

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 7, 1978  
9:00 A.M.

Council Chambers  
301 West Second Street

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The meeting was called to order with Mayor McClellan presiding.

Roll Call:

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

Absent: None

Mayor McClellan called the meeting of the Council to order.

CONSTITUTION WEEK

Mrs. Russell Gregory, a member of the Daughters of the American Revolution, was presented with a proclamation, by the Mayor, designating September 10-16, 1978 as Constitution Week. Mrs. Gregory thanked the Mayor for the proclamation.

AUSTIN AREA URBAN LEAGUE DAY

Councilmember Snell read and presented a proclamation to Mr. Alan R. Erwin and Ms. Linda Moore which designated September 7, 1978 as Austin Area Urban League Day. They accepted it with their thanks.

VERY SPECIAL ARTS FESTIVAL DAY

September 9, 1978 will be Very Special Arts Festival Day according to a proclamation read by Councilmember Goodman and presented to Mr. Mike Segrest, Acting Director, Parks and Recreation. Mr. Segrest thanked the Council for the proclamation.

## WOMEN IN CONSTRUCTION WEEK

Women in Construction Week will be observed September 11-17, 1978 according to a proclamation read by Mayor McClellan and accepted by Ms. Belinda Burrows, Vice-President, Local Chapter of Women in Construction.

## BOARDS & COMMISSIONS

### Solicitation Board Appointment

Councilmember Cooke moved that the Council appoint Paul J. Proskowetz to a term on the Solicitation Board which will expire July 1, 1980. The motion, seconded by Mayor Pro Tem Mullen, carried by the following vote:

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

### Future Appointments

Mayor McClellan announced that the following appointments will be made to Boards and Commissions on September 14, 1978:

Arts Commission 6  
Building Standards Commission 2  
Electrical Board 1  
Heating, Air-Conditioning, and Refrigeration Appeals Board 2  
Historic Landmark Commission 1  
Dental Health Advisory Committee 2  
Medical Assistance Advisory Council, the entire board  
Community Development Commission 2  
Vending Commission 1  
Manpower Advisory Planning Council 15  
Parks and Recreation Board 2

Appointments to be made October 5, 1978 are:

Vending Commission 2  
Construction Advisory Committee 4  
MH/MR 1

## PLEASANT VALLEY ROAD PROJECT

Councilmember Cooke moved that the Council adopt a resolution to acquire two tracts of land being 0.73 of one acre out of that certain 11.00 acre tract out of Outlots 36 and 37, Div. "A", Gov. Outlots and 4,617 square feet out of the remaining portion of that certain 5.08 acre tract out of Outlot 36, Div. "A", Gov. Outlots, for the Pleasant Valley Road Project, CAPITAL IMPROVEMENT PROGRAM # 75/60-08. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

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

#### RELEASE OF EASEMENTS

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

A portion of a Drainage Easement across the rear of Lots 11, 12, 13, and 14, Block A, Balcones Woods Section Two, as recorded in Plat Book 59, Page 57, of the Travis County Plat Records. (Requested by property owners of Lots 11, 12, 13, and 14).

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

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

Noes: None

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

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

A Portion of a Public Utility Easement across the rear of Lot 13, Block A, Balcones Woods, Section Two, as recorded in Plat Book 59, Page 57, of the Travis County Plat Records. (Requested by Aubrey and Ann Moore, owners)

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

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

Noes: None

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

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

A ten (10.00) foot Sanitary Sewer Easement across Lot 1-B, Mrs. Clotilde Ida Mansbendel Subdivision as recorded in Book 11, Page 86, of the Plat Records of Travis County, Texas. (Requested by Mr. William Carlisle, representing Commerce Development Company)

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

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

Noes: None

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

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

A Public Utility Easement along the west seven and one-half (7.50) feet of Lot 33 of Kramer Lane Industrial Park I, and the north seven and one-half (7.50) feet of Lots 1 thru 11 of Kramer Lane Industrial Park II, save and except the east 25.00 feet of the north seven and one-half (7.50) feet of Lot 1, Kramer Lane Industrial Park II, (Requested by B.F. Priest, representing the American National Bank of Austin.)

The Motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

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

#### LICENSE AGREEMENT

Councilmember Cooke moved that the Council adopt a resolution to authorize a license agreement for an eight (8.00) foot wide enclosed passageway connecting two buildings over adjacent ten (10.00) foot drainage and ten foot sanitary sewer easement on Lot 6, Kramer Lane Industrial Park III, 2239 Kramer Lane. (Requested by Mr. William B. Houston.) The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

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

#### AGENDA ITEM POSTPONED

Councilmember Cooke moved that the Council postpone for one week an amendment to the Assessment Paving Policy. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

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

#### PAYMENT AUTHORIZED

Councilmember Cooke moved that the Council adopt a resolution authorizing payment to the following:

NPC REALTY COMPANY

- The cost difference of 12"/8" water  
mains installed to serve Woodstone  
Village Section II Subdivision -  
\$5,773.36

September 7, 1978

CITY OF AUSTIN, TEXAS

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

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

Noes: None

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

Councilmember Cooke moved that the Council adopt a resolution authorizing payment to the following:

BARRINGTON OAKS JOINT VENTURE

- The cost difference of 12"/8" water mains installed in Barrington Oaks Section 5 Subdivision - \$8,347.47

CONTRACTS APPROVED

Councilmember Cooke moved that the Council adopt a resolution to award the following contracts:

Bid Award:

- Sand, Fill & Mortar types and Sandy Loam Topsoil, Street & Bridge Division, Parks and Recreation and Central Stores.

