

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

February 3, 1977  
10:00 A.M.

Council Chambers  
301 West Second Street

-----

The meeting was called to order with Mayor Friedman presiding.

Roll Call:

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

Absent: None

EXECUTIVE SESSION ACTION

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

Citizen's Board of Natural Resources and Environmental Quality

Councilmember Himmelblau moved that the Council appoint the following to the Citizen's Board of Natural Resources and Environmental Quality:

For three ~~years~~ staggered terms:

- |                                    |                         |
|------------------------------------|-------------------------|
| Dr. Exalton Dalco - June 30, 1978  | Vacancy - June 30, 1977 |
| Sam Jackson - June 30, 1979        |                         |
| Dr. Gerard Rohlich - June 30, 1979 |                         |

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

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

Library Commission

Mayor Pro Tem Snell moved that the Council appoint the following to the Library Commission:

To fill unexpired term to January 1, 1978

Marjorie Lee

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

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

Noes: None

Heating, Air Conditioning & Refrigeration Appeals Board

Mayor Pro Tem Snell moved that the Council appoint the following to the Heating, Air Conditioning & Refrigeration Appeals Board:

For two year terms: (Term to expire January 1, 1979)

George Smith  
Calvin Faught

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

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

Noes: None

Explosive Appeals Board

Mayor Pro Tem Snell moved that the Council appoint the following to the Explosive Appeals Board:

For one year terms: (Term to expire February 1, 1978)

Jack Barton  
Jim Loflin  
Shirley Halliburton  
Marcus Erfurt  
Jack Womack

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

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

Noes: None

Board of Adjustment

Councilmember Linn moved that the Council appoint the following to the Board of Adjustment:

For two year terms: (Terms to expire February 5, 1979)

John Andrew King  
Mark Perlmutter  
Dr. James Daniel (Alternate)

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

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

URBAN Transportation Commission

Councilmember Trevino moved that the Council appoint the following to the Urban Transportation Commission:

For two year terms: (Terms to expire ~~December 31, 1979~~)

Bill Moore  
Charles Bergstrom  
Dr. Earnest Gloyna

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

Manpower Advisory Planning Council

Councilmember Trevino moved that the Council appoint the following to the Manpower Advisory Planning Council:

Term to September 30, 1977

Milburn L. Locke (TEC) to replace John Greer

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

Navigation Board

Councilmember Hofmann moved that the Council appoint the following to the Navigation Board:

For two year terms: (Terms to expire January 15, 1979)

Dudley McCalla  
Bill Nalle  
Conrad Fath  
Jesse Segovia

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

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

Plumbing Code Board of Appeals

Councilmember Hofmann moved that the Council appoint the following to the Plumbing Code Board of Appeals:

For two year terms: (Terms to expire January 1, 1979)

Frank Gerling  
Don Kylberg  
Larry Zunker

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

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

Energy Conservation Commission

Councilmember Linn moved that the Council appoint the following to the Energy Conservation Commission:

For three year terms: (Terms to expire January 31, 1980)

Lamar Youngblood  
Mrs. Robert Tieman  
John Belle  
Roy Webb  
Dr. Archie Straiton  
Thomas Wier

Unexpired term: (Term to expire January 31, 1978)

Ray Kilgore

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

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

#### CHILDREN'S DENTAL HEALTH WEEK

Mayor Friedman read and then presented a proclamation to Dr. Sam Schneider and Milton the Molar, designating the week of February 6-12, 1977, as Children's Dental Health Week. Since, according to the proclamation, the future is, to a large measure, dependent on the good health of our children and youth, and good dental health is an important part of total physical health, this week has been set aside in observance of children's dental health. Dr. Schneider thanked the Council for the proclamation. He said that Highland Mall and Westgate Mall will have booths set up during Children's Dental Health Week, where people can stop for a free oral cancer check, and a dental hygiene check-up.

