

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 6, 1976
10:00 A.M.Council Chambers
301 West Second Street

The meeting was called to order with Mayor Friedman presiding.

Roll call:

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

Absent: None

INVOCATION

The Invocation was delivered by REVEREND RICHARD A. McCABE, St. Theresa's Catholic Church.

APPROVAL OF MINUTES

Councilmember Himmelblau moved that the Council approve the Minutes for April 29, 1976. The motion, seconded by Councilmember Hofmann, carried by the following vote:

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Lebermann

NATIONAL HOSPITAL WEEK

Councilmember Himmelblau read and then presented a proclamation to Dr. Sam and Agnes Edwards, Texas Hospital Association, proclaiming the week of May 9-15, 1976, as "National Hospital Week" in Austin and called on all residents to recognize the contributions which our hospitals and their employees have made to maintain and improve the health care of all citizens of the City.

Dr. Edwards thanked the Council for the proclamation and their continuing support throughout the year.

AWARENESS DAY

Councilmember Hofmann read and then presented a proclamation to Pam Wetzels, Vice President of MIGHT, and Charles Eskridge, Jr., Past President of MIGHT, proclaiming May 7, 1976, as "Awareness Day" in Austin and called upon all citizens to focus their attention on the architectural and social barriers which deny full participation in the life of this community to the large segment of our population who are mobility impaired and to join in seeking a barrier-free environment.

Mr. Eskridge accepted the proclamation, thanked the Council and invited them to join him and others in front of City Hall the following morning at 10:30 a.m. to participate in the beginning of Awareness Day.

UNITED CEREBRAL PALSY WEEK

Councilmember Trevino read and then presented a proclamation to Raymond Reed, Max Gochmann Center, and Stanley Pinto, Chairperson, United Cerebral Palsy of Texas, proclaiming the week of May 6-13, 1976, as "United Cerebral Palsy Week" in Austin and urged all who work and live in Austin and Travis County to contribute generously to United Cerebral Palsy of Texas, which makes Austin a better place for all because of its concern with those handicapped neighbors among us. Mr. Reed thanked the Council for the proclamation. Mr. Pinto then invited the Council to a grand opening next Wednesday at 2:00 p.m. of the new Max Gochmann Center.

ACTIVITY SPONSOR DAY

Mayor Pro Tem Snell read and then presented a proclamation to Ms. Decourcy Kelly, School Board member, designating May 10, 1976, as "Activity Sponsor Day" in Austin and urged all residents to recognize that important program. Ms. Kelly accepted the proclamation and invited the Council to a special program of recognition for the hard working sponsors to be held on Monday, May 10th from 4:00 p.m. to 5:30 p.m.

ACTION FOR FOSTER CHILDREN WEEK

Mayor Friedman read and then presented a proclamation to Alex Pena and Ernest Samudio proclaiming the week of May 9, 1976, as "Action for Foster Children Week" in Austin and called on all citizens to volunteer their talents and energies to support the vital role played by foster parents in enabling these children to develop into mature, responsible, productive adults. Mr. Pena accepted the proclamation and thanked the Council for it.

TRANSPORTATION PROGRAM FOR MOBILITY IMPAIRED

Mr. Joe Ternus, Urban Transportation Department Director, stated that the type of equipment desired for the mobility impaired transportation program would not be available until April, 1977. He was recommending that the City lease three specially equipped vans on an interim basis to serve the mobility impaired. The service could be operational by July 15, 1976. The program had been reviewed and endorsed by the Urban Transportation Commission.

In response to Mayor Friedman's question, Mr. Ternus stated that the lease would be before the Council for approval on June 3rd. The vans would arrive in Austin about July 1st. If the Council desired to pursue the procedure outlined by Mr. Ternus, then he would be coming back to the Urban Transportation Commission and the Council with a set of specific operation policies similar to the ones reviewed by the Council three years ago before the transit system began public operation.

Mayor Pro Tem Snell moved the Council authorize the staff to bring in the program as soon as possible. The motion, seconded by Councilmember Hofmann, carried by the following vote:

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

ZONING HEARINGS

Mayor Friedman announced that the Council would hear the zoning cases scheduled for 10:00 a.m. for public hearing at this time. Pursuant to published notice thereof, the following zoning applications were publicly heard:

CHARLES CARPENTER,	1903 East Riverside	From "GR" General Retail
ET AL	Drive, also bounded	1st Height and Area
By Joe Futch, Jr.	by Parker Lane	To "C-2" Commercial
C14-76-019		1st Height and Area
		RECOMMENDED by the Planning
		Commission

Mr. Dick Lillie, Director of Planning, reviewed the area by way of slides and noted that the property was located in a shopping center which had three other C-2 applications granted since 1971. The building was located adjacent to a previously granted C-2 zoning and was an expansion of that use. The application was recommended by the staff and Planning Commission without any conditions. (Applicant was not present).

Councilmember Linn moved that the Council grant "C-2" Commercial, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor Pro Tem Snell, carried by the following vote:

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

Mayor Friedman requested Mr. Lillie to inform the applicant that the Council requested their attendance on zoning cases and that they should be present when the ordinance came up for final passage.