CENTEX MATERIALS, INC.

- Items: Alt. 1.0, est. 6,000 tons, 2.0 est. 6,000 tons, 2.0, est. 2,500 tons. Total \$19,830

CAPITAL AGGREGATES, INC.  
Bolm Road  
Austin, Texas

- Items: 1.0, est. 6,000 tons, and 3.0, est. 2,500 tons.  
Total \$14,525

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

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

Noes: None

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

Councilmember Cooke moved that the Council adopt a resolution to award the following contracts:

MOORE BUSINESS FORMS  
833 West 12th Street  
Austin, Texas

- Utility Meter Read Documents, Data Systems  
Item 1 - \$7,125.30

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

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

Noes: None

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

Councilmember Cooke moved that the Council adopt a resolution to award the following contracts:

AMERICAN LIGHTING STANDARDS CORP.	- Streetlight Poles, Electric Department
304 Oak Hill Drive	Item 1 - 300 ea. @ \$163.00
Austin, Texas	Total \$48,900.00

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

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

Noes: None

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

#### AGENDA ITEM POSTPONED

Councilmember Cooke moved that the Council postpone consideration of the following contract for one week:

ANDREW WILSON COMPANY	- Steel Bookstack Shelving and Installation, Library Department.
616 Essex Street	Item 1-9 - \$15,782.04
Lawrence, MA.	

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

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

Noes: None

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

#### CETA TITLE VI CONTRACT EXTENSION

Councilmember Cooke moved that the Council adopt a resolution to negotiate a CETA Title VI contract extension for 3 months with Austin Travis County Mental Health/Mental Retardation to continue employment of 28 individuals at a cost of \$26,810.67. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

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

#### GENERAL REVENUE SHARING PUBLIC HEARING

Councilmember Cooke moved that the Council adopt a resolution to set a public hearing for September 21, 1978 at 7:00 P.M. on the proposed use of 1978-79 General Revenue Sharing. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

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

CHIMNEY CREEK CIRCLE

Mayor McClellan introduced the following ordinance:

AN ORDINANCE CHANGING THE NAME OF A STREET FROM CHIMNEY HILLS CIRCLE TO CHIMNEY CREEK CIRCLE; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

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

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

The Mayor announced that the ordinance had been finally passed.

BOAT RACES ON TOWN LAKE

Mayor McClellan introduced the following ordinance.

AN ORDINANCE AMENDING CHAPTER 29 OF THE AUSTIN CITY CODE OF 1962, SECTION 29-13; PROVIDING REGULATIONS PERTAINING TO THE OPERATION OF MOTOR BOATS ON THE COLORADO RIVER BETWEEN THE DAM AT PLEASANT VALLEY ROAD AND THE TOM MILLER DAM; PROVIDING CERTAIN EXCEPTIONS; SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was read the third time, and Councilmember Goodman moved that the ordinance be finally passed. The motion, seconded by Councilmember Snell, carried by the following vote:

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

The Mayor announced that the ordinance had been finally passed.

COMMISSION REPORT PULLED FROM AGENDA

Mayor McClellan announced that the Urban Transportation Commission's report on Transportation Funding - Alternative Transit Financing, had been pulled from the agenda.

CONTRACT FOR AIR COMPRESSORS

Council had before it for consideration a contract as follows:

CONLEY-LOTT NICHOLS MACHINERY  
5300 SE Loop 410  
San Antonio, Texas

- Water-cooled Air Compressors, 175CFM,  
Vehicle & Equipment Services Department.  
Item 1 - 2 ea. @ \$7,670.00  
Total \$15,340.00

Councilmember Cooke questioned the purchase of water-cooled air compressors versus the purchase of air cooled compressors. Mr. Joe Liro, assistant City Manager, told him that when they had advertised for bids, one bidder had given them specs on an air cooled air compressor. He said their specs would not permit them to purchase the air cooled unit. The Legal Department looked at them very carefully and found they were drafted to call for a water cooled machine. The City, he continued, has never owned an air-cooled air compressor but thinks they would like to have one to do some extensive testing. He said they could readvertise under a re-drafted set of specifications for an air-cooled unit and gain some experience to see whether it would be a useful piece of equipment to have in their inventory. The difference in cost between the two is \$150.00. Council discussed this possibility & agreed to re-advertise for an air-cooled unit. Mayor Pro Tem Mullen recommended they purchase one water-cooled air compressor at this time and obtain results from the air-cooled unit before making additional purchases.

#### Motion

Mayor Pro Tem Mullen moved that the Council adopt a resolution to award a contract for the purchase of one water-cooled air compressor:

CONLEY-LOT NICHOLS MACHINERY  
5300 SE Loop 410  
San Antonio, Texas

- Water-cooled Air Compressor, 175CFM  
Vehicles & Equipment Services Dept.  
Item 1 - @ \$7,670.00  
Total \$7,670.00

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

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

#### COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

Council had before it for consideration an amendment to the fourth year Community Block Grant Application. Council discussed the amendment for a time then postponed further discussion while figures were compared and compiled.

Later, Councilmember Trevino made the following motion:

#### Motion

Councilmember Trevino moved that the Council reprogram the \$900,000.00 disallowed by HUD in the following manner: \$70,000.00 for Montopolis Health Center; \$7,000.00 for Stassney Lane; \$105,000.00 for East Austin Multi-Purpose Center; \$145,000.00 for South Austin Multi-Purpose Center; \$303,193.00 for paving CDD #12; and \$128,000.00 for Senior Citizens Housing Project; \$16,431.00 Austin Tenant's Council rehabilitation of rental property; and the balance to be put in \_\_\_\_\_ with these monies being given the highest priority for the Economic Development Program. Council further instructs staff to assist

*contingency  
high*



Council in looking at the budget and Capital Improvements Program to trim monies for the Office of Economic Development. The motion was seconded by Councilmember Cooke.