#### OFFICE EDUCATION ASSOCIATION WEEK

A proclamation was read by Mayor Pro Tem Snell setting aside the week of February 6-12, 1977, as "Office Education Association Week." The proclamation stated that OEA, whose goal is helping to develop leadership abilities, competency in office occupations, and interest in the American free enterprise system, has 56,000 student members. Accepting the proclamation for the Office Education Association was Valerie Valdez, Chapter President, Travis High School. Ms. Valdez thanked the Council for the proclamation on behalf of all the Chapter Presidents who were present. They were: Roslyn Bishop, Anderson; Paula Gonzalez, Austin; Brenda Pitman, Crocket; Doreen Woods, L.B.J.; Esmeralda Reyes, Johnston; Sandy Hampton, Lanier; Debbie Daniels, McCallum; and Nathan Hale, Reagan.

#### NATIONAL VOCATIONAL EDUCATION WEEK

National Vocational Education Week will be observed February 6-12, 1977, according to the proclamation read by Mayor Friedman. The proclamation, which recognizes the growing need for Vocational Education, as provided by state and national governments, was presented to Mr. Gil Burrell from the Del Valle Independent School District. Mr. Burrell thanked Mayor Friedman for the proclamation on behalf of over 20,000 Distributive Education students in Texas.

#### SER WEEK

Councilmember Trevino read a proclamation designating the week of February 3-9, 1977, as "SER Week." The proclamation cited the City of Austin as the designated Prime Sponsor for the Capital Area Manpower Program (CAMP), which sponsors the local SER program and supports its efforts to provide employment and training services to the unemployed, underemployed, and economically disadvantaged citizens of Austin. The proclamation was accepted by representatives from the SER Board.

## FREE ENTERPRISE WEEK

Mayor Friedman read a proclamation designating "Free Enterprise Week" in Austin, February 7-11, 1977, for the DECA Chapter of Distributive Education at Crockett High School. He encouraged all residents to join in focusing attention on all of the business and distributive education classes that work together helping the free enterprise system benefit our community. Mayor Friedman presented the proclamation to Elouise Brewton, Coordinator for DE, Crockett High School. Ms. Brewton thanked the Council and accepted the proclamation on behalf of the participating students at Crockett.

## CITIZENS'S COMMUNICATIONS

Mayor Friedman pointed out that he had talked to members of the Council individually and on reconsideration of matters concerning William Cannon Drive and the boat races, in which the Council has been completely involved. He requested each speaker to present their case for reconsideration in two minutes. Mayor Friedman stated that this was not a public hearing, that everything that could be said had been said, and that any further debate would be counter-productive.

## WILLIAM CANNON DRIVE

Mr. Linn Murray, President, Whispering Oaks Neighborhood Association, spoke to the Council, requesting a vote of reconsideration on the alignment of William Cannon Drive, as cost as designed would be exorbitant; the taxpayers would have to pay; and he asked why no federal funds were asked for.

Councilmember Linn moved that the Council redesign the drive to include a 14-foot median, with special consideration for a new utility design which would cheapen the cost. The motion, seconded by Mayor Pro Tem Snell, failed to carry by the following vote:

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

## WILLIAM CANNON DRIVE

Mr. Bruce Shumate, President Pro Tem of the McCarty Lane Neighborhood Association, requested a vote of reconsideration on the alignment of William Cannon Drive, as by redesigning the Drive not to go through Oak Hill there would be less paving, less utilities, and they would save energy by eliminating the lights. He asked that they tie in at Boston Lane, which is alignment "B."

Councilmember Linn moved that the Council change the alignment to "B." The motion died for lack of a second. Mayor Friedman said the decision of the Council to align William Cannon as previously decided upon will stand.

## AUSTIN WOMEN'S CENTER SHELTER

Barbara Black Miller, Director of the Austin Women's Center, asked for the Council's approval of the concept of acquiring property for the purpose of using it for a shelter for battered women and their children. This will be a shelter to offer women support in their emotional and physical problems. The County has set aside the sum of \$18,000.00 to be used as a demonstration of their proposed program. They are not asking the City for any money but are asking for the Council's endorsement in helping the Women's Center to find City property that could be leased for a nominal fee for the one-year demonstration project.

Councilmember Lebermann moved that the Council approve the concept and instruct the staff to assist in finding suitable property. 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

## PERSONNEL POLICIES

Mayor Friedman told the Council that Mr. Joseph Pinnelli, representing AFSCME, requested to appear before Council to discuss Personnel Policies. He said that two other items on the agenda would be included in this discussion. They were the consideration of Personnel Policies recommended by the City Manager, and the City Manager report on an Alternative Proposal for Personnel Policies.

