



Austin City Council MINUTES

For AUGUST 17, 1989 - 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

Mayor Pro Tem Shipman called to order the meeting of the Council, noting the absence of Mayor Cooke and Councilmember Urdy.

MINUTES APPROVED

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, approved minutes for regular meeting of August 10, 1989 and special meetings of August 9 and 10, 1989. (4-0 Vote, Councilmember Barnstone out of the room, Councilmember Urdy and Mayor Cooke absent)

CHILD CARE COMMISSION REPORT

Jeanette Watson, chairperson, Child Care Commission, reported on the television forum.

CONTRACT APPROVED

The Council, on Councilmember Humphrey's motion, Councilmember Nofziger's second, adopted a resolution approving a contract award to Clampitt Paper Company, Austin, Texas for fine paper to include high speed copier paper and laser printer paper, not to exceed \$266,884.00-General Services Department. (The rest of the award to bring the total to \$321,937.00 will be re-bid for recycled paper.) (4-0 Vote, Councilmembers Urdy and Barnstone and Mayor Cooke absent.)

CONSENT RESOLUTIONS

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, adopted the following resolutions all in one consent motion: (4-0 Vote, Councilmember Barnstone not yet present, Mayor Cooke and Councilmember Urdy absent.)

Public Hearing Set

Set a public hearing amending Capital Recovery Fee Ordinance No. 880630-B and Section 13-3-3 of the Land Development Code to set new Capital Recovery Fees of \$1,252.00 and \$1,303.00 for Water and Wastewater respectively for September 7, 1989 at 6:30 P.M.

Release of Easement

Authorized release of a portion of the Sanitary Sewer Easement on

Lot 6, Westgate West, recorded in Volume 54, Page 26 of the Travis County Deed Records, locally known as 2710 Windswept Cove. (Request submitted by Stewart Title Company on behalf of Marie Stevens Drury).

Relocation of Utilities

Authorized and approved of an agreement with the State Department of Highways and Public Transportation, in the amount of \$1,030,966.40 for the relocation of water and wastewater utilities on U.S. 183 from Loop 1 to Metric Boulevard. C.I.P. No. 237896

CAPCO

Approved of the CAPCO regional plans for enhanced 9-1-1 emergency telephone service and continued participation in the regional plan.

Civil Service Commission

Confirmed Mr. Gerald Henderson's appointment to the Civil Service Commission.

Public Hearings Set

Set a public hearing on an amendment to the Interim Land Development Code concerning parking for theatres: September 7, 1989 at 4:30 P.M.

Set a public hearing to amend Chapter 13-2 to designate William Cannon Drive between Brodie Lane and Southwest Parkway a scenic arterial and enact appropriate sign regulations: September 7, 1989 at 6:00 P.M.

Set a public hearing on an appeal of the Planning Commission's decision to deny an appeal of an approved site plan for McDonald's Restaurant, 5516 North Lamar: September 7, 1989 at 7:00 P.M.

PUBLIC HEARING SET

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, set a public hearing for proposed amendments to the Land Development Code relating to convention center uses and site development regulations in the CBD for September 7, 1989 at 5:00 P.M. (4-0 Vote, Councilmember Barnstone and Councilmember Urdy and Mayor Cooke absent)

ITEMS POSTPONED

Postponed to August 24, 1989 is consideration of an ordinance amending Ordinance No. 870219-Q, the Minority-Owned and Women-Owned Business Enterprise Ordinance, by amending the appeals procedure for denial of certification.

8/17/89

Postponed to August 24, 1989 is consideration of a resolution to ratify contracts held by members of M/WBE Advisory Committee.

Postponed to September 7, 1989 is approval of contract awards to Nurses Plus, 911 West 39th St. #307, Austin, Girling Health Care Inc, 4902 Grover, Austin, and Norrell Health Care, 3742 Jefferson, Suite 316, Austin, for Brackenridge supplemental staffing on an as-needed basis, not to exceed \$1,680,800.00.

Postponed to August 24, 1989 is approval of a contract award to Walgreen Company for management of private pharmacy services to Medical Assistance Program in the amount of \$1,260,000.00 - Health Department.

RECESS

The Council recessed from 1:22 to 1:34 P.M.

RESOLUTION FOR MICKEY LELAND

After observing the death of United States Congressman Mickey Leland in a minute of silence, Councilmembers requested a resolution be drafted for his family.

CONSENT ORDINANCES

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed the following ordinances all in one consent motion: (5-0 Vote, Councilmember Urdy and Mayor Cooke absent)

Variance

Approved request for a variance from right-of-way dedication for East 11th Street parking lot in conjunction with the development of the East 11th Street public parking lot.

Speed Zones

Amended the Austin City Code to modify the following reduced speed zones due to street name change from Canadian Street to Robert T. Martinez Jr. Street adopted by City Council on May 25, 1989. (No modifications to the reduced speed school zones in the field are required.)