#### Friendly Amendment

Councilmember Cooke offered a friendly amendment that in January/February 1979 the staff will report back on the projects approved today as to whether any of them, because of circumstances and time cannot be funded, and if at that time specific projects as a result of the overall Economic Development Plan that is currently under way or the schematic plan of central city revitalization, which is underway, has specific projects that we can submit to Housing and Urban Development for funding, that Council have that information for consideration at that time. Also that staff bring Council any consideration of alternatives of general revenue sharing monies that are currently before Council now, prior to the adoption of next years budget. Councilmember Trevino accepted the friendly amendment.

There was further discussion among Councilmembers, Council then recessed from 12:10 to 2:30 and resumed discussion.

#### Substitute Motion

Councilmember Himmelblau made a motion, seconded by Mayor Pro Tem Mullen, to adopt a resolution amending fourtheyear Community Development Block Grant Application with re-allocation of \$900,000 in HCD funds as follows:

PARC		\$ 87,000
Givens Park	\$36,000	
Shipe Park Improvements	26,000	
Montopolis Park Improvements	25,000	
CDD #12		543,193
Contingency		269,807
		<hr/>
Total		\$ 900,000

Mayor McClellan discussed the funding of the Senior Citizen's Center, and Austin Tenant's Council request. Councilmember Trevino said the Council could go on record, no matter what action is taken today, that they would look very favorably toward funding these two projects after they have been through the required process with the funds being taken out of contingency.

Council then discussed the motion. Mr. Joe Liro, Assistant City Attorney stressed a technical point. He said the action before Council is to revise the application, not to amend it. Mr. Liro stated, "I'm told it's an important legal distinction and it depends on whether the application is approved or still pending, and what we are doing is revising it."

Friendly Amendment to Substitute Motion

Councilmember Trevino offered a friendly amendment to take \$107,431 from the CDD #12 and put it into Clarksville Redevelopment. Councilmember Himmelblau accepted his friendly amendment.

Councilmember Cooke said he thought the first priorities of the contingency funding should be the Senior Citizen Center, Austin Tenants Council and Economic Development.

Roll Call on Substitute Motion with Friendly Amendment

Councilmember Himmelblau moved that the Council adopt a resolution to revise the fourth year Community Development Block Grant Application with re-allocation of \$900,000 in HCD funds as follows:

PARD		\$ 87,000
Givens Park	\$36,000	
Shipe Park Improvements	\$26,000	
Montopolis Park Improvements	25,000	
Clarksville Redevelopment		107,431
CDD #12		435,762
Contingency		<u>269,807</u>
Total		\$ 900,000

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

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

HWY. 183 & LOYOLA LANE TRAFFIC SIGNAL APPROVED.

MR. LARRY J. ANDERSON, president, Colony Park Neighborhood Association, appeared before Council to request approval for the installation of a traffic signal at the intersection of Highway 183 and Loyola Lane. He cited the reasons why a signal is needed here. Mr. Joe Ternus, Director of Urban Transportation, appeared before Council and said that in July of this year his department requested permission from the State Department of Highways and Public Transportation to install a traffic signal at this location and they have received permission to install same. Mr. Ternus said it would be installed within the next four to six months. He pointed out that the intersection is a major concern, and a traffic signal will be an interim solution, but the roadway at that point needs to be upgraded and improved. Councilmember Goodman asked if the signal could be installed within the next 60 days and Mr. Ternus said they would try.

Motion

Councilmember Goodman moved that the Council encourage the State Department of Highways and Public Transportation to install a signal at the intersection of Highway 183 and Loyola Lane as soon as possible. The motion, seconded by Councilmember Snell carried by the following vote:

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

## MAYOR OF ROUND ROCK DID NOT APPEAR

Mayor Ray M. Litton, Round Rock had requested to appear to ask for an emergency supply of water from the City of Austin, He did not appear.

PUBLIC HEARING - DENIAL OF DEMOLITION PERMIT  
JACOB LARMOUR HOUSE

Mayor McClellan opened the public hearing scheduled for 10:00 A.M. on an appeal from Paul H. Wendler of the decision of the Landmark Commission denying a demolition permit for the Jacob Larmour House, 1909 Whitis, Case No. C14h-76-010. Mr. Richard Lillie, Director of Planning, told Council that the Landmark Commission had voted to deny the demolition permit. There has been some talk of moving the house but the Commission did not feel comfortable in doing so. They recommended retaining the "H" zoning and not moving the house.

MR. ALLEN HAYWOOD, appeared on behalf of the Austin National Bank Trust Officer, Mr. Paul Wendler. He stated the land had been purchased by the trust as an investment but the income produced was not substantial enough to take care of the repairs needed for the house. He said that various people had approached the trust department and asked to buy the house and move it, but no one had been able to accomplish this. He said that the trust requests a Certificate of Appropriateness for Demolition. However, if there is some way the building can be moved the trust department would prefer that rather than demolition, and would like to continue to investigate removal. Mr. Haywood also pointed out that the City Building Inspector had found the building to lack passage of inspection and were asking that this decision be deferred until the issue of removal is worked out because the trust department does not want to spend more money to bring the building up to standards if it is going to be demolished or moved. Mayor McClellan pointed out that Mrs. Mary Ellen Hester had appeared before Council with a proposal to move the house and had asked for a 20 day extension of the demolition permit while she searched for a lot to which the house can be moved.