The Mayor announced that the change had been granted to "C-2" Commercial, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

HARDIN ASSOCIATES, INC. Rear of 5555 North
By Phil Mockford Lamar Boulevard
C14-76-021

From "C" Commercial
1st Height and Area
To "C-2" Commercial
1st Height and Area
RECOMMENDED by the Planning
Commission

Mr. Lillie stated that the application fell within a complex of offices, warehouses and shops at the corner of Lamar and Koenig Lane. The application was an extension of an existing C-2 zoning. The application was recommended by the staff and the Planning Commission. (Applicant was present.)

Councilmember Himmelblau moved that the Council grant "C-2" Commercial, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Trevino, carried by the following vote:

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

The Mayor announced that the change had been granted to "C-2" Commercial, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

JOHN J. STOKES, SR. 307 West 12th Street
By David V. Hobbs
C14-76-022

From "C" Commercial
3rd Height and Area
To "C-2" Commercial
3rd Height and Area
RECOMMENDED by Planning Commission

Mr. Lillie stated that the application fell at the southeast corner of Guadalupe and West 12th Street on the roof of the parking garage. A club would be operated at the location and was over 300 feet from a nearby church. A special permit had been submitted to and had been reviewed by the Planning Commission. The zoning was recommended without conditions. The location of the club was restricted by the special permit and could not be built on any other floor of the parking garage, without a revision to the special permit. (Applicant was present.)

Councilmember Trevino moved that the Council grant "C-2" Commercial, 3rd Height and Area District, as recommended by the Planning Commission. The motion, seconded by Mayor Pro Tem Snell, carried by the following vote:

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

The Mayor announced that the change had been granted to "C-2" Commercial, 3rd Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

CHRISTIE-PERLITZ 3710 Kerbey Lane
PROPERTIES
By Jerry Perlitz
C14-76-026

From "LR" Local Retail
1st Height and Area
To "GR" General Retail
1st Height and Area
RECOMMENDED by the Planning
Commission

Mr. Lillie commented that the application fell at Jefferson Square near 38th Street and Jefferson Avenue. It was a request to expand the zoning from "LR" Local Retail to "GR" General Retail within the center. (Applicant was present.)

Councilmember Linn moved that the Council grant "GR" General Retail, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

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

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

BARBARA BRAUNER 3001 Manchaca Road
C14-76-024 2003 Lightsey Road

From "A" Residence and
"B" Residence
1st Height and Area
To "O" Office
1st Height and Area
NOT RECOMMENDED
RECOMMENDED by the Planning
Commission "BB" Residence, 1st
Height and Area on the entire
tract, subject to a restrictive
covenant providing for a
special permit

Mr. Lillie stated that the applicant did not agree to the special permit. The Planning Commission had requested the special permit because there was some opposition by owners in the neighborhood. The Planning Commission felt that it would be best to have a site plan which could be shown to the property owners in the area as well as satisfying themselves as to the design and location of building on the tract in relation to the existing development around it.

In response to Councilmember Himmelblau's question, Mr. Lillie stated that the special permit was for Tract 1 only, the larger of the two tracts. If the applicant submitted an apartment project for Tract 2, and it had more than one building on it, then it would automatically require a special permit.

In response to Councilmember Linn's question regarding traffic in the area, Mr. Lillie stated that there could possibly be a site problem.

Ms. Barbara Brawner stated that she had originally requested "O" Office zoning because adjoining land was zoned "O" Office and land within 100 feet was "LR" Local Retail and "C" Commercial. She felt that "O" Office zoning would best utilize the property, and would meet with less opposition from the neighbors. She did agree to the Planning Commission's recommendation that both tracts be zoned "BB" Residence, but not to the special permit.

When discussing the zoning with the City, she had agreed to build a fence along the only piece of property zoned "A" Residence, so that the owner would have privacy. Tract 2 contained about 200 trees which would not have been disturbed if the site had been used for an office building. She stated that neighborhood opposition apparently developed because it was thought that she and the owners of the "LR" Local Retail and "O" Office tracts would combine the tracts and put in a subdivision. Ms. Brawner stated that she had never met the owners of the tracts, nor contacted them in any way. To her knowledge, there was no other tract of land between South Lamar and Ben White Boulevard where a special permit was required, and she could not understand why one was required for her property.

Mrs. Ida Barrera Close, 2010 Cody Court, an area resident, stated that the neighborhood agreed with the Planning Commission's recommendation, but did not want "BB" Residence zoning without requiring a special permit, since as many as 22 apartments could be built without the permit.

Mr. Frank L. Young, 2208 Cody Court, stated that he had just sold his home, but had difficulty doing so while the zoning change requested by Ms. Brawner was under consideration because the change would effect the character of the neighborhood. He and his wife agreed with the recommendation of the Planning Commission.

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

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

The Mayor announced that the change had been granted to "BB" Residence, 1st Height and Area District as recommended by the Planning Commission, subject to conditions, and the City Attorney was instructed to draw the necessary ordinance to cover.

CITY OF AUSTIN
By Planning Department
C14-76-029

Southwest corner of
the intersection of
Pleasant Valley Road
and South Lakeshore
Drive

From Interim "A" Residence
1st Height and Area
To "C" Commercial
1st Height and Area
NOT RECOMMENDED

RECOMMENDED by the Planning
Commission "C" Commercial, 1st
Height and Area subject to
compliance with departmental
requirements and recommendations and a
restrictive covenant limiting the use to
a farmers market only, limiting the zoning
change to the area covered by the
Commission, limiting building to the site
plan approved by the Commission and
providing for the reversion of the land to
park use at the end of three (3) years.
(Mr. Lillie stated that the word
"reversion" was not a correct word to use
and that it should have read "and subject
to the dedication of the land for park use,"
because the land was not now dedicated for
park use.)