JOSEPH PINNELLI, Business Agent for AFSCME Local #1624, said that his membership had worked for 12 months to revise the Personnel Policies. He said he had heard that a workshop had been proposed to discuss the policies and that he would welcome a workshop. He said that as long as the policies were individually decided upon and stood upon their individual merit, he thought everything would work out wonderfully.

Councilmember Trevino said, "I would prefer final passage of these Personnel Policies as soon as possible, but while the Council has heard much information about these policies, we still haven't had a chance, without the pressure of a very heavy agenda, to go over this book piece by piece, as a result, in order to examine the fiscal, legal and other questions involved."

Councilmember Trevino moved that the Council postpone final action on these Personnel Policies until next week's Council meeting, and that a public, open work session be set for February 7, 1977, at 3:00 p.m. in the First Floor Conference Room at the Municipal Annex. 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

Councilmember Trevino also said he thought they should keep themselves open so that if they needed to meet the following day also, they could.

Councilmember Linn asked if the meeting would be open to the public.

Mayor Friedman said the public could listen; it was not a closed meeting, but it was a work session for Council discussion. Councilmember Linn also wanted to know if there would be staff there to answer any questions they might have.

#### PARADE PERMITS

Councilmember Linn moved that the Council approve the request for a Parade Permit from Mr. David Chase for Circus Vargas, from 3:00 p.m. to 4:00 p.m., Wednesday, February 23, 1977, beginning at Municipal Auditorium to the State Capitol, on Riverside Drive, to Congress Avenue and return the same route. 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

Councilmember Linn moved that the Council approve the request for a Parade Permit from Mr. John R. Herrera for People ~~United~~ Against the Death Penalty, from 1:00 p.m. to 4:00 p.m., Saturday, February 19, 1977, beginning on Chicon, to Rosewood, Rosewood to 11th Street, to Red River, to 6th Street to Congress to the State Capitol. 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

Councilmember Linn moved that the Council approve a request for a Parade Permit from Mr. Albert C. Lloyd, Jr., for Boy Scouts of America - Capitol Area Council No. 564, from 10:00 a.m. to 11:00 a.m., Saturday, February 12, 1977, beginning north on Congress Avenue from 2nd and Congress to 11th and Congress, dispersing on the Capitol grounds. 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

#### BOAT RACES ON TOWN LAKE

MR. JERRY MCPHERSON, Inkeeper at Holiday Inn, Town Lake, spoke for Mr. Curtis Raymond, President, Austin Boat Club, Inc. Mayor Friedman reminded him to keep his remarks to two minutes. He said that the boat races on Town Lake in their present form, represent a revenue of a quarter of a million dollars, which represents jobs. It was his opinion that the boat races are a real asset to our community. He feels that the benefits far outweigh the inconveniences to some.

MR. DANNY REED, representing the Austin Boat Club, asked that boat races remain at Town Lake. He said they had worked out a plan to keep the traffic out of the east area during the boat races. He said they would follow all environmental guidelines as they have in the past and will work with anyone who has recommendations.



Mayor Friedman asked Mr. Reed to state exactly what his request was. Mr. Reed replied that their request was to have three boat races at Festival Beach on Town Lake, which would include the one race during Aqua Festival. Mayor Pro Tem Snell asked what the preparations were to keep traffic out of East Austin. Mr. Reed said they had worked on a traffic plan to keep all of the traffic flow going directly from I.H. 35 directly on to Festival Beach. All streets going into East Austin will be barricaded and definite plans will be made to work with the people to keep the traffic out.

Mayor Pro Tem Snell stated that this issue has become a very serious matter with him. He has talked with people in the neighborhood and he thinks that both factions should be able to get together and work out a solution. He said that he did not think this should be a political issue, and he thought Town Lake should be used by the people, but not to the extent of infringing on anybody's rights. Mayor Pro Tem Snell said that there should be a discussion between residents of East Austin and the Austin Boat Club. He said if the traffic can be diverted out of the east Austin neighborhood, and the litter problem taken care of, they should have the race, but if it can't be done, then there should be no race.

After further discussion, Mayor Pro Tem Snell moved that the Council place this issue on next week's agenda, after a meeting discussing the traffic question has been held. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

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

Mayor Friedman reiterated that this was a postponement for one week on the second final decision regarding the boat races.