Councilmember Goodman then began an interrogation of Mr. Haywood, Mr. Wendler, and Mr. Dougherty, owner of the property. He asked how the property came to be zoned "H", why the property had fallen into disrepair, and whether or not a profit was expected from the investment. Mr. Wendler answered him that most of the repairs since 1967 had fallen into the normal type in keeping

with low income property...mainly general maintenance with no renovation. Since acquiring the property in 1967 it had been used for student housing for a time but is now boarded up and no longer in use. The property was zoned "H" in 1976 through the request of individuals and the owner objected at the time. Mr. Wendler continued his explanation of the property by saying the trust had sought a use for the house. They had investigated using it in connection with the Studman Building for a series of small shops and had also considered its use as a restaurant, but neither of these ideas had been viable. He also reiterated Mr. Haywood's remarks concerning conversations with several people about moving the house to a new location. He told Mr. Goodman that nothing concrete has presented itself to them for the preservation of the property without great loss of income. Councilmember Goodman said he does not see any evidence of the structure, since 1967, being made livable or occupiable.

Mayor Pro Tem Mullen asked Mr. Wendler, "Don't you have a fiduciary responsibility that you can't just go out and spend money just because you'd like to even though it might be the nice thing to do?" "Most definitely," answered Mr. Wendler. Mr. Mullen asked, "Don't you have a prudent man policy that you have to put in money only as a prudent man would do it and in this case determined by your board that it was not prudent to invest in property that could not be...a return could not be seen, and with no way to recover the money you would be in violation of state law?" "That is correct," answered Mr. Wendler. Mayor Pro Tem Mullen stated, "We have a unique situation in that these people as trustees are in a box. It's not like an individual owner that can go out and do what they want to. We make them do it, so to speak. He can't. They can't just go out and invest money whether they think it's a good idea, or want to preserve an historical structure. They would be in violation and up for suit themselves."

Councilmember Goodman answered, "I say if we have to go to Court, that is a far more acceptable alternative to me to let the courts decide a legal question, rather than evade it at this particular time and let the historic zoning ordinance continue to exist in a shadow of uncertainty." "And then" said Councilmember Mullen, "let the owners suffer even though they bought the property before a historical zoning was even on the books." Councilmember Himmelblau stated, "I think in this case, Mr. Goodman, that this is confiscatory, because the building we are talking about is not in good condition. We would be saying that they would have to bring it up to city building code just to leave it stay there, so..."

MR. DOUGHERTY then appeared before Council and discussed the good faith attempts he had made to use the property. He said the structure had been studied through the years with the architectural services of Fehr and Granger. They had tried to design a 26-Door type of complex and various other things but after exhaustive search had come to the conclusion that they "cannot do anything with it." He added that all other parcels of land in the block are income producing and pay their taxes. The other parcels are part of a whole which is administered by the trust set up with Austin National Bank.

MR. GREG ERICKSON, representing Mrs. Hester who had appeared last week, told Council that his client has found two suitable lots, and still wants to move the structure.

Councilmember Goodman asked, "in so far as the trust's responsibility to create income...what are the exact requirements. Are they required to produce income on the tract of land...is that their responsibility, or are they allowed to isolate a lot on a particular tract of land and say this particular lot is not income producing. What are the exact legal requirements for a trust?"

Mr. Albert DeLaRosa, Assistant City Attorney, answered, "In this particular instance, this entire tract of land is more or less considered a unit. This parcel of land was bought as part of a whole, but anytime any action is undertaken by a fiduciary he does have a responsibility to his clients to produce income and that's the whole purpose of the trust. It is a fiduciary relationship he must undergo...it is one of the criteria."

After further discussion the following motion was made:

#### Motion

Mayor Pro Tem Mullen moved that the Council close the public hearing and grant the demolition permit effective 120 days from today. The motion was seconded by Councilmember Himmelblau.

Further discussion was begun and Mayor Pro Tem Mullen made the following motion.

#### Motion to Call for Question

Mayor Pro Tem Mullen moved that the Council vote to call for the Question. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

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

#### Roll Call on Motion

Roll Call on the above motion showed the following vote:

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

At the time of roll call, Councilmember Goodman stated, "This is the first time we've reversed an historic designation. Council certainly seems in a hurry to do it."

Mayor McClellan stated at time of roll call, "I take exception with the fact that the Council is in any hurry to reverse historic zoning, Richard. I think each case is determined on the merit. And I think in this Council was determining on the merits. I think we talked about it last week. This particular situation has been going on for a long period of time and I don't view it at all as any sort of rush job."