Mr. Lillie reviewed the revised site plan against the departmental requirements that were made on the original site plan through the use of slides. He then summarized the detailed report which had been submitted to the Council. All departmental requirements had been met except for the subdivision, which was now in process, the fiscal arrangements for extension of the utilities, which was part of the subdivision process, driveway location permits and a fencing requirement by the Building Inspection Department. There was a chain link fence on a portion of the boundary, but not on the entire tract.

In response to Councilmember Linn's question, Mr. Lillie stated that a creek permit had been filed by the City through the Engineering Department and had received an exempt status. The Engineering Department reviewed the application and found that there was no conflict with the small draw adjacent to the property. In response to Councilmember Himmelblau's question, Mr. Joe Morahan, Director of Property Management Department, stated that the property was part of the purchase made for the creation of Town Lake and Longhorn Dam.

City Manager Davidson stated that any portion of the land would be available for dedicated use in the future as the Council desired. In response to Councilmember Himmelblau's question, City Manager Davidson stated that a new dedication would be required if the Council wanted the land to be used for park land. In response to questions, City Attorney Kubicek stated that the Council by resolution could pronounce a dedication of the property for park use to operate automatically upon the expiration of three years. To undo that pronouncement by a future Council, it would require a public hearing with notice to be given and finding of the facts by that Council that other uses were mandatory or were needed. City Manager Davidson stated that the Council could approve the zoning change today subject to the dedication of the land for parks and recreational purposes. A dedication item could be placed on the agenda in the next week or two.

Mr. Paul Wendler, representing the Trust Department of the Austin National Bank, stated that the Trust Department held title for a beneficial owner on one of the apartment house complexes in the area and at first objected to what appeared to be an intrusion. However, after seeing the language on the agenda and having talked to the ownership, they were willing to support the zoning change. He did urge the proposed park use.

Mayor Friedman stated that the County, through Judge Renfro, had informed him that they wanted the area for a farmer's market only and did not want the importers there. The Commissions wanted Clause X in the proposed contract between the City and the County excised.

City Attorney Kubicek referred to the site plan and pointed out that there was no indication on the plan generally for an import area. There could result in a difference of opinion as to what the Council intended on the zoning requirement, in conjunction with display of the site plan without mention of an import area. However, the contract which was instructed to be drawn specified that the City Attorney's office make ample provision in the contract for a space for the importers.

Mayor Friedman stated that the farmer's market was an important and unique project which he would like to see developed. He would hate to see the question of importers or no importers stand in the way. The Council was looking at other proposals and areas for the importers. He suggested that Clause X be deleted from the proposed contract with the County.

There was discussion among the Council concerning the allocation of additional space near the farmer's market area for an importers area, but no decision was made regarding such space. Councilmember Linn stated that there was some property in the Waller Creek area which might possibly be available for an importers area. Councilmember Himmelblau was concerned over the effect upon apartment dwellers in the area if the site were expanded to include an importers area. Mayor Pro Tem Snell stated that he would like to talk to the importers before asking for an increase in acreage at the site. David Whitehill stated that he had talked to some of the importers and that they were not excited about the proposed site. Only about five or six spaces at the 23rd Street market were used by importers year-round. Councilmember Hofmann wondered why the City had to provide free space for the importers.

Motion - Contract

Councilmember Trevino moved that the Council instruct the City Attorney to delete Clause X from the proposed contract between the City and the County Commissioners. Clause X read as follows:

"The parties hereto recognizing the need for a market place for the goods, wares and merchandise that can be offered by the importers, and further recognizing that the City of Austin has restricted the Peoples' Renaissance Market to only arts and crafts goods, wares and merchandise, thereby agree that a market place is to be provided for importers in the proposed farmer's market so that imported goods, wares and merchandise may be offered to the citizens of Austin and Travis County."

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

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

Councilmember Trevino stated that he would like some indication from the Commissioners Court as to whether they would be willing to grade additional land in the area for the importers. Mayor Friedman suggested that an option clause to that effect be added to the proposed contract.

Motion-- Zoning

Councilmember Himmelblau moved that the Council grant the change to "C" Commercial, 1st Height and Area District as recommended by the Planning Commission, subject to conditions and as corrected by Mr. Lillie with the addition of a requirement of a fence, the type and specifications to be at the discretion of Mr. Lillie and the Planning Commission. The motion, seconded by Councilmember Linn, carried by the following vote:

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

The Mayor announced that the change had been granted to "C" Commercial 1st Height and Area District, subject to conditions and as corrected by Mr. Lillie with the addition of a requirement of a fence, the type and specifications to be at the discretion of Mr. Lillie and the Planning Commission, and the City Attorney was instructed to draw the necessary ordinance to cover.

Mayor Friedman pointed out that although it wasn't a part of the motion, it is clear that next week or the following week when the paper is prepared, there will be a hearing to dedicate this land to park use, once the farmer's market is cleared off in three years.

Councilmember Himmelblau stated that she would like to see a public hearing if the City developed any more of the same area.

Mr. Tom Spillar, Director of Human Resources for Travis County, stated that he was not speaking for the Commissioners Court, but he felt that a fair decision had been made and that the terms discussed this morning would be acceptable to the Court.

