3 and 4; Summit Oaks; Sonesta West, Section 1, Northwood, Northwood Section 2, Valley View Oaks and unplatted land - portion of Area 1. (Initiated by the City of Austin - Annexation No. C7a-76-006)

Mr. Dick Lillie, Director of Planning, stated that in response to the request by the Council, a study was prepared by the staff concerning the land contiguous to the City limits that would establish priorities for future annexation. The study included about 50 square miles of land and 24,000 people with a listing of existing and proposed facilities and services which were or would be available to the areas.

On receipt of the report last November, the Council proceeded to annex all of the industrial areas contiguous to the City limits which included the Texas Instruments Plant, site and buildings. Mr. Lillie pointed out that annexation is one of the few planning tools available to Texas cities to assist in planning implementation. With annexation the City can encourage land development in areas where utilities and services are available, and encourage compact development rather than scattered growth.

As permitted by the Texas Municipal Annexation Act, home-rule cities can annex up to 10 per cent of its incorporated area each year with the cumulative total not to exceed 30 per cent, with or without the approval of the property owner. A primary provision of the annexation statute refers to the extension of services, and any city annexing a particular area shall within three years of the effective date of such annexation provide or cause to be provided such area with governmental and proprietary services. The administration and the Council have committed to provide compatible facilities and services in all previous annexation action initiated by the City.

Mr. Lillie then reviewed the report submitted by the various departments regarding providing the services to the area under consideration for annexation.

1. Water and Wastewater - Service is available to the developed area through existing mains and extensions. Service can be provided to undeveloped areas at the time of development.
2. Police - Five additional police officers will be required upon annexation with approximately 9 more within the next three years. At the time of 50% development an additional 5 police officers and related equipment will be required and nine more officers and equipment at full development.
3. Parks and Recreation - A neighborhood playground is planned for 1976-1977 and a district park site is scheduled for acquisition in 1976-1977. Initial development of the playground will be complete by 1977-1978 and development of the district park is not anticipated before 1980.
4. Emergency Medical Services - Area 1 is currently served through the agreement with Travis County. With annexation the billing rate would change from \$36 plus mileage to a flat rate of \$36.
5. Fire - Good protection can be provided to the southern portion of this area. With the construction of the proposed Fire Station at Highway 183 and Angus Road the remainder of the area will have adequate coverage with the exception of the Northwood Subdivision and Waters Park area.
6. Building Inspection - This area is currently subject to mechanical codes and permits. No problem is anticipated in writing building permits and making building inspections.
7. Public Works - Sanitation Division can provide service with the addition of one route using existing personnel and equipment. An additional route will be required as areas develop.

- Street and Bridge Division can provide service with the addition of a sweeper and bucket truck and three personnel in the 1976-1977 budget. Most of the streets are paved, however, some of these will require seal-coating in the summer of 1977.

8. Library - The annexation of this area will have no appreciable effect on the existing library services in this area. Services can be provided with existing facilities; however, bookmobile routes and scheduling must be revised to serve this area.
9. Electric - Services are available.
10. Urban Transportation - The fiscal impact of extending transportation facilities is included in the fiscal impact statement.

In reference to extension and connection to utilities, paving and the keeping of animals, Mr. Lillie stated that the annexation report distributed to the Council in December answered these questions. Briefly, Mr. Lillie noted that if no line for wastewater is available, the existing septic tanks can continue and can be replaced. If a line is adjacent to property or within 100 feet of the property and a septic tank has to be replaced, that housing unit will have to connect with the City sewer line.

In referring to paving, Mr. Lillie stated that the City would proceed with maintenance of the streets at the time of annexation. Streets can be paved by a petition of 51% or more of the owners of a block. The Council can declare the necessity to pave or if the street is a major arterial, the Capital Improvements Program may schedule paving. On either of the later two provisions, public hearings are conducted and notices are sent.

With respect to farm animals, he commented that animals now being kept could continue to be kept. All new facilities such as enclosures and barns will have to meet City standards.

Mr. Lillie noted that the land included in this proposed annexation was the highest priority for consideration in the annexation report, and it is recommended that the Council proceed with the annexation of this area.

In response to Councilmember Hofmann's question concerning the fire station, Mr. Lillie commented that the fire station located at 183 and Burnet Road is about a seven minute run to Texas Instruments and about the same time out 1325. A fire station has been included in the Capital Improvements Program to be located on Highway 183 approximately in the Mesa Park and Balcones Woods area; if this area is annexed, the station should be built within two years and the Council can move this time if they so desire.