PUBLIC HEARING  
MEDICAL ASSISTANCE PROGRAM

Mayor McClellan opened the Public Hearing scheduled for 10:30 A.M. on Austin's Medical Assistance Program. Ms. Sue Edwards, Acting Director, Public Health Department, appeared before Council and stated as follows: "In response to Council's decision in April of this year to transfer the general outpatient clinics to the Health Department, and to adopt the 1977 CSA Economic Guidelines of the eligibility criteria for clinic card holders. The Health Department created a task force to review reports from the Health Department and Brackenridge Hospital committees and make recommendations to the Council regarding the Medical Assistance Program. In June of this year the eligibility determination unit was transferred from Brackenridge to the Health Department and the Council adopted new policies concerning eligibility criteria procedures. At last Thursday's Council Meeting the recommendations of the task force group were reported to the Council. It was recommended that the general medicine, general pediatric and general maternity clinics be transferred to the Health Department to be combined in with existing clinics. The Medical Assistance Program will be both a provider and a purchaser of services which will include in-patient, out-patient and support services such as laboratory, radiology and pharmacy. It was also recommended that these services be located at the Model Cities, Rosewood-Zaragosa, and South Austin Clinics. In order to provide for community input it was recommended that a Medical Assistance Program Advisory Council composed of those consumers and providers be appointed. The cost of the MAP is estimated at \$7,861,204 and proposes to serve an estimated 18,500 clinic card holders. Those items included in the report which will need Council action are: (1) The establishment of a Medical Assistance Program Advisory Council, (2) the consideration of a single contract for pharmacy services to be let through the city's request for proposal process, (3) The enactment of a \$2.00 fee per patient for clinic visits, (4) The enactment of a 50¢ fee for the replacement of lost clinic cards, and (5) the consideration of a contract for actuarial services.

"In order to stay within the schedule that has been proposed for the transition, all items except the consideration for contract for pharmacy services and a contract for actuarial services will need to be acted upon within the next two weeks. The pharmacy contract will not expire until November of this year."

MR. LEE MENDEZ, owner of Mendez Pharmacy, appeared before Council and introduced fellow pharmacists who accompanied him, Mr. O.C. Houston, Hospital Pharmacy; Mr. Jose Gutierrez, Neighborhood Pharmacy; Mr. Allen Wheelis, First Pharmacy. Mr. Mendez said that Mr. Houston has compiled several items that he wanted to comment on concerning the open bid process.

MR. O.C. HOUSTON first asked Council how one gets on the list to be contacted for bidding on the contract for pharmacy services. He pointed out that the same recipient had had the contract for the past 7½ years. Mr. Davidson, City Manager, told him that under the proposal before Council, pharmacists would have the opportunity to bid. Ms. Edwards explained that in the past the contract has been for one year with two one-year options to extend that contract. The options being by the City Manager. She said that this year

is the last year for options being extend on the current contract. Mr. Houston said that last year the pharmacist received a \$45,000 fee for dispensing drugs and that the program in the next fiscal year has a projection of a 300% increase, for a dollar amount of over \$150,000.00. That's because of the eligibility rolls being increased. Ms. Edwards said that they are currently processing 29,000 prescriptions but that under the proposal for next year it will be about 75,000 prescriptions.

Mr. Houston commented again that the other pharmacists would like to be contacted. Mr. Davidson told him that they would be and that under such a proposal he would expect the staff to conduct a pre-bid conference with prospective bidders so that they can discuss the specifications and make certain that there will not be any misunderstanding before the request for bids goes out for publication. Mayor McClellan asked Ms. Edwards if it is still recommended from staff to have one bidder rather than a multiple bid with that volume of business. Ms. Edwards answered that the most convenient thing would be to have multiple pharmacies or multiple locations. However, she said, if you look at it from a cost effectiveness point, it appears through our estimation that it would be less costly to have one pharmacist provide service. This is taking into consideration the fact that there is administrative overhead. Mayor McClellan asked how much difference this would make to the city between one pharmacist and several pharmacists with that volume of business. Ms. Edwards answered that one pharmacist they estimated at approximately \$145,000, under the current specs of the current contract. This would be for dispensing 75,000 prescriptions but not for the drugs themselves. With multiple, based on 6 pharmacists, was \$145,000 plus administrative overhead of \$85,000 plus the initial start-up of the purchase of drugs for six pharmacists which would be \$110,000. She said these are estimates subject to change. The approximate total cost would be \$340,000.

Mr. Houston told Council that they (the pharmacists) would like to suggest that at least one of them be selected to the Advisory Council which is being proposed.

Councilmember Snell asked about the quality of health care and wondered if it would be more accessible to the people who are recipients of the drugs by putting them in several pharmacies rather than one.

Mayor McClellan asked why it would be more costly to put drugs in several places. Ms. Edwards said that initially each pharmacy would have to be stocked with more drugs from which to choose then later there could be an intrapharmacy transfer when it is found out which drugs are dispensed most frequently at which pharmacy.

Mr. Houston argued that it would be wrong thinking to take 200-300 people from Brackenridge and send them to one pharmacy. They sit and wait at Brack now and they would then sit and wait at a pharmacy. When Ms. Edwards answered that multiple pharmacies would entail 4-6 audits, Mr. Houston pointed out that an auditor puts in an 8-hour day and asked what the difference would be for 10 hours in one place.

Mr. Mendez reappeared before Council and asked where the main depot for drugs is now. Ms. Edwards answered that they are all delivered as soon as

they are received and are not kept in a central place. Mr. Mendez suggested that the city do have a central depot and Councilmember Cooke answered that would be more costly because inventory space would be needed. Mr. Mendez then withdrew his recommendation and said that each pharmacy had suitable space in which to store drugs.

Motion - Died for Lack of Second

Councilmember Snell made a motion that Staff Recommendation No. 2 be accepted to utilize six pharmacies rather than just one.

MS. RUTH EPSTEIN, Travis County Democratic Women's Board, appeared before Council and said that the proposed advisory Council is different from other Councils in that it would not report to the City Council. Mayor McClellan corrected her and said that the advisory Council would report to the Health Department and the City Council and would be no different in that respect of procedure than any other advisory Council.

MS. COOKIE SMITH, representing the Gray Panthers, commented that the term cost-effectiveness needs to be looked at very carefully when looking at health care, with primary concern being for the recipient. She said they believe the advocates should have a structured way of working with the Advisory Council and not actually be members of it, and are in agreement with the nine member Council which is recommended.