ZONINGS DENIED

TRI-TOWERS NORTH
By William Becker
C14-76-018

801 West 24th Street

From "C" Commercial
3rd Height and Area
To "C-1" Commercial
3rd Height and Area
NOT RECOMMENDED by the Planning
Commission

Mr. Lillie stated that the requested use was for a package store. Staff recommended the zoning change, but the Planning Commission turned it down unanimously. (Applicant was not present).

Councilmember Linn moved that the Council deny the zoning change to "C-1" Commercial, 3rd Height and Area. The motion, seconded by Mayor Pro Tem Snell, carried by the following vote:

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

Noes: None

The Mayor announced that the zoning had been DENIED.

MRS. DOUGLAS MARTIN 5610 Clay Avenue
By Ora Lee Moore
C14-76-023

From "A" Residence
1st Height and Area
To "C" Commercial
1st Height and Area
NOT Recommended by the Planning
Commission

Mr. Lillie commented that the application fell in a small, modest single-family neighborhood just east of Burnet Road, with substandard streets. In 1971 the Council approved "O" Office zoning for an old church, which was being used as an office. That zoning change was the only change on the street since the late 1950's. The Planning Commission recommended that the zoning remain "A" Residence. (Applicant was not present.)

Councilmember Linn moved that the Council deny the zoning change to "C" Commercial, 1st Height and Area. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

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

Noes: None

The Mayor announced that the change had been DENIED.

ZONING POSTPONED

The following zoning case was postponed:

C. H. BEARDSLEY 1607-1611 West Avenue
By Stan Miller 721 West 17th Street
C14-76-027

From "A" Residence
1st Height and Area
To "B" Residence
2nd Height and Area
NOT Recommended by the Planning
Commission

Mr. C. H. Beardsley requested that the case be referred back to the Planning Commission due to modification of the original plan submitted by him. Mayor Friedman stated that he felt that the modification should be heard by the Council and not referred back to the Planning Commission, since the application had already been heard by the Zoning Committee and the Planning Commission. He was concerned that the referral might be setting a precedent.

Mr. Stan Miller stated that the reason for asking for the referral was not to completely change the attempted zoning, but it was brought up at the Planning Commission that perhaps the zoning request was not out of hand but the density. Mr. Miller was willing to reduce the density from 24 units to 18 units. He now felt that the area neighbors would support a density of 18 units.

Mayor Pro Tem Snell moved that the Council postpone zoning Case C14-76-027, C. H. Beardsley, to May 27, 1976, at 2:30 p.m. The motion, seconded by Councilmember Lebermann, carried by the following vote:

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

Noes: None

The Mayor announced that the case had been POSTPONED.

ZONING REFERRED

The following zoning case was referred back to the Zoning Committee:

HAZEL GOODNIGHT	4714-4802 South	From "C" Commercial and
STARKEY	Congress Avenue	"A" Residence
By Will Thurman, Jr.		1st Height and Area
C14-76-020		To "DL" Light Industrial
		1st Height and Area
		NOT Recommended by the Planning
		Commission

Mayor Friedman stated that the Council had received a letter from Mr. Thurman asking that the application be referred back to the Planning Commission.

Councilmember Himmelblau moved that the Council refer the Zoning Case C14-76-020 back to the Zoning Committee. The motion, seconded by Councilmember Snell, carried by the following vote:

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

Noes: None

ZONINGS - HISTORIC

WILLIAM PILLOW HOUSE	1407 West 9th Street	From "A" Residence
Mr. & Mrs. Stephen		1st Height and Area
S. Clapp, owners		To "A-H" Residence-Historic
C14h-76-005		1st Height and Area
		RECOMMENDED by the Planning
		Commission

In response to Councilmember Himmelblau's question, Mr. Lillie stated that the applicants were in agreement to the zoning change. (Applicants were not present.)

Councilmember Lebermann moved that the Council grant "A-H" Residence-Historic, 1st Height and Area District, as recommended by the Planning Commission. The motion, seconded by Councilmember Hofmann, carried by the following vote:

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

The Mayor announced that the change had been granted to "A-H" Residence-Historic, 1st Height and Area District, and the City Attorney was instructed to draw the necessary ordinance to cover.

CARVER BRANCH LIBRARY 1165 Angelina Street
City of Austin, owner
C14h-76-006

From Undesignated
To "H" Historic
RECOMMENDED by the Planning
Commission

Mrs. Renee Taylor, representing Theta Pi Beta Sorority, Alpha Kappa Chapter, highly endorsed the historical marker for the Carver Branch Library. Mrs. Ora Lee Connally, an area resident, spoke in favor of the zoning change.

Mayor Pro Tem Snell moved that the Council grant "H" Historic, as recommended by the Planning Commission. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

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

The Mayor announced that the change had been granted to "H" Historic, and the City Attorney was instructed to draw the necessary ordinance to cover.

INSTALLATION OF COMMERCIAL DRIVING RANGES AT MUNICIPAL GOLF COURSES

In response to Councilmember Himmelblau's question regarding the length of the contracts, City Manager Davidson stated that the agreements had been matched to the present contracts with the Pro-Managers. One contract would end in October, so the proposed agreement would also terminate and be reconsidered as part of the over-all professional contract.

In response to Councilmember Lebermann's question regarding cost, Mr. Robinson stated that this year it would cost the City \$450; \$4,400 next year, and \$9,000 long range for additional improvements. The City would realize about \$1,000 this year and then more as business increased.