City Manager Davidson pointed out that in looking at the entire area to be annexed where certain services could not be provided then the area was not considered for annexation. However, he anticipated coming back to the Council at a later date to request that certain portions be annexed when services would be available.

In response to Mayor Pro Tem Snell's question as to the fire rates, Mr. Ed Kirkham, Fire Chief of the Fire Department, stated that the response time would not have any bearing on the insurance rates. Mr. Davidson commented that adequate fire protection can be provided for this area that is proposed for annexation.

Mr. Harry Savio, Budget Director, reviewed the fiscal impact of the proposed annexation and stated that the areas to be considered for annexation present a favorable financial picture. When the fiscal impact of these areas is combined with the impact of the major industries brought into the City in December, 1975, an extremely favorable fiscal package results. Fiscal factors argue for annexation of the proposed areas.

Mayor Friedman asked that based on the revised budget analysis, and based on the previous annexations of the area in last year's hearing did Mr. Lillie feel that this is in the best interest of proper planning for the City to annex this area. Mr. Lillie commented that the services are available and planned in the Capital Improvement Program and it should be encouraged to be developed. One way to do this is to bring into the City and make sure that the codes and ordinances are extended so that the development is the highest quality.

MR. CHARLES RICHARDS, attorney for the Northwest Area Residents Association, requested that the Council consider very seriously the comments that will be made by some of the residents in the proposed area. Mr. Richards felt that after the presentations made tonight it could be shown that the City could not justify annexation of this area at this time.

CLARK CRAIG, 11909 Gateway, commented that he moved to the area under consideration for annexation in 1968 and felt that the land under consideration at this time is different from other land normally annexed into the City because of the land conditions and undeveloped land. Mr. Craig pointed out that some of the streets are in very poor condition and would involve extensive paving and great expense. There is only one wastewater main serving the Angus Valley area, and it is overloaded so there is no capacity available in that line. He felt that there was no way the City would be able to provide proper wastewater facilities and reviewed the costs for certain fees for water and wastewater. Mr. Craig stated that if the area is annexed, it would force many homeowners to move. In response to Councilmember Linn's question, Mr. Craig commented that the average price for a home in Angus Valley was approximately \$43,000 with frontage of approximately 159 feet. Most of the area is on septic tanks.

JUDY WALKER, 11814 Highland Oaks Trail, addressed herself to several concerns such as the police protection; proposed park facilities; fire protection; transportation service and felt the annexation would create a heavy tax burden for the majority of the people. Mrs. Walker opposed the proposed annexation.

VICTOR SMITH, 12112 Shetland Chase, felt that the area of Angus Valley was an excellent and well-planned area in every respect with exceeding City standards and codes. The majority of the homes have over 50 feet between each of the homes and most of the septic tanks exceed the minimum requirements. In addition, there is excellent police and fire protection. Mr. Smith felt that this proposal of joining the City by annexation and paying the fees for services was not wanted by the majority of the people in Angus Valley.

BEN WISE asked that the Council consider what has been said especially the cost that is involved. He also was very concerned as to where the proposed facilities would come from, especially the wastewater services. In conclusion, Mr. Wise felt that the fiscal impact on the City would be negative.

BOB EDGECOMB, 11901 Charing Cross, felt that the fire and police protection would not be sufficient and the response time would be increased if the annexation occurs. Mr. Edgecomb stated that the City is in violation of the state Fire Code and would probably receive a fire rate increase next year. City Manager Davidson pointed out that the information concerning fire and police protection as outlined by Mr. Edgecomb was not accurate. Austin has the second highest fire protection rating in the state of Texas and the police protection is standard, and if the proposed area is annexed, the protection will be even more improved.

MORRIS WILLIAMSON, 11815 Highland Oaks Trail, noted that a survey was undertaken as to the desires of the people living in the proposed area for annexation, and it was learned that 322 opposed the annexation and 7 supported it. At this time, Mr. Williamson then presented the responses for the record. He then asked several questions concerning the fire and police protection.

In response to Councilmember Hofmann's concerns about the police protection, Assistant Police Chief George Phifer commented that the proposed annexed area hopefully should have a separate patrol district for the area. Also planned for the future is an additional patrol to accommodate population growth. After examining the area, it was Chief Phifer's consensus that at the present time one unit 24 hours a day could serve the proposed annexation.

Fire Chief, Mr. Ed Kirkham, then explained that the response time is approximately five to six minutes on almost all of the proposed annexation. He felt that a six-minute response was maybe not ideal but it was not bad either and would give sufficient coverage.

TOM GREENING, 11708 Broad Oaks, appeared in opposition to the annexation and felt that the response time from the fire station located at Highway 183 and Burnet Road would be bad due to the heavily congested intersection at 183 and Burnet Road.