MS. JOY ALEXANDER and MS. MAXINE HICKMAN appeared before Council. They are certified nurse midwives. They proposed including a certified nurse midwife program in the Medical Assistance Program proposal and outlined how birthing programs are designed to cut down the cost to the city. Councilmember Himmelblau commented that she is aware of such programs in other cities and thinks very highly of them.

MS. TINA ALBOLOSS, St. John's Advisory Board, appeared to state that the St. John's Health Center is being eliminated and she protests because there is a great need for it at its present location rather than sending patients to Rosewood-Zaragosa, Model Cities and South Austin clinics.

MR. JULIUS E. SCOTT, president of the St. John's Association, appeared before Council and also spoke against the closing of St. John's Health Center. He contended that the elderly should have a convenient place to go, and that there should be consideration for the north part of town. Ms. Edwards spoke to this by saying the location has been reviewed, it is in a pocket area, with not enough patients to warrant the continuance of operation.

Councilmember Snell asked all those in the chamber audience who were there in support of the continuance of St. John's Health Center to stand.

Ms. Andrea Beatty, Assistant City Manager, stated that the Health Department has prepared a report on St. John's area with statistics and what the experience has been there. She said that a copy of the report will be sent to Ms. Alboloss and Mr. Scott within the next couple of days. Councilmember Snell said he wanted to be certain that these people be given information and hoped the problem would be solved as soon as possible.



Motion

Councilmember Himmelblau moved that the Council close the public hearing and accept the staff recommendations as related to the primary care clinics and the Medical Assistance Program in that Council adopt Option 3 in regards to the advisory Council and that Council ask staff to bring back an ordinance for Council action. The motion was seconded by Councilmember Goodman.

Councilmember Himmelblau said she also had a second motion.

Motion

Councilmember Himmelblau moved that the Council request staff to request proposals from qualified pharmacists to provide pharmaceutical services for the Medical Assistance Program and that Council should award the contract to one pharmacy; criteria should be required in the proposal that reads as follows: Maximizing the third party reimbursements, declining charge for prescription and volume increases, reduce fees for refill prescriptions, convenient location and hours of operation, use of approved inventory and financial assistance system preferably with computerized systems, provision for quality control of pharmacy services. The motion was seconded by Councilmember Goodman.

Councilmember Himmelblau stated that Mr. Paul Tovar has provided good services as the current vendor to the city and clinic clients and because of his past performance and upgrading of his inventory and his accounting capabilities he should be given every consideration when evaluating his proposals. She said she also feels very strongly that the city needs to change from the current contract to make pricing competitive with the city operation for said pharmacies.

Mayor McClellan said, "I definitely think we should put this out for competitive bidding and not qualify to write the specs on that bidding. What I want to do is make sure we write those specs where everyone can bid on them and we don't write them so that they favor any one person. That is my criteria and I don't know what is important."

Substitute Motion

Councilmember Snell moved that the Council close the public hearing and bring it back on September 14, 1978 agenda for decision. The motion was seconded by Mayor Pro Tem Mullen.

Ms. Edwards answered the Mayor's question as follows: "The Manager described to you a pre-bid conference which is where we would get the Purchasing Department and the Health Department to meet with all prospective and interested parties so we can write specs for which a number of bidders could put in a proposal. We would get whatever technical assistance we needed to write a pharmacy request for proposal."

Mayor Pro Tem Mullen said that this is a very serious matter....the whole program, and it would not hurt the Council to wait one week for a final decision. Councilmember Himmelblau stated, "I don't mind another week but we

have been at it so long. It's not going to change my opinion any."

Motion Withdrawn

Councilmember Himmelblau withdrew her motion and Councilmember Goodman withdrew his second.

Mrs. Hendricks appealed to Council to consider favorably the question of St. Johns.

Roll Call on Motion

Roll call on Councilmember Snell's motion to close the public hearing and bring it back on September 14, 1978 agenda for decision, showed the following vote:

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

Noes: None

Mayor McClellan stated: "I want specific information provided to Council just as soon as possible about the one versus 6 pharmacies." Councilmember Snell said he would also like a report concerning the one year or two year options.

TOWN HALL LIBRARY WEEK

Mayor Pro Tem Mullen read and presented to Ms. Brenda Olds a proclamation declaring the week of September 10-16, as Town Hall Library Week. She accepted with her thanks.

RESUMPTION OF DISCUSSION AND RECESS

At this point Council resumed discussion of the Community Block Grant Application which is started on page 6 of these minutes and written to conclusion. Council recessed at 12:10 P.M. and resumed its meeting at 2:30 P.M. When the meeting resumed, the discussion of the Community Block Grant was concluded.

DELTA SCAN

Mayor Pro Tem Mullen moved that the Council adopt a resolution to upgrade Brackenridge Hospital's existing Computerized Tomographic Whole Body Ohio Nuclear Delta Scan 50 to a Delta Scan 2010 at a monthly cost of \$13,500.00. The motion, seconded by Councilmember Trevino, carried by the following vote:

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

Noes: None

### CITY COUNCIL GOALS

The Council had before it for consideration the adoption of the City Council Goals and objectives as amended during a July 6, 1978 work session. Councilmember Cooke suggested the following changes and/or additions to the amendments:

#### Intergovernmental Relations (words underlined are Cooke's additions)

- Objective 2: c. The City should formally join the State and the University of Texas in planning for the development at the Capital area. Legislation establishing a formal committee charged with development of the plan should be pursued. A committee should be appointed by the Council in May of 1979 in the event that such legislation is not approved at State level.