Mr. Davidson stated that the Jimmy Clay range could be operational by Saturday and the other two ranges within a week to 10 days.

Councilmember Linn moved that the Council adopt a resolution authorizing an amendment to the contract with Joe J. Balander, Jr., Pro-Manager at Jimmy Clay Golf Course, to provide for the installation of a commercial driving range. The motion, seconded by Mayor Pro Tem Snell, carried by the following vote:

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

Noes: None

Councilmember Linn moved that the Council adopt a resolution authorizing an amendment to the contract with Mel Turner, Pro-Manager at Municipal Golf Course, to provide for the installation of a commercial driving range. The motion, seconded by Mayor Pro Tem Snell, carried by the following vote:

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

Noes: None

Councilmember Linn moved that the Council adopt a resolution authorizing an amendment to the contract with George Hannon, Pro-Manager at Morris Williams Golf Course, to provide for the installation of a commercial driving range. The motion, seconded by Mayor Pro Tem Snell, carried by the following vote:

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

Noes: None

GRANT APPLICATION TO NATIONAL FOUNDATION/
MARCH OF DIMES FOR OUTREACH WORKER

Councilmember Himmelblau moved that the Council adopt a resolution authorizing the City Manager to submit \$10,208.74 grant application to the National Foundation/March of Dimes for an outreach worker to augment Health Department Maternity Services to Teenage mothers for 12 months. The motion, seconded by Councilmember Hofmann, carried by the following vote:

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

Noes: None

CONTRACTS AWARDED

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

JACK A. MILLER, INC.
P. O. Box 9776
Austin, Texas

- Blackshear Project - \$206,001.21

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

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

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

LARSON-PUGH, INC.
P. O. Box 5156
Austin, Texas

- West Oltorf Street Bridge over
West Bouldin Creek - \$110,218.93

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

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

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

JACK A. MILLER, INC.
P. O. Box 9776
Austin, Texas

- Missouri-Pacific Railroad Drainage
Improvements, Box Culverts at
Stassney Lane - \$110,391.39

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

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

Mr. Robert Pugh of LARSON-PUGH, INC., stated that he attended the pre-bid conference on the West Oltorf Street Bridge and the Stassney Lane projects. At the conference Mr. Jim Berry was introduced to the bidders as an expert on compliance with Federal regulations relating to the contracts. Mr. Berry told the group that if the compliance forms in these bids were not completed that the bids would not be read at the bid opening. All contractors were aware of the pre-bid conference.

On April 20, 1976, all persons who were bidding or who had shown any interest in the contracts were sent Addendum #1 for the contract. The addendum specified that a certain HUD form be returned with the bid document. At the bid opening, the first proposal was read, even though the subject HUD form was not signed. The same form accompanying several other bids also was not signed. Based on what he was told at the pre-bid conference and in writing, Mr. Pugh felt that the first bid was an illegal bid.

Mr. Charles Graves, Engineering Department Director, stated that five bidders failed to enclose the subject form, which indicated that something was wrong. In response to Mr. Davidson's question, Mr. Graves stated that the explanation to describe the form or procedure was somewhat new in the contracts. In response to Councilmember Linn's request, Mr. Graves read a portion of the material contained in Addendum #1.

In response to Mayor Friedman's question, Mr. Graves stated that the addendum did not specify that if the HUD form were not signed that the bid would not be opened. In response to Mayor Friedman's question, Mr. Graves stated that this was the first time this kind of problem had occurred and that it was the first time the particular form had been used. Mr. Graves had contacted HUD in San Antonio and was told that as long as the form accompanied the bid prior to the award, that it was satisfactory to HUD. In response to City Attorney Kubicek's question, Mr. Graves identified the form as "Certification of Bidder Regarding Equal Employment Opportunity."

In response to Mr. Davidson's questions, Mr. Graves stated that low bidders had completed the forms and that there was no reluctance on the part of the bidders to submit the forms.

Mayor Friedman stated the City would not tolerate a double standard, even if it saved the City money. He asked Mr. Graves to make sure the procedures regarding bidding be followed and this not happen again.

PUBLIC HEARING SET

Councilmember Linn moved that the Council adopt a resolution setting a public hearing at 10:30 a.m., June 24, 1976, to consider a proposed ordinance relating to construction and repair of sidewalks, curbs, gutters, driveways and setbacks. The motion, seconded by Councilmember Trevino, carried by the following vote:

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

ANNEXATION HEARING SET

The Council had before it for consideration the setting of a public hearing at 2:30 p.m., May 27, 1976, to consider annexations.

Councilmember Linn moved that the Council adopt a resolution setting a public hearing at 2:30 p.m., May 27, 1976, to consider annexation of the following land:

685.17 acres of land out of the John Applegait Survey and the J. C. Brooks Survey in Travis County, Texas, and Gracy woods, Section 1, Parson's Subdivision, Sections 1, 2 and 3, Neans Place, Section 1, Neans Place, Section 2, A. L. Wells Addition, A. S. Neans Subdivision, Bertie Lawrence Subdivision, E. S. Barrow Subdivision, Section 1, Freeman Subdivision, Mockingbird Hill, Section 2, Northmede, Section 1, White Plains, Sections 1, 2, 3, 5 and Sections 4, Phase 1 and Phase 2, Northcape Section, C-2, Parson's Place, Troutmans Addition and unplatted land - Portion of Area 2. (Initiated by the City of Austin - No. C7a-76-007)