#### HIGH SCHOOL VISITORS RECOGNIZED

Councilmember Lebermann recognized the large number of Johnson High School students attending the Council meeting. They were Myron Bankhead's government class.

#### ANNEXATION HEARING

Mayor Friedman opened the public hearing to consider annexation of 52.49 acres of land out of and a part of the Theodore Bissel League. No one appeared to be heard.

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

52.49 acres of land out of and a part of the Theodore Bissel League in Travis County, Texas. (Initiated by the City of Austin - Case No. C7a-76-015)

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Trevino

#### RELEASE OF EASEMENT

Councilmember Linn moved that the Council adopt a resolution authorizing the release of the following Easement:

A portion of a Public Utility Easement out of and a part of Lot 33, Block C, Resubdivision of a portion of Highland Park West, a subdivision in the City of Austin, Travis County, Texas and locally known as 4601 Balcones Drive. (Requested by Mrs. John Barclay of the Paul G. Lundgren Agency, Inc., in behalf of the owner and prospective buyer)

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Trevino

#### LICENSE AGREEMENT AUTHORIZATION

The Council had before it for consideration, authorization for a License Agreement permitting the use of a portion of the right-of-way on South Congress Avenue for parking and landscaping. Councilmember Linn inquired about the existing gas and water lines. Mr. Reuben Rountree said that there was an existing 8-inch gas line and 8-inch water main. Mayor Friedman asked who would be responsible for payment of any possible damage to the lines that might be incurred in construction of the parking area. Mr. Rountree stated that if damage was done in the course of building the parking area, it would be the applicant's responsibility. Councilmember Linn wanted to know if this condition was in writing. Mr. Rountree said it would be in the license agreement, and if it was not in the agreement, it would be re-written to include this provision. Councilmember Himmelblau asked if the radius of the curb still met all of the safety requirements. Mr. Rountree assured her that it did.

Councilmember Linn moved that the Council adopt a resolution authorizing the following License Agreement, to include a special clause that if the City has to repair the gas and water lines for any reason at any time, the applicant is responsible for payment of same:

License Agreement permitting the use of a portion of the right-of-way on South Congress Avenue for parking and landscaping, which is contiguous to Tract "A" of Rebba Heights, a subdivision in the City of Austin, Travis County, Texas. (Requested by Mr. James E. Fielder, Executive Vice-President for Lockhart Savings & Loan Association)

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

#### CONTRACTS AWARDED

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

Bid Award:	- Lawn Mowers, Edgers and Trimmers, Annual Purchase of All Departments.
BUTTERY HARDWARE COMPANY 105 West Main Street Llano, Texas	- Items 1-3, 5 - \$12,584.00
W. H. RICHARDSON COMPANY 3708 Woodbury Austin, Texas	- Item 4 - \$3,451.00

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

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

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

JACK MCKAY LUMBER COMPANY 1645 East 6th Street Austin, Texas	- Cement, Portland and Masonry, Central Stores. Twelve (12) Months Supply Agreement including 12 months extension. Items 1 and 2 - \$28,386.06
--	--

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

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

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

TEXAS CRUSHED STONE COMPANY I. H. 35 Georgetown, Texas	- Limestone, Crushed, Type F, Public Works Department and Street and Bridge Division. Twelve months Supply Agreement, including 12 months exten- sion. Item 1 - \$6,720.00
--	--

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Lebermann

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

GENERAL OFFICE EQUIPMENT COMPANY	- Office Furniture, Police Department.
4108 North Lamar	Items 1-12 - \$5,280.84
Austin, Texas	

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Lebermann

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

Bid Award:	- Automotive and Equipment Parts. Twelve Months Supply Agreement, with option to extend for additional 12 months.
WALTER TIPS COMPANY	- Items 1-3, 5-7, 10, 12-15, 17, 19-23,
200 Colorado	25, 26, 28-36, 38(Champion) 39, 42-47,
Austin, Texas	49-52, and 54 - \$63,000
ALLIED SALES COMPANY	- Items 9, 11, 16, 27, 38(AC & Autolite)
5001 East 5th	44, 53 - \$16,000
Austin, Texas	
AUSTIN MACHINE & GRINDING COMPANY	- Item 37 - \$3,000.
201 East 1st Street	
Austin, Texas	
MOTOR PARTS WAREHOUSE	- Items 18, 22 - \$2,000.
506 West Avenue	
Austin, Texas	
AUTOMOTIVE ELECTRIC OF AUSTIN	- Item 41 - \$5,500.
9600 Middle Fiskville Road	
Austin, Texas	