#### Comprehensive Planning

- Objective 2: Prepare a Central Business District Plan for the revitalization of the central city (instead of downtown) area through mutual efforts of the public and private sectors in October, 1978 (instead of June, 1978).
- Objective 3: Review and adopt the Lake Austin Master Plan in January 1979 (instead of February 1978.)
- Objective 7: "Alternative theories of City Planning should be considered.  
a. Consideration should be given to amending zoning ordinances to encourage mixed-use development, multi-level zoning, townhouse development where appropriate, and alternative lay-outs of new areas of the City."

#### Motion

Councilmember Cooke moved that the Council study the addition to the City Council Goals and objectives as amended and put it on the agenda for September 28, 1978 for consideration for a adoption. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Snell

ITEM PULLED

The resolution to consider authorizing a temporary emergency sale of water to the City of Round Rock was pulled from the agenda.

SOLAR ENERGY RESOLUTION PROPOSED

MR. PECK YOUNG, member of the Electric Utility Commission, reported to Council on the Commission's resolution concerning solar energy. He said the

adoption of solar energy would bring new employment to the area and reduce dependence on other fuels. The resolution proposed is as follows:

WHEREAS, solar energy is a potential alternative source of power and

WHEREAS, it represents an alternative to continued use of nonreplenishable fuels, offering a reduction in the related energy economic and environmental crises, and

WHEREAS, this energy industry could provide new employment opportunities, in Austin, and

WHEREAS, Austin is in a unique position both because of its geographic location and the already established ongoing development of a solar industry

THEREFORE BE IT RESOLVED that the Electric Utility Commission of the City of Austin recommend to the Austin City Council that this community and the City Government set as its long-range objective making Austin a national leader in the development and application of solar energy technology by:

- (1) Encouraging development of a solar industry in this city and
- (2) Reducing our city's dependence on nonreplenishable fuels by the comprehensive economical application of solar technology

BE IT FURTHER RESOLVED that to initially implement this objective, we recommend the following immediate actions be taken:

- (1) The City Council adopt a policy that in the planning of all future facilities be required to incorporate solar energy in their design if it can be shown to be the most economical alternative
- (2) The City Council direct Construction Management Department to examine the feasibility of using solar technology to replace any energy system in an existing facility when that replacement is brought to the attention of the Construction Management Department.
- (3) The City Council direct the Austin Electric Utility to seek participation in solar demonstration projects funded by other government agencies when feasible
- (4) The City Council pass appropriate amendments to existing ordinances to facilitate the growth of solar industry
- (5) The City Council adopt a policy forbidding any solar tariff from being incorporated into Austin's electric rate structure at the present time and giving ample advance warning prior to the establishment of any such tariff in the future
- (6) The City Council direct any representatives it has before any other governmental bodies to support any legislative proposals that will serve to encourage the development and oppose any measures that might impede the development of solar technology.

BE IT FINALLY RESOLVED that this commission recommend that the City Council adopt the objectives stated in this resolution after a full public hearing on the means for implementing this objective.

Motion

Councilmember Cooke moved that the Council accept the report of the Electric Utility Commission and set a public hearing for October 19, 1978 at 7:30 P.M. on the resolution concerning solar energy. The motion, seconded by Councilmember Goodman, carried by the following vote:

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Trevino

SHORT TERM LEASE OF 120 COAL CARS

Council had before it a resolution to consider authorization of a short-term lease of 120 coal cars for the Fayette Power Project unit trains to the Detroit Edison Company. Mayor Pro Tem Mullen stated, "Last Council got themselves in trouble by approving contracts that ended up being no recourse. And I wondered if these folks didn't deliver our coal cars back as stated what recourse we would have for damages. What if we ended up without enough coal cars to deliver coal to our people?"

Mr. R.L. Hancock told Council, "We have 484 cars on order. This is 120 out of that group. The lease that they will sign indicates that they will be responsible for monthly payments on a capacity basis and on a per mile basis. And that those cars will be returned as received on order." Mayor Pro Tem Mullen asked if it is unreasonable to ask for a penalty to start if the company does not live up to its contract. Mr. Hancock said there is a penalty for late payment, but that is not a severe enough penalty to get the car back. Mr. Mullen said that something should be done to put some teeth to the contract.

City Attorney Harris said, "We're sizing up the people we are dealing with and we have a good deal of faith in these people." Mayor Pro Tem Mullen commented, "We had a lot of faith in LoVaca too." "That's right" answered Mr. Harris, "and I can see the point." Mr. Mullen asked if they could put into the contract that if they are 10 days or don't get back until 10 days past the contract, that the penalty will double and in another 10 days it will triple, etc. until it becomes prohibitive for them to keep the cars any longer. Mr. Harris said the company may not want to do it that way and we are running out of time with the thing. Mr. Harris said he would take the contract back with whatever clause Council wants in it.

Mr. Harris pointed out, "We are on a tight schedule with this thing as far as trying to get it O.K.'d by both parties. The contract negotiations were going on as late as yesterday and I would like to point out four changes that Detroit Edison insisted on. (1) The term of the contract is for four months. If the cars are enroute from Decker to Superior, Wisconsin in that

time frame, Detroit-Edison insisted that the contract be amended to say that the lease will continue until such time as the normal course of business can get them back to Superior under the same price term conditions that exist at the current time. This means that if they were 5 days from Decker because at the end of 4 months those cars happen to be unloaded at Superior, Wisconsin, the contract will continue until the train got back to Decker. (2) The original draft said if the car was out of service due to warranty maintenance the rent would continue. Detroit-Edison said they would not go for that and that they wanted an abatement for rent of any car that had to be taken out and serviced while the factory warranty maintenance is on it. (3) The third provision that Detroit-Edison would not agree to was that the original draft had in there that they would be responsible for the taxes on the car while they had them and they will not agree to that. It's not standard in the industry and since we would be paying the taxes on them whether they are sitting or rolling, we told them we would bring this to the Council.