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

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

Councilmember Linn moved that the Council adopt a resolution setting a public hearing at 2:30 p.m., May 27, 1976, to consider annexation of the following:

359.46 acres of land out of the John Applegait Survey and the Willis Avery Survey in Travis County, Texas, and Brown Lane Subdivision, Resubdivision of Lot 1, Brown Lane Subdivision, Broz Addition, Burks Hall Subdivision, Cameron Acres, Clear Creek Estates, Section 1, Dungan Acres, Cecil Loftin Subdivision, Menefee Subdivision, Parker Acres, Turbex Addition and unplatted land - Portion of Area 3. (Initiated by the City of Austin - No. C7a-76-008)

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

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

Councilmember Linn moved that the Council adopt a resolution setting a public hearing at 2:30 p.m., May 27, 1976, to consider annexation of the following:

1,542.74 acres of land out of the James Burleson League and the J. C. Tannehill League, Murchison Subdivision, Murchison Valley Estates, Murchison Industrial Valley, Navarro Subdivision, Rogers Lane Addition, Austin Independent School District tract of land, and unplatted land - Portion of area 4. (Initiated by City of Austin - No. C7a-76-009)

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

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

GRANT APPLICATION TO TEXAS CRIMINAL JUSTICE
DIVISION FOR "AUSTIN POLICE ACADEMY"

Councilmember Linn moved that the Council adopt a resolution authorizing submission of a grant application to the Texas Criminal Justice Division for the project entitled "Austin Police Academy" in the amount of \$118,599.23. (Program period July 1, 1976, through June 30, 1977) The motion, seconded by Mayor Pro Tem Snell, carried by the following vote:

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

GRANT APPLICATION TO ECONOMIC OPPORTUNITY DIVISION,
TEXAS DEPARTMENT OF COMMUNITY AFFAIRS FOR CONTINUATION
OF EMERGENCY FOOD AND MEDICAL SERVICES PROGRAM

Councilmember Trevino moved that the Council adopt a resolution authorizing the submission of a grant application to the Economic Opportunity Division of the Texas Department of Community Affairs in the amount of \$4,000 for the continuation of the Emergency Food and Medical Services Program. The motion, seconded by Councilmember Hofmann, carried by the following vote:

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

AFTERNOON SESSION
2:00 P.M.

Mayor Friedman called the afternoon session to order.

EXECUTIVE SESSION ACTION

Mayor Friedman announced that the Council had met in an Executive Session, but no action was taken regarding appointments to Boards and Commission.

PARADE PERMIT

Councilmember Linn moved that the Council approve a request by Ms. Beulah Smith for a parade permit for May 7, 1976, from 8:00 a.m. to 10:30 a.m., to celebrate Bicentennial Year, beginning at school field, onto Westminster, right on Greenbrook Parkway to Shady Brook, cross Shady Brook to Bartholomew Baseball Park. (Alternate dates: May 10, 11, 12, 13, 14, 17, 18, 19, 21, 24, 25, 26, 27 and 28, 1976, in case of rain) The motion, seconded by Councilmember Himmelblau, carried by the following vote:

Ayes: Councilmembers Himmelblau, Hofmann, Lebermann, Linn,
Mayor Friedman
Noes: None
Not in Council Chamber when roll was called: Mayor Pro Tem Snell,
Councilmember Trevino

SELECTION OF PROFESSIONAL ENGINEERING SERVICES

The Council had before it for consideration selection of professional engineering services in connection with the following 1975-76 C.I.P. Project for the Public Works Department:

Pecos Street & Bridge (Taylor Branch) Improvements
Scenic Drive to 35th Street

City Manager Davidson stated that in February, 1976, the Council selected a consultant to design the new Pecos Street bridge. The City had been unable to reach agreement as to the details of that particular design, primarily as it had to do with the method of compensation. He therefore was requesting that the Council select another consultant for the project.

KENT RIDER, attorney for Mr. W. C. Cotten, Jr., stated that his client could not accept the City's present method of compensation, but would like a conference with appropriate City officials if there was any give on the City's part. In response to Mayor Friedman's question, Mr. Rider stated that it was his impression that what was in the contract was very similar to what had been done in the past. Mr. Cotten had done work for the City before, based on a method essentially the same as the present method of calculating fees, but had lost \$60,000 on engineering services on 26th Street.

City Manager Davidson stated that he would not recommend any change in policy because if the policy were amended, then the City would lose control over the basic contractual obligations and the project itself. Using the method proposed by Mr. Cotten to calculate engineering fees, it would have cost the City \$631,300 more on the Walnut Creek Wastewater Treatment Plant and \$208,844 more on the Davis Water Treatment Plant. Mr. Davidson felt that the City's present method was sound in accordance with various published scales.

In response to Mayor Friedman's question, Mr. Dick Halstead stated that using the present method, during the past 3-1/2 years, the City had successfully negotiated with the selected consultant and not once had had to come back to renegotiate. The same method had been applied to all agreements.

Councilmember Himmelblau moved that the Council adopt a resolution selecting the firm of S. A. Garza Engineers, Inc., for professional engineering services in connection with the aforementioned project. The motion, seconded by Councilmember Lebermann, carried by the following vote:

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Trevino,
Mayor Pro Tem Snell

Mayor Friedman stated that he did not think that the Council would be requesting any change in the compensation method. He then asked Mr. Rider if that position meant that Mr. Cotten would no longer be interested in being considered for consulting jobs with the City. Mr. Rider stated that he could not answer the question because he had not discussed it with Mr. Cotten. Mayor Friedman then stated that the City would like to have a letter from Mr. Cotten stating his position, and Mr. Rider agreed to submit one.