Chief Kirkham stated that the response time is calculated from the time of the actual call and thus far there have not been any major problems with this particular intersection. Mr. Greening was concerned as to the time speed limit signs would be installed, the streets would be brought up to City standards and a school bus stop erected. Mayor Friedman commented that an exact schedule could not be given at this time; however, the traffic control would be implemented as soon as possible, if the area is annexed.

SHARON BARTA, 6900 Fireoak, addressed herself to concerns of fire protection and felt that adequate police and fire protection was being received in the Oak Forest area. Mrs. Barta commented that she did not think that any of the area developed is sub-standard housing.

BRUCE VICKERS, 12200 Deer Track, appeared in opposition to the annexation and urged the Council to understand the position of the people residing in the areas under consideration. He commented that he would be willing to pay a fair tax provided that the City would forget annexation and leave him alone.

PAUL WEISS, 11901 Hamrich Court, stated it was his feelings that this proposed annexation would cost a great deal of money and it would come from the taxpayers. He stressed that the residents in the area wanted to work with the City, not against it, and he felt that the figures presented by the residents were valid reasons not to annex.

GARY CARLSON, 11807 Buckingham, opposed the annexation and yielded his time.

WILLIAM GASTON, 2508 Pecos, commended the staff of the City for the fine services they do provide the people. He commented that he represented the ownership of about 32 acres of land at the intersection of Loop 360 and Highway 183 and noted that about half of this property would be taken upon the extension of Loop 360 to the north. He was concerned about the completion of this Loop 360. Mayor Friedman stated that this would be up to the Highway Department and the connection probably would not be made until the bridge is completed.

Mr. Gaston was concerned with an easement for a water line that has been requested by the City and was reluctant to give this easement since it could destroy the value of the land. Mr. Gaston requested that the annexation be deferred until the plans have been approved for the highway system.

DR. JAMES YETT, 3510 Duval Road, felt that installation of sewer systems will cost quite a bit of money and some of the land that was being considered for annexation was empty land and served no purpose.

TERRY BLANKENSHIP, 11802 Knights Bridge, opposed the annexation and yielded time.

JOHN NIEMAN, 1701 Mountain Laurel Drive, asked how soon the water and wastewater facilities would be available since the bond issue had failed and there was no money to fund the project. Mayor Friedman informed Mr. Nieman that a member of the Water and Wastewater Department would respond to his concerns at the conclusion of the public hearing, but he felt that the water and wastewater service is basically available and not contingent to bond proposals.

REX REITZ, 2404 Greenlee, signed a card but was not present to speak.

JOE CARROLL, 3904 Woodchester Lane, opposed the annexation and yielded his time.

BEN PARHAM, 5303 Branding Chase, opposed the proposed annexation and felt that there were other areas such as North Oaks, North Acres and Eubanks Acres that would like to be annexed and he suggested that the City annex these areas and leave the proposed ones alone.

JAMES PRUITT, 5902 Sierra Madre, opposed the annexation and yielded his time.

BARBARA WESSON, 10903 Melow, signed a card but was not present to speak.

WILSON FOREMEN, 3418 Duval Road, signed a card but was not present to speak.

PIERCE BURNS, 12109 Shetland Chase, opposed the annexation and yielded his time.

TROJAN TIDWELL, a resident in Angus Valley, appeared in opposition to the annexation and according to the state statutes the City is not required to annex any piece of property. He felt that there was an ever increasing bureaucracy occurring not only state-wide but right here in Austin, and urged the Council to stop this now.

GLENN CONNER, 5305 Pony Chase, appeared in opposition to the proposed annexation and felt it would change the lifestyle of many people in the concerned areas.

CHARLES EANES, 11901 Knights Bridge, appeared in opposition to the proposed annexation.

TONY TEDESCO, 11807 Oak Knoll, was opposed to the annexation and was concerned with the busing of children. Mayor Friedman pointed out that the annexation would not change the school district. Mr. Tedesco then commended the Fire Department on their response time and that more homes should have education among the members of the home on fire prevention.

At this time, City Manager Davidson asked Mr. Homer Reed, Deputy City Manager and other staff members to address themselves to some of the concerns that were presented by residents in the proposed annexation.

Mr. White, Assistant Director of Water and Wastewater, pointed out that the upper Walnut Creek lift station would be sufficient in serving the areas and with the completion of the installation of the water main on 183 and the Jollyville Reservoir the water pressure will be improved.

Mr. Reed noted that substantial investment is being made in the area to upgrade the water standards to a fully urban standard.