After more discussion concerning what might happen, the following motion was made:

#### Motion

Mayor Pro Tem Mullen moved that the Council adopt a resolution to authorize a short-term lease of 120 coal cars for the Fayette Power Project unit trains to Detroit-Edison Company with the modification in contract terms to be negotiated.

Councilmember Cooke questioned how much the maintenance cost of the cars will be and after discussion he asked for a staff analysis from the Electric Department as to what the contractual obligation with Detroit Edison will cost the City in overhead to our staff just to administer the contract for four months. He said he would like to get a better estimate on what the bottom line profit is going to be. Mr. Hancock said this could be done and also stated, "One of the fringe benefits in this sort of an arrangement is that these people are taking coal from the same mine we are. They are burning the same kind of coal in the boilers and there is considerable potential for some increased flexibility on both our parts sometime in the future if, for instance, we have force measure and can't use our coal and need to unload it or if they have the same sort of an arrangement...or if we have some unusual problems. We can reinforce each other."

#### Roll Call on Motion

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Snell

## ADMINISTRATIVE COSTS FOR CETA TITLE II AND VI

Mayor Pro Tem Mullen and Councilmember Goodman introduced an item to Council for consideration. It is to adopt a resolution to pass through administrative costs not to exceed 7½% of total contract amount to CETA Title II and VI subcontractors. Councilmember Goodman said that this is something that cannot be acted upon during this budget year because the applications for CETA people are being processed soon. However, he thought Council should consider this for next year. The problem is, he told Council, at present we award CETA people and allow for no administrative costs. For instance an agency may be allowed 5 CETA people and they will not get a desk or a chair, nor are any costs allowed for telephone service, electricity, or any administrative costs whatsoever. In many instances this causes an economic hardship for the agencies that are involved.

MS. JACKIE WILLIAMS, ESL Title III, appeared before Council, and stated, "Regarding the proposal to allow CETA subcontractors to have administrative funds of 7½%, we feel that there is no regulatory prohibition from doing so. However, we feel that the manpower training division certainly is suffering in terms of their administrative overhead if we make such a move. Our projection on CETA funding for next year is very uncertain at this time. We have received indications from the Department of Labor this week that we will lose approximately 50% of our funding, as we experienced this year. That is 50% of approximately \$6,000,000.00. To off-set the loss of Title VI funds, we are anticipating an increase in our Title III funds which have been designated for youth programs. Our anticipation of those funds are based on a recommendation from the House CETA bill which recommends moving \$5,000,000,000.00 from PSE activities and putting at least \$400,000,000.00 into youth programs. So what I am saying to you is that we are basically guessing and are very uncertain as to what funding for PSE activities actually will be. However, if we elect to pass through that administrative cost for contractors on our programs we feel that the administrative unit within the Manpower Training Division will have to be reduced significantly, and we're talking in terms of possibly having to reduce our staffing pattern up to about 16 positions. Another concern we have in not passing on administrative costs is the fact that we would reduce the number of participants who would be served in the CETA program. As we are currently operating we are contracting with agencies for wages and fringe benefits for participants and not for any administrative responsibilities. The CETA firm sponsors have the total obligation and the Department of Labor looks upon our programs to do the planning and the monitoring and the evaluation of all the CETA programs that are operating. We have not designated any agency to administer the CETA program. We are a body who administers the program directly ourselves and that differs from other prime sponsors within the State of Texas, and throughout the nation. We feel that your options at this point are to consider the current policy and leave it as it is whereby we will not pass on any of the administrative costs to subcontractors. At this point the policy needs to remain in effect at least through the first quarter of this year because we are uncertain of our funding level beyond that point. The action we took at last week's Council meeting extended the current projects that are in operation and we have used the majority of those funds. Another option you have would be to allow the pass through of 7½% of those funds whereby we would reduce the administrative or operating level of the Manpower Division and consider other funding alternatives for the division...We have on



board right now a total of 56 positions. We feel that by passing on the administrative level we may have to reduce that by 15."

There was some discussion among Councilmembers and then Mr. John Aubach who recently resigned from the Texas Council on Crime and Delinquency relayed his experiences with CETA positions on his staff. He said that Austin is the only city where there are no administrative funds provided and told how he signed a personal loan in order to purchase equipment for the CETA people on his staff.

#### Motion

Councilmember Goodman moved that the Council bring this back to Council October 5, 1978, and in the meantime meet with the Manpower Advisory Planning Council. The motion, seconded by Councilmember Himmelblau, carried the following vote:

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

#### EXECUTIVE SESSION CALLED

Mayor McClellan announced that Council would immediately convene in a closed or executive session authorized by Section 2, Paragraphs (e), (f) and (g) of Article 6252-17, Texas Revised Civil Statutes annotated; and after such closed or executive session any final action, decision or vote with regard to any matter considered in the closed or executive session will be made in open session, should such action, decision or vote be necessary.

#### ADJOURNMENT

Council then adjourned its meeting at 4:20 P.M.

APPROVED

Carole Keeton McClellan  
Mayor

ATTEST:

Grace Monroe  
City Clerk