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Lebermann

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

ARMSTRONG SMITH PAINT COMPANY	- Traffic Marking Paint, Urban Transportation Department.
2677 Martin Street	
East Point, Georgia	Item 1 and 2 - \$40,950.00

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

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

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

SOUTHWESTERN HYDRAULICS, INC.	- Overhaul Two Overhead Aerial Tower Devices
812 South 2nd Street	Vehicle & Equipment Services Department
Mansfield, Texas	Item 1; 2 ea. @ \$14,875.00
	Total \$29,750.00

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

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

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

CENTRAL TEXAS CLARKLIFT	- Two Fork Lifts, Vehicle & Equipment Services Department.
9508 Interregional Highway	
Austin, Texas	Item 2; 2 ea. @ \$15,005.00
	Total \$30,010.00

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

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

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

PULSAFEEDER	- Two Chemical Feed Pumps, Power Production Division, Electric Department.
4189 Bellaire Boulevard	
Houston, Texas	Item 1; 2 ea. @ \$3,819.00
	Total \$7,638.00

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Lebermann

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

Bid Award:

- Tractors and Mowers, Parks and Recreation Department, Power Production Division and Wastewater Treatment Division

LANFORD EQUIPMENT COMPANY  
830 Airport Boulevard  
Austin, Texas

- Items 1 - 4 - \$39,076.20

WATSON DISTRIBUTING COMPANY  
9111 Broadway  
San Antonio, Texas

- Item 5 - \$1,842.00

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Lebermann

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

ALAMO STEEL & MACHINE COMPANY  
2311 Rutland Drive  
Austin, Texas

- Fabricated Reinforcing and Structural Steel and Aluminum Grating, Water and Wastewater Treatment.  
Items 1-3 - \$7,440.00

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Lebermann

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

TIMBERLINE NURSERY AND LANDSCAPE COMPANY  
2541 Hunting Drive  
Ft. Worth, Texas

- Sprinkler Replacement Parts for Toro System, Parks and Recreation Department.  
Items 1-39 - \$8,816.84.

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Lebermann

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

CLARIN CORPORATION  
927 North Shore Drive  
Lake Bluff, Illinois

- Padded Metal Folding Chairs and Chair Trucks, Auditorium and Coliseum Department.  
Item 1 and 2 - \$38,325.00

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

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

Noes: None

Not in Council Chamber when roll was called: Councilmember Lebermann

Councilmember Trevino questioned the purchasing of the padded metal folding chairs from an out-of-state firm when there was a firm in Austin that could furnish chairs for \$18,000.00. After some discussion on the merit of the chairs and why they were needed, as well as a comparison of construction, Councilmember Trevino agreed to the purchase from Clarin Corporation.

#### HEARING - VACATION OF ALLEY

At 11:00 a.m. Mayor Friedman opened the public hearing on vacating Newton Street Alley. Mr. Reuben Rountree, Director of Public Works, stated the alley to the north had been closed for many years. The applicant was present. No opposition appeared.

Mayor Friedman introduced the following ordinance:

AN ORDINANCE VACATING AND PERPETUALLY CLOSING THAT CERTAIN PORTION OF NEWTON STREET ALLEY NO. 2, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; RETAINING AN EASEMENT IN THE CITY FOR PUBLIC UTILITIES AND DRAINAGE PURPOSES; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Linn moved that the Council ~~waive the public hearing, 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 Linn, Trevino, Mayor Friedman, Mayor Pro Tem Snell, Councilmembers Himmelblau, Hofmann, Lebermann

Noes: None

The Mayor announced that the ordinance had been finally passed.