Mr. Fred Rogers, Environmental Health Division of the Health Department, reviewed the conditions under which connection to a sewer line would be required by stating that only people who have a failing septic tank system would be required to attach to the City sewer.

Mr. Bill Bulloch, Assistant Director of Urban Transportation, stated that the necessary traffic control devices and school signs could be installed within about 12 to 16 weeks after annexation. The transit services are being discussed, and a park and ride facility is being discussed for the northwest area at Balcones and 183. In regards to the fixed route services, Mr. Bulloch anticipated that as the area develops it should be served by fixed transit service in about five years.

Mr. Homer Reed then addressed himself to the reason for not annexing Eubank Acres and commented that the report developed by the staff does provide for the annexation of Eubank Acres as well as other surrounding areas; however, it is all phased to be annexed only when it can be served by the City. At this time, Eubank Acres cannot be provided with sewer service which is one thing that is needed. Mr. Reed pointed out that it was not the City's intent to force people to take and pay for facilities that were not needed and as long as the septic tanks are working there would be no need to extend sewers and therefore no cost to the residents. The City will be prepared to respond to needs if the septic tanks are not operating correctly.

As regards paving, Mr. Reed stated that in large lot subdivisions there is no necessity for curbs and gutters to exist. The City will not force one to take curb and gutter and pay for them. He then reviewed the costs for sewer line if it was extended and requested by the resident or required because of health considerations.

Mr. Reed stated that the tax payment would start in 1977 and would be payable in January, 1978. He pointed out that the Angus Valley area has been developed to suburban standards but is being surrounded by subdivisions being developed to urban standards. This means the use of standard size lots of approximately 80 feet, small lots with sewer service already provided to them; they have curbs and gutters. Mr. Reed did not think that Angus Valley should deter the annexation of other subdivisions and concluded that the staff recommended favorable consideration by the Council to annex the proposed areas. In response to Councilmember Linn's question concerning an area in the remote northern area of the map, Mr. Reed noted that the area should not be annexed unless they could be served with facilities.

MR. JAMES PRUITT, 5902 Sierra Madre, asked about the policy on the sewer line connection. Mayor Friedman stated that the policy could change with another Council. Mr. Reed indicated that a decision to change the present policy would require investment of heavy money and did not think that public money would be spent this way.

Councilmember Lebermann stated that it was his judgement that the Council has a larger obligation to the total community and urban area. Due to the pressure of growth that has been experienced over the last decade, planning is the only way we can insure proper life style for all of the people of Austin and its environment. Therefore, he moved to close the hearing and proceed with annexation.

Councilmember Himmelblau stated she was in agreement with Councilmember Lebermann, having served on the Planning Commission. She could see that annexation is helpful with land use. Councilmember Himmelblau commented that she did not want to disappoint the good citizens, but she felt that this was important to the City of Austin and therefore she seconded the motion.

Councilmember Lebermann moved that the Council close the public hearing and direct the administration to institute annexation proceedings to annex the following:

2,543.86 acres of land out of the James D. Goode Survey, William Bell Survey, James Rogers Survey, F. G. Secrest Survey, James Howlett Survey, James P. Wallace Survey Number 18, Henry Rhodes Survey, F. M. Fowler Survey, Francisco Garcia Survey and the William Hornsby Survey in Travis and Williamson Counties, and Angus Valley, Angus Valley, Sections 2, 4, 5, 6, 7, 8, 9, 10 and 11, Angus Valley Annex, Sections 1, 2 and 3, Barrington Oaks, Sections 1 and 2, 3, 4 and 5, Highland Oaks, Sections 2 and 3, Oak Forest, Sections 1, 2, 3 and 4, Summit Oaks, Sonesta West, Section 1, Northwood, Northwood Section 2, Valley View Oaks and unplatted land - portion of Area 1. (Initiated by the City of Austin - Annexation No. C7a-76-006.)

The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Lebermann, Linn, Mayor Friedman
Noes: Mayor ProTem Snell, Councilmember Hofmann
Absent: Councilmember Trevino

Mayor Friedman made the following statement for the record:

"I would like to say something. I will try and be as considerate and as brief as you all have been. I think all of us appreciate the kind of presentation you all made, and Councilmember Lebermann and I, particularly from over a year and a half ago, when we first went through this at the first proposed annexation of the area, I think have learned a lot. Well, one of the things that is missing, and Councilmember Lebermann might recall it also, and perhaps some of you do, and that is the proposal of annexation last year was opposed on slightly different terms. It was opposed because Texas Instruments was being particularly excluded from the area, and there were a lot of questions as to why the residential area and not the surrounding industrial area, which by far had a greater call to be annexed than certainly the residential area. A lot of the speakers that are here tonight are not the same speakers that were here last time, are not the same people who met in my office to a great extent, although I recognize some of the names and faces, in talking about that, and there was very strong indication and in many cases expressed wishes that one should delay annexing us until you can prove that you are going to annex the industries, and then if it is in the best interest of Austin and following a proper pattern of growth, then most of our arguments if not all of them will go away. I call your attention to that, because the reason you weren't annexed in January 1975 was specifically because of the request that was made that we do study this whole area, that led to the annexation study, that we do annex those industrial properties that have grown up surrounding the belt of Austin and not paying taxes and yet drawing many of the services and causing a drain on City facilities, and that has been done.