ORDINANCE INCREASING CHARGES FOR INSTALLATION OF MERCURY VAPOR SECURITY LIGHTS

The Council had before it an ordinance changing the monthly charges for the installation of Mercury Vapor Security Lights.

City Manager Davidson stated that the City had had the matter under study for several months, and it was apparent that the City was providing the service at a loss. The matter had been delayed because until only recently the City had not had the ability on the computer billing program to charge directly and combine it with a customer's present account.

R. L. Hancock stated that in 1966 the Council initiated the program with no cost increase since that time. He was asking for an increase from \$3.00 per month to \$3.50 per month plus a fuel cost adjustment. Based on April's fuel cost adjustment, the charge would be slightly under \$5.00. The present program used 175 watt mercury vapor lamps. Mr. Hancock recommended the inclusion of 400 watt mercury vapor lamps for commercial and industrial applications.

Mayor Friedman introduced the following ordinance:

AN ORDINANCE PRESCRIBING AND LEVYING RATES AND CHARGES FOR SALES MADE AND SERVICES RENDERED IN CONNECTION WITH THE SECURITY LIGHTING SERVICE PROVIDED BY THE CITY OF AUSTIN ELECTRIC UTILITY; REPEALING ALL ORDINANCES, RESOLUTIONS AND ORDERS IN CONFLICT HERewith; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

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

Ayes: Councilmembers Hofmann, Lebermann, Linn, Trevino, Himmelblau

Noes: Mayor Friedman

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

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

BLOCKS A, B, AND C, LONGHORN BUSINESS PARK NO. 2, LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF KRAMER LAND AND F. M. 1325, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "D" INDUSTRIAL, FIRST HEIGHT AND AREA DISTRICT; SAID PROPERTY BEING LOCATED IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (City of Austin, C14-73-253)

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: Councilmembers Lebermann, Linn, Trevino, Mayor Friedman,
Councilmembers Himmelblau, Hofmann

Noes: None

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

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:

TRACT 1: THE EASTERN 550 FEET, EXCLUDING THE NORTH 150 FEET OF A 29.83 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "LR" LOCAL RETAIL, FIRST HEIGHT AND AREA DISTRICT; AND,

TRACT 2: THE NORTH 150 FEET OF THE EASTERN 550 FEET OF A 29.83 ACRE TRACT OF LAND, FROM INTERIM "A" RESIDENCE, INTERIM FIRST HEIGHT AND AREA DISTRICT TO "A" RESIDENCE, FIRST HEIGHT AND AREA DISTRICT;

SAID PROPERTY BEING LOCALLY KNOWN AS 6504 DECKER LAKE ROAD, AND ALSO BOUNDED BY JOHNNY MORRIS ROAD, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Gary Johnson, Trustee, C14-74-171)

Councilmember Himmelblau 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 Hofmann, carried by the following vote:

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

Noes: None

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

The Mayor announced that the ordinance had been finally passed.

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:

LOTS 5 AND 6, J. V. WALDEN SUBDIVISION, LOCALLY KNOWN AS 1200-1208 WEST 49TH STREET, AND ALSO BEING BOUNDED BY GROVER AVENUE, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE. (Townsend Development Co., Inc., C14-75-125)

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 Trevino, carried by the following vote:

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

Noes: None

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

The Mayor announced that the ordinance had been finally passed.

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:
LOTS 3 AND 4, BLOCK 1, DIVISION "B," OUTLOT 46, C. R. JOHNS SUBDIVISION, LOCALLY KNOWN AS 1908-1910 MARTIN LUTHER KING, JR., BOULEVARD AND 1900 POQUITO STREET, FROM "A" RESIDENCE DISTRICT TO "LR" LOCAL RETAIL 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. (Roosevelt Taylor, Jr., C14-76-014)

Councilmember Linn moved that the Council waive the requirements 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, Councilmembers Himmelblau, Hofmann,
Lebermann, Linn, Trevino

Noes: None

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

The Mayor announced that the ordinance had been finally passed.

REVISIONS TO THE VENDING ORDINANCE

The Council had before it for consideration revisions to the Vending Ordinance.

Motion

Councilmember Linn moved that the Council instruct the City Attorney to prepare a vending ordinance to include the following points:

1. Create a "People's Renaissance Market Vending Committee" composed of 5 arts and crafts people appointed by the Council and that within 30 days after appointment they start to function as a screening committee. All permits would be voided and all vendors screened within the 30-day period.
2. Require that art or craft items be made by the applicant alone--items cannot be made (or partially made) by anyone other than the licensee. No cooperative arrangements or employer/employee relationships allowed.
3. License to state what goods may be sold.
4. Define "occupied" in ordinance to mean merchandise or vendor physically present.
5. Maintain same curfew hours (10:00 p.m. to 8:00 a.m.).
6. Applicant must be willing and able to create the item before the People's Renaissance Market Vending Committee if so requested by the Committee. Failure to do so upon request is grounds for denial or revocation of license.

7. Vendor must sign an oath swearing that the merchandise being sold is their own.
8. Only the applicant who made the art or craft can be listed on the license and only that person can sell in the Market--no employees.