## SENIOR LUNCHEON PROJECT

Councilmember Trevino moved that the Council adopt a resolution authorizing entrance into a contractual agreement with the Governor's Committee on Aging for a fourth year grant for the Austin-Travis County Senior Luncheon Project in the amount of \$175,988, Title VII funds. (Period: February 1, 1977, to January 31, 1978) The motion, seconded by Councilmember Himmelblau, carried by the following vote:

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

## DEED CONVEYANCE

Councilmember Himmelblau moved that the Council adopt a resolution authorizing execution of a deed conveying certain rights-of-way consisting of 36 parcels acquired in connection with the Fayette Power Project and an easement for drainage channel purposes across four parcels to the State Department of Highways and Public Transportation for the relocation and reconstruction of State Highway 159 in Fayette County. 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

## SIDEWALK CONSTRUCTION PROGRAM

Councilmember Trevino moved that the Council adopt a resolution authorizing acceptance of a grant in the amount of \$1,525,193.00 from the Economic Development Administration for Sidewalk Construction Program. CAPITAL IMPROVEMENTS PROGRAM, LOCAL PUBLIC WORKS SIDEWALKS. 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

PUBLIC HEARING ON PROPOSED SETTLEMENT WITH  
LO-VACA GATHERING COMPANY

Councilmember Trevino moved that the Council set a public hearing on the proposed settlement with Lo-Vaca Gathering Company on March 1, 7:00 p.m. in the Municipal Auditorium. 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

Mayor Friedman set the ground rules for the hearing. He said, after the City's



presentation on the overview of what the settlement entails, discussion will be open on the floor for discussion of the settlement proposal. Individual comments will be limited to four minutes.

#### WOODWARD STREET IMPROVEMENTS

Mayor Friedman introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OF TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY.  
(Woodward Street)

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 Linn, 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 ordinance had been finally passed.

#### PARKING AREA FOR UT STUDENTS

The City Council had before it for consideration ~~amending~~ Section 21.31 (1) of the Austin City Code of 1967 by adding a new subsection (2) to section (1) as follows:

- (2) The City Manager may designate a separate area to be used by the University of Texas for university student parking subject to parking permit requirements of the University of Texas.

Mayor Friedman asked how much the University of Texas was going to pay the City for the parking lot. City Manager Davidson replied that the University didn't propose to pay for the parking. Councilmember Trevino said he understood the hospital and neighborhood parking report is due on February 24th and proposed that the decision be delayed until February 24th, 1977, in order to alleviate any problems. Mayor Friedman said that he thought it should be made clear to the University that if they wanted to use the lot they should pay something for the use.

Councilmember Trevino moved that the Council postpone the decision regarding the parking lot until February 24, 1977. 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

#### AMENDMENT OF CITY CODE APPROVED

Mayor Friedman introduced the following ordinance:

AN ORDINANCE AMENDING CHAPTER 21, SECTION 37, OF THE AUSTIN CITY CODE OF 1967, BY AMENDING SUBSECTION (n) THEREOF TO PROVIDE FOR THE INSTALLATION AND OPERATION OF TRAFFIC SIGNALS AT THE INTERSECTIONS OF PUBLIC STREETS AND PRIVATE DRIVEWAYS; SUSPENDING THE RULE REQUIRING THE READING OF AN ORDINANCE ON THREE SEPARATE DAYS; AND DECLARING AN EMERGENCY.

Councilmember Linn moved that the Council waive the requirement for three readings, declare an emergency and finally pass the ordinance effective immediately. 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, C  
Noes: None

The Mayor announced that the ordinance had been finally passed.

#### RECOGNITION OF STUDENTS

Councilmember Linn recognized one of her students, Miss Lane, who was attending the Council meeting with her students from Fulmore Junior High.

#### LOCAL PUBLIC WORKS SIDEWALKS APPROVED

Mayor Friedman introduced the following ordinance:

AN ORDINANCE AMENDING ORDINANCE NO. 760909-K, CAPITAL IMPROVEMENT PROGRAM BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1976, AND TERMINATING SEPTEMBER 30, 1977, BY APPROPRIATING \$1,560,204.80 FOR SAFE SCHOOL SIDEWALKS; SUSPENDING THE RULE REQUIRING THAT ORDINANCES BE READ ON THREE SEPARATE 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 effective immediately. The motion, seconded by Councilmember Hofmann, 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 ordinance had been finally passed.

## EXERCISE AREAS FOR DOGS

Mayor Friedman introduced the following ordinance:

AN ORDINANCE DESIGNATING CERTAIN AREAS WHERE DOGS ARE PERMITTED TO BE WITHOUT DIRECT PHYSICAL CONTROL; AND SUSPENDING THE RULE REQUIRING AN ORDINANCE TO BE READ ON THREE SEPARATE DAYS.