"And I call your attention to that to indicate to you that this is not an arbitrary or capricious move, is not a sudden move, and it is not a move obviously that is going to please you here at this point, but it is a move that we have a responsibility on the Council of meeting. I think it was clearly pointed out that this is in the best interest of the growth and the controlled growth in the community. I don't want to get too philosophical with you, but it was pointed out by several of you that people are moving further and further away from the City. That is in fact a very troublesome question for any urban area. The whole point with the northern cities that have fallen into decay and rot is because no one took the step to prevent that spreading of taxpayers away from the City limits. We are not interested so much in your tax dollars. We are not so much interested in your homes. We are interested in a little courtesy, but we are interested in making sure that the inner core of Austin that all of you use and all of you participate in does not rot and does not fall into the tragic financial decay that other cities have.

"Now granted this is a shock, and it is not a pleasant experience, but think about your children 10 or 15 years from now. What kind of community are they going to be living in if we are on the brink of default and have to have the Federal government come in and do everything for us. You talked about independence. How can a community remain independent if the people who utilize the services and call for more and more demands on the City taxpayers, if they

are not willing to pay their fair share for these services, and that is all that the 312,000 citizens of Austin are asking of you. No more, no less, but your true fair share. I am sorry it is going to bring in a lot of unhappy people. There is certainly no reason for any politician to want to bring in unhappy folks, particularly since you will be entitled to vote for your Council of choice next year and I anticipate, you know, the political threats and the political innuendos mulled over in a lot of people's minds, whether it is for this issue or any other issue. I submit to you that this City is going to be a sound City. It is going to be a solid City, regardless of the Council that is here next April, because of some of the actions that this Council had the guts to bear up and face, and one of those, unfortunately for you perhaps, is whether or not you should be part of this community and whether or not we can plan the proper spread of growth away from urban sprawl into the dynamic recreation of an inner City. I vote "yes."

EXECUTIVE SESSION ACTION

Mayor Friedman announced that the Council had met in Executive Session earlier and considered appointments to the certain boards and commissions that were now before the Council for action.

Vending Commission

Councilmember Linn moved that the Council appoint the following to the Vending Commission:

Judith Latimer	1 year	Ruffin Hill	2 years
Carol Packwood	1 year	John Emerson Carey	2 years
Rebecca Munro	1 year	James B. Janknegt	2 years
Anne Gibson Huddleston	2 years		

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

Ayes: Councilmembers Himmelblau, Hofmann, Lebermann, Linn,
Mayor Friedman, Mayor Pro Tem Snell

Noes: None

Absent: Councilmember Trevino

Brackenridge Hospital Advisory Board

Councilmember Himmelblau moved that the Council appoint the following to the Brackenridge Hospital Advisory Board:

3 years (May 25, 1976 to May 24, 1979)

Mrs. Olga Bredt (reappointment)	J. David Baird
Ms. Sophia Weiss	

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

Ayes: Councilmembers Hofmann, Lebermann, Linn, Mayor Friedman,
Councilmember Himmelblau

Noes: Mayor Pro Tem Snell

Absent: Councilmember Trevino

Board of Equalization

Councilmember Hofmann moved that the Council appoint the following to the Board of Equalization;

1 year (June 1, 1976 to May 31, 1977)

Ed C. Hill

Joe K. Wells

James C. Koch

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

Ayes: Councilmember Lebermann, Linn, Mayor Friedman, Mayor Pro
Tem Snell, Councilmembers Himmelblau, Hofmann

Noes: None

Absent: Councilmember Trevino

Mayor Friedman stated that some legal matters were discussed but no action or decision was reached.