Amendment to Motion

Mayor Friedman offered a friendly amendment that the \$2 per month fee for each permit be left open so that the Council could discuss raising it to cover the City's expenditures related to the Market. The amendment was accepted by Councilmember Linn.

Amendment to Motion

Councilmember Himmelblau offered a friendly amendment that arts and crafts people who sold merchandise in the 23rd Street market not be allowed to serve on the People's Renaissance Market Vending Committee. Councilmember Linn accepted the amendment.

Roll Call on Motion with Amendments

The motion, with amendments, seconded by Councilmember Himmelblau, showed the following vote:

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

Noes: None

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

It was agreed that the item would be placed on the agenda for May 13, 1976.

Mayor Friedman stated that a notice regarding the proposed ordinance should be posted at the Market.

Councilmember Linn stated that if the ordinance passed, then the Council should request that the Financial Disclosure ordinance be amended to include the People's Renaissance Market Vending Committee under sovereign boards and commissions.

ORDINANCE ESTABLISHING APPOINTMENT OF CHAIRPERSONS
BY BOARDS, COMMISSIONS AND COMMITTEES

Mayor Friedman introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 1 OF THE CODE OF THE CITY OF AUSTIN AND ORDINANCE NO. 760122-E, BOARDS, COMMISSIONS AND COMMITTEES ORDINANCE OF THE CITY OF AUSTIN, BY REQUIRING THAT COUNCIL APPOINTED BOARDS, COMMISSIONS AND COMMITTEES SHALL HEREAFTER PROVIDE FOR THE SELECTION OF THEIR RESPECTIVE CHAIRPERSONS AND OFFICERS; REPEALING ALL ORDINANCES IN CONFLICT; SUSPENDING THE RULE REQUIRING ORDINANCES TO BE READ ON THREE SEAPRATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Trevino moved that the Council waive the requirement for three readings, declare an emergency, and finally pass the ordinance. The motion, seconded by Councilmember Hofmann, carried by the following vote:

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

Noes: None

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

The Mayor announced that the ordinance had been finally passed.

ENCOURAGEMENT FOR CITIZENS TO REQUEST INSTALLATION OF NIGHT WATCHMAN LIGHTS FOR SECURITY OF CITIZENS

Councilmember Hofmann stated that in view of the recent tragedy in South Austin, she had had numerous telephone calls from individuals requesting more street lights. Mr. R. L. Hancock had toured areas of the City with her to point out where street lights were needed. Mr. Hancock had told her about the night watchman lights which were available for lease from the City at a nominal charge. She encouraged the citizens of Austin to call the Electric Department to inquire about installation of a light for home use. Mayor Friedman felt that everyone supported Councilmember Hofmann's proposal and that it was an outstanding idea to get as much illumination as possible on City streets. The idea was also tied in closely with Councilmember Linn's work on pedestrian lightways.

SIGN ORDINANCE AMENDMENT

The Council had before it for consideration an amendment to the Sign Ordinance.

Councilmember Lebermann stated that the proposed amendment referred to the hanging of flat signs by City-sponsored, non-profit organizations in temporary construction walkways or fencing with the prior permission of the certified contractor. The amendment referred only to promotion of the non-profit organization. An advertiser with the non-profit organization could not use the exception. The Council agreed to place the item on the agenda for May 13, 1976.

PUBLIC HEARING ON PROPOSED ANNEXATION

Mayor Friedman opened the public hearing scheduled for 2:30 p.m. to consider the annexation of 18.56 total acres of land out of the William Cannon League.

Mr. Dick Lillie stated that the subdivision was contiguous to the City limits and was the third section of Beaconridge, which had already been approved and annexed prior by the City Council. Services were available, and annexation was recommended.

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

18.56 total acres of land: (Case No. C7a-76-002)

18.07 acres of land out of the William Cannon League - Beaconridge III. (Requested by Bryant-Curington, Inc., Consulting Engineers, representing Fawnridge Development Company, owner)

0.49 acres of land initiated by the City of Austin. (Right-of-way South First Street as it abuts subject subdivision)

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

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

Noes: None

DESCRIPTION OF HEAT PUMP UTILIZATION

City Manager Davidson stated that Mr. R. L. Hancock would introduce the report. Councilmember Hofmann was aware of a presentation that was available through the City's Electric Utility and she had requested the report.

Mr. Hancock introduced Dolores Bergman, a consumer service representative in the Consumer Service Section of the Electric Utility Department. Ms. Bergman made some introductory remarks regarding the heat pump and pointed out the savings which could be effected in Austin by its use. She then introduced a slide presentation on the heat pump which had been prepared by the Public Information Department. In conclusion, Ms. Bergman stated that heat pumps cost about 20% more than conventional systems, but resulting energy savings and lower utility bills could produce a payback in approximately 2-1/2 years.

In a recent survey of heat pump users in Austin, 86% of the respondents indicated that they would replace their current system with another heat pump. Favorable comments by the respondents indicated that they were satisfied with their units both from an operational and energy cost savings standpoint. Studies in the Austin area indicated energy savings of up to 50% to 60% could be realized by using the heat pump. The slide presentation shown to the Council was available to all civic groups and other organizations upon request. In response to Councilmember Linn's question, Ms. Bergman stated that most manufacturers of conventional systems also produced heat pumps.

ADJOURNMENT

The Council adjourned at 2:45 p.m.

ATTEST:

APPROVED

Grace Monroe
City Clerk

Geffrey M. Friedman
Mayor