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

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

The Mayor announced that the ordinance had been finally passed.

## COMPREHENSIVE HOUSING STRATEGY

Mayor Friedman asked that the Council give approval to the concept introduced in the Comprehensive Housing Strategy study. He asked that it be submitted to the proper committees considering HCD fundings, as well as working with ad hoc housing committees.

Councilmember Linn moved that the Council approve the Mayor's request. 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

## PROCESSING CHANGES IN RESTRICTIVE COVENANTS

Mayor Pro Tem Snell said there had been some problem concerning the procedures for processing changes in restrictive covenants. He had asked for a report from staff concerning this. Deputy City Manager Homer Reed said that it had been recommended the procedure to be followed be formalized in cases where restrictive covenants are requested. The procedure would be the same as filing new zoning cases.

Mayor Pro Tem Snell moved that the Council approve the recommendations of the staff concerning the processing of changes in restrictive covenants. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

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

## SCHOOL SIDEWALK PROGRAM

Mr. Henry referred to the recently completed review of school sidewalk needs for fiscal year 1976-1977. City Manager Davidson said that Council approval was needed for the plan as submitted so that they could proceed. The report was filed with the City Council.

Councilmember Lebermann moved that the Council approve the Fiscal Year 1976-1977 School Sidewalk Program. The motion, seconded by Councilmember Himmelblau, carried by the following vote:

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

Noes: None

Not in Council Chamber when roll was called: Mayor Friedman

## BUILDING INSPECTION REPORT

City Manager Davidson asked Mr. Lonnie Davis to give a report concerning questions that had been asked about drainage and driveways at 1909 Miles Avenue. Mr. Davis showed slides which pictured that the present drainage system is adequate to handle the design storm based on existing development; that overflow provisions are provided for the more intense storms; that there is a two-foot change in elevation toward the waterway, of the ground under the house; and that the natural drainage of the waterway is somewhere between the house and the existing easement. Mr. Davis indicated the plumbing on the slide and stated that it was approved for above ground use. He showed several new structural members underneath the house and said all of the plumbing was new.

Mr. Davis showed a slide of 1101 South 6th Street. The structure had been demolished and the area cleared.

Mr. Davis said that in the report some reference was made to the handling of a notarized statement concerning a driveway. This was researched by the City Attorney's office and it was determined that no legal infraction was involved in the manner that notarization occurred. The notary did leave the acknowledger spot blank and did notarize the instrument without writing that in. Mr. Davis said that is not a legal infraction. He said the form was rather poorly drafted and had been in use for some 20-25 years. Prior to this incident the instrument was re-drafted by the City Attorney's office and is now in use.

## CITIZENS' TRAFFIC SAFETY COMMISSION

On the request of the Citizen's Traffic Safety Commission, Councilmember Linn moved that the Council postpone decision at its scheduled Public Hearing on February 10, 1977, on Revisions to the proposed Driveway Ordinance. The motion, seconded by Councilmember Lebermann, carried by the following vote:

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

Noes: None

Not in Council Chamber when roll was called: Mayor Friedman

The Council recessed at 11:35 a.m. until 2 p.m.

AFTERNOON SESSION  
2:00 P.M.

POLICE PROTECTION FOR CITIZENS OF AUSTIN

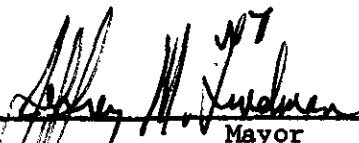
Mr. Louis Davis appeared before the City Council to express his concern for the safety of the women of Austin against attackers. He had several suggestions regarding the protection of women and what they can do to protect themselves. Mr. Davis also had suggestions for police surveillance in areas where he felt there was increased crime.

The incidents which occurred during the robbery of a ~~gasoline~~ station of which Mr. Davis was manager in 1968, were recalled by him. He told how he had been shot by a policeman and suggested that payment for his pain and suffering was due him by the City of Austin. No action was taken by Council.

ADJOURNMENT

The Council adjournedaat 2:20 p.m.

APPROVED

  
Mayor

ATTEST:



City Clerk