RELEASE OF EASEMENTS

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

A Public Utilities Easement south ten (10.00) feet of the west 117.34 feet of Lot 16, Block E, Spicewood at Balcones Village Section Four, a subdivision in Travis County, Texas. (Requested by Mr. R. D. Blackwell, Superintendent Water & Wastewater Engineering Division for the City of Austin)

The motion, seconded by Councilmember Linn, carried by the following vote:

Ayes: Councilmember Linn, Mayor Friedman, Mayor Pro Tem Snell,
Councilmembers Himmelblau, Hofmann, Lebermann

Noes: None

Absent: Councilmember Trevino

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

A portion of a Public Utilities Easement at the southwest corner of Lot 14, Block D, Herman Brown Addition No. 2 Section 5, also known as 3003 Hillview Road. (Requested by Phyllis Sickles, agent for Tarrytown Properties, Representing Mr. Tim Ritter, owner)

The motion, seconded by Councilmember Linn, carried by the following vote:

Ayes: Councilmember Linn, Mayor Friedman, Mayor Pro Tem Snell,
Councilmembers Himmelblau, Hofmann, Lebermann

Noes: None

Absent: Councilmember Trevino

STREET NAME CHANGE - WITHDRAWN

Mayor Friedman noted that the following Street Name Change had been withdrawn:

From WEST 6TH STREET ALLEY to PECAN SQUARE LANE. (Requested by Mrs. Mary McIntyre and Mrs. Joseph H. Lawson, owners of majority of the property on both sides of West 6th Street Alley)

AMENDMENT TO A LICENSE AGREEMENT APPROVED
APRIL 1, 1976

Councilmember Lebermann moved that the Council adopt a resolution authorizing amendment of a License Agreement approved by City Council April 1, 1976, permitting encroachment by a railroad tie retaining wall in the east sidewalk area of Wood Hollow Drive, adjoining Lot 1, Wood Hollow Park, Section One - Amended, a subdivision in the City of Austin, Travis County, Texas. (Requested by Herbert Dethloff, Jr., representing S. A. Garza, Inc., agents for Midland Advisory Company, owners of Lot 1, Wood Hollow Park, Section One) The motion, seconded by Councilmember Linn, carried by the following vote:

Ayes: Mayor Friedman, Mayor Pro Tem Snell, Councilmembers
Himmelblau, Hofmann, Lebermann, Linn
Noes: None
Absent: Councilmember Trevino

CHANGE ORDER FOR STREET AND DRAINAGE IMPROVEMENTS

Councilmember Himmelblau moved that the Council adopt a resolution for approval of a Change Order in the amount of \$7,772.15 to TERRY EDWARDS CONSTRUCTION COMPANY for Street and Drainage Improvements, Assessment Paving consisting of 16 units. The motion, seconded by Councilmember Lebermann, carried by the following vote:

Ayes: Mayor Friedman, Mayor Pro Tem Snell, Councilmembers
Himmelblau, Hofmann, Lebermann, Linn
Noes: None
Absent: Councilmember Trevino

CONTRACTS AWARDED

Councilmember Linn moved that the Council adopt a resolution awarding the following contract:

DALMARK, INC.	- Electric Ductlines and Concrete
Route 1, Box 86 on Brandt Lane	Foundations at Walnut Creek
Austin, Texas	Substation - \$220,555.74

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

Ayes: Mayor Pro Tem Snell, Councilmembers Himmelblau, Hofmann,
Lebermann, Linn, Mayor Friedman
Noes: None
Absent: Councilmember Trevino

Councilmember Linn moved that the Council adopt a resolution awarding the following contract:

DOW INDUSTRIAL SERVICE
109 Martha
Corpus Christi, Texas

- Chemical Cleaning of Boiler No. 2,
and Disposal of Materials, Holly
Power Plant, Power Production
Division.
Item 1 - \$30,999.00

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

Ayes: Mayor Pro Tem Snell, Councilmembers Himmelblau, Hofmann,
Lebermann, Linn Mayor Friedman
Noes: None
Absent: Councilmember Trevino

In response to Councilmember Linn's question, Mr. R. L. Hancock, Director of Electric Utility, commented that this boiler was not the one that had encountered the severe problems previously; that was on Boiler No. 3.

APPLICATION FOR FEDERAL ASSISTANCE

Councilmember Lebermann moved that the Council adopt a resolution authorizing the signing and submission of an application for Federal Assistance under Section 701 of the Housing and Urban Development Act of 1974 as amended, in the amount of \$84,900. (\$56,000 is Federal and \$28,300 in-kind matching by the City of Austin) The motion, seconded by Councilmember Linn, carried by the following vote:

Ayes: Councilmembers Himmelblau, Hofmann, Lebermann, Linn,
Mayor Friedman, Mayor Pro Tem Snell
Noes: None
Absent: Councilmember Trevino

GRANT APPLICATION TO FEDERAL COMMUNITY SERVICE

Councilmember Lebermann moved that the Council adopt a resolution for authorization to submit a grant application to the Federal Community Service Administration for \$24,888 of Community Food and Nutrition Program funds. (No matching funds are required). The motion, seconded by Councilmember Linn, carried by the following vote:

Ayes: Councilmembers Himmelblau, Hofmann, Lebermann, Linn,
Mayor Friedman, Mayor Pro Tem Snell
Noes: None
Absent: Councilmember Trevino

SELECTION OF SITE FOR SOUTH AUSTIN MULTI-PURPOSE CENTER

Councilmember Linn moved that the Council adopt a resolution approving the selection of a site for the South Austin Multi-Purpose Center to be located adjacent to and south of Gillis Park, which is known as Site No. 16. The motion, seconded by Councilmember Lebermann, carried by the following vote:

Ayes: Councilmembers Hofmann, Lebermann, Linn, Mayor Friedman,
Mayor Pro Tem Snell, Councilmember Himmelblau
Noes: None
Absent: Councilmember Trevino

AMENDMENT TO LEASE AGREEMENT WITH SAN JACINTO PROPERTIES

Councilmember Linn moved that the Council adopt a resolution approving an amendment to the lease agreement with San Jacinto Properties covering space occupied by the Manpower Training Division. The motion, seconded by Councilmember Lebermann, carried by the following vote:

Ayes: Councilmembers Lebermann, Linn, Mayor Friedman, Mayor
Pro Tem Snell, Councilmembers Himmelblau, Hofmann
Noes: None
Absent: Councilmember Trevino

AMENDMENT TO LEASE AGREEMENT COVERING NAVAL AND MARINE CORPS
RESERVE CENTER

Councilmember Himmelblau moved that the Council adopt a resolution approving an Amendment No. 1 to the lease agreement with the United States of America covering the Naval and Marine Corps Reserve Center providing for termination of lease and conveying of site improvements to City of Austin. The motion, seconded by Councilmember Hofmann, carried by the following vote:

Ayes: Councilmember Linn, Mayor Friedman, Mayor Pro Tem Snell,
Councilmembers Himmelblau, Hofmann, Lebermann
Noes: None
Absent: Councilmember Trevino

CITY'S COMMITMENT TO PARTICIPATE WITH LCRA IN FAYETTE II

The Council had before it for consideration authorizing the City's commitment to participate with LCRA in Fayette II. In response to Councilmember Linn's question concerning the scrubbers, Mr. R. L. Hancock stated that on the basis of the current laws, scrubbers would not be needed at Fayette II. If scrubbers are not utilized, the air would have more sulphur emitted into it.

Mayor Friedman pointed out that the Bill that is being considered in Congress concerning the use of scrubbers does include some commitment to a grandfathering of any plant under construction as of possibly 1974. He felt there were still a lot of unanswered questions concerning the law.

Mr. Hancock noted that the total cost of the scrubbers plus the peripheral equipment would be approximately between 50 and 65 million dollars for one unit. This would elevate the total cost of Fayette II to \$136,000,000, but the plant would still be economical. Councilmember Linn commented she was in favor of the City's participation in Fayette II, but she felt that this information concerning the scrubbers should have been used in estimating the cost and the electric rates. Councilmember Linn felt that the Council had the right to know every bit of information and the 50 to 65 million dollar possibility is something the Council should have known about.

City Manager Davidson indicated that this possibility had been indicated in some of the written reports that were submitted to the Council previously on the various coal plant proposals. Based on what was studied, he had not thought that the scrubbers would be required. The possibility of scrubbers being used on this plant has been mentioned in the past.

Councilmember Linn felt that when a public hearing is conducted that all of these possibilities should be pointed out especially when it has to do with this amount of money.

Councilmember Lebermann moved that the Council adopt a resolution authorizing the City's commitment to participate with LCRA in Fayette II. The motion, seconded by Councilmember Hofmann, carried by the following vote:

Ayes: Mayor Friedman, Mayor Pro Tem Snell, Councilmembers
Himmelblau, Hofmann, Lebermann, Linn
Noes: None
Absent: Councilmember Trevino

ORDINANCE ANNEXING CERTAIN LAND

Mayor Friedman 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 18.56 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE WILLIAM CANNON LEAGUE 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 PROVIDING AN EFFECTIVE DATE.

Councilmember Linn moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance, providing an effective date. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Mayor Friedman, Mayor Pro Tem Snell, Councilmembers
Himmelblau, Lebermann, Linn
Noes: None
Abstain: Councilmember Hofmann
Absent: Councilmember Trevino

The Mayor announced that the ordinance had been finally passed.

ZONING ORDINANCES

Mayor Friedman introduced the following ordinance:

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

- (1) A 1,250 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 1903 EAST RIVERSIDE DRIVE, AND ALSO BOUNDED BY PARKER LANE, FROM "GR" GENERAL RETAIL DISTRICT TO "C-2" COMMERCIAL DISTRICT; AND,
 - (2) A 3,000 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS THE REAR OF 5555 NORTH LAMAR BOULEVARD, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; AND,
 - (3) A 1,295 SQUARE FOOT TRACT OF LAND, LOCALLY KNOWN AS 307 WEST 12TH STREET, FROM "C" COMMERCIAL DISTRICT TO "C-2" COMMERCIAL DISTRICT; AND,
 - (4) THE NORTH 116.7 FEET OF LOT 8 OF THE JEFFERSON STREET ADDITION, LOCALLY KNOWN AS 3710 KERBEY LANE, FROM "LR" LOCAL RETAIL DISTRICT TO "GR" GENERAL RETAIL DISTRICT; AND,
 - (5) 66.5' X 126' OUT OF OUTLOT 3, DIVISION "Z," ORIGINAL CITY OF AUSTIN, LOCALLY KNOWN AS 1407 WEST 9TH STREET (WILLIAM PILLOW HOUSE), FROM "A" RESIDENCE DISTRICT TO "A-H" RESIDENCE-HISTORIC DISTRICT; AND,
 - (6) 87.5' X 148' OUT OF LOT 4, BLOCK 3, OUTLOT 56, DIVISION OF GEORGE L. ROBERTSON SUBDIVISION, LOCALLY KNOWN AS 1165 ANGELINA STREET (CARVER BRANCH LIBRARY), FROM UNDESIGNATED TO "H" HISTORIC DISTRICT;
- ALL OF SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Charles Carpenter, et al, C14-76-019; Hardin Associates, Inc., C14-76-021; John J. Stokes, Sr., C14-76-022; Christie-Perlitz Properties, C14-76-026; William Pillow House, C14h-76-005; Carver Branch Library, C14h-76-006)

Councilmember Lebermann moved that the Council waive the requirement for three readings, declare an emergency, and finally pass the ordinance, providing an effective date. The motion, seconded by Councilmember Linn, carried by the following vote:

Ayes: Mayor Pro Tem Snell, Councilmembers Himmelblau, Hofmann, Lebermann, Linn, Mayor Friedman

Noes: None

Absent: Councilmember Trevino

The Mayor announced that the ordinance had been finally passed.

Mayor Friedman 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 2.56 ACRE TRACT OF LAND, LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF PLEASANT VALLEY ROAD AND SOUTH LAKESHORE DRIVE, FROM INTERIM "A" RESIDENCE, INTERIM 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. (City of Austin, C14-76-029)

Councilmember Lebermann moved that the Council waive the requirement for three readings, declare an emergency, and finally pass the ordinance, providing an effective date. The motion, seconded by Councilmember Linn, carried by the following vote:

Ayes: Mayor Pro Tem Snell, Councilmembers Himmelblau, Hofmann, Lebermann, Linn, Mayor Friedman

Noes: None

Absent: Councilmember Trevino

The Mayor announced that the ordinance had been finally passed.

UNIFORM FEES FOR CERTIFICATIONS AND COPIES OF CITY INFORMATION

Mayor Friedman stated that this was a request to the Council to authorize the administration to study the current costs and come up with a uniform fee pattern to develop a policy on what should and should not be charged for copies and certified copies of City information.

Mayor Friedman moved that the Council instruct the administration to proceed in making a study on all fees for copies and certified copies of City information and to return to the Council with the report. The motion, seconded by Councilmember Linn, carried by the following vote:

Ayes: Councilmembers Himmelblau, Hofmann, Lebermann, Linn, Mayor Friedman, Mayor Pro Tem Snell

Noes: None

Absent: Councilmember Trevino

PROCEDURES FOR SELECTING CONSULTANTS FOR ARCHITECTURAL AND ENGINEERING SERVICES

Councilmember Hofmann expressed her thanks to the City Manager and his staff for the extensive study that was performed. City Manager Davidson also felt that thanks should go to the architectural associations, engineering societies, other cities that were surveyed and to the local citizens who provided input into just how this procedure should be handled. He recommended that the Council consider some of the proposals contained in the report that was distributed to the Councilmembers. After this has been done, then he would proceed on this basis.

ADJOURNMENT

The Council adjourned at 11:10 p.m.

ATTEST:

Grace Monroe
City Clerk

APPROVED:

Ally N. Friedman
Mayor