11-2-99(d) 20 mph

Delete: Canadian from the centerline of 2nd Street to the centerline of Santa Rosa (Zavala School)

11-2-99(d) 20 mph

Delete: Canadian from 100 feet south of East 1st Street to 100 feet north of Garden Street (Metz School)

11-2-99(d) 20 mph

Add: Robert T. Martinez, Jr. Street from the centerline of East 2nd Street to the centerline of Santa Rosa Street (Zavala School)

11-2-99(d) 20 mph

Add: Robert T. Martinez, Jr. Street from 100 feet south of East 1st Street to 100 feet north of Garden Street (Metz School)

Zoning Ordinances

Approved second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code to rezone property locally known as 12937-12947 Research Boulevard, Zoning Case C14-89-0003 from "SF-2" to "GR-CO", GARY LIPPOLD, by Holford Group. First reading on March 20, 1989, (5-0), Councilmembers George Humphrey and Charles Urdy out of room at roll call. Conditions met as follows: Restrictive covenant incorporating conditions imposed by Council has been executed. Conditional overlay incorporates conditions imposed by Council. Dedication of right-of-way has been accomplished.

Approved second/third readings of an ordinance amending Chapter 13-2 of the Austin City Code to rezone property locally known as 5218-5524 McCarty Lane, Zoning Case C14-88-0105 from Tr. 1 "SF-2" to "MF-2-CO", Tr. 2 "SF-2" to "SF-6", Tr. 3 "SF-2" to "RR" and Tr. 4 "SF-2" to "RR", FIRST REPUBLIC BANK NA, by Lichliter/Jameson & Associates. First reading on December 8, 1988, (5-0), Mayor Pro Tem Sally Shipman and Councilmember Max Nofziger out of room at roll call. Conditions met as follows: Conditional overlay incorporates conditions imposed by Council. Dedication of right-of-way has been accomplished through subdivision.

RECESS

Council recessed its meeting from 1:45 to 4:10 P.M.

ZONING HEARINGS

Mayor Pro Tem Shipman announced Council would hear the following zoning cases. Council heard, closed the public hearings and acted upon as follows:

Annexation of Red Bud Trail

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Barnstone's second, waived the requirement for three readings and finally passed an ordinance approving full purpose annexation of the 88 acre Stratford Tract on Red Bud Trail. (5-0 Vote, Mayor Cooke and Councilmember Urdy absent.

8/17/89

C14-89-0007 - UNIVERSITY OF TEXAS SYSTEM by Lichliter/Jameson & Associates Inc., Stratford Drive and Red Bud Trail, from "UNZ" to "PUD". RECOMMENDED to grant "PUD" (6-0). The Commission noted that two issues were raised by concerned citizens. The issues are: (1) the gross acreage of Tract 1, which will be used to calculate the 60% impervious cover, and (2) the preservation of the Red Bud Trail Capitol View Corridor.

ORDINANCE

Mr. Tracy Watson, Planning Department, stated: "There were two issues raised. In response to one of the issues the University has modified the land use plan to reduce the acreage of the tract for cluster townhomes to a total of eight acres to include the balance of what used to be that particular site into the single family tract, that was at the request of some neighborhood representatives and has been done."

(On Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, 5-0 Vote, Mayor Cooke and Councilmember Urdy absent.)

C14-89-0029 - NPC, INC. by Hamel & Copus, 11100 Parkfield Drive, from "NO" to "LO" RECOMMENDED "LO-CO" subject to the following conditions: (1) Restricting development to the "NO" height regulations and (2) use be limited to "NO" uses including medical with a rollback to "NO" zoning if medical use ceases.

ORDINANCE

(On Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, 5-0 Vote, Mayor Cooke and Councilmember Urdy absent.)

Continued to September 7, 1989 at 4:00 P.M. is consideration of the Shellberg Tract Joint Venture - C14-88-0096.

Also continued to September 7, 1989 is consideration of rescinding the action taken by Council on January 26, 1989 regarding the Shellberg Tract.

RECESS

The Council recessed its meeting from 4:22 to 5:00 P.M.

PUBLIC HEARING - APPEAL

Mayor Pro Tem Shipman opened the public hearing set for 5:00 P.M. on an appeal of the Building Standard Board's decision regarding the demolition of a structure at 800 New Castle. After some discussion the following motion was made:

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, voted to bring this back on October 19, 1989. (4-0 Vote, Councilmember Barnstone out of the room, Mayor Cooke and Councilmember Urdy absent.)

RECESS

Council recessed its meeting from 5:10 to 5:30 P.M.

CITIZEN COMMUNICATIONS

Robert Flores, and J.B. Flink discussed flood control. Ned Anderson and Susan Garry did not speak. William W. Sullivan Jr. had withdrawn his request to speak. Maria F. Rocha and Carol A. Guthrie discussed the budget and employee relations. Gerald Daugherty spoke about business in the Austin community. Brian Lynch and Christopher Strand were not present to speak.

RECESS

Council recessed its meeting from 5:53 to 6:00 P.M.

PUBLIC HEARING - BUDGETS

Mayor Pro Tem Shipman opened the public hearing on the proposed 1989-90 Capital Improvements Program and Operating Budget.

Speaker's cards are on file in the City Clerk's office.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Nofziger's second, closed the public hearing. (5-0 Vote, Mayor Cooke and Councilmember Urdy absent.)

PUBLIC HEARING - ENDANGERED SPECIES SURVEY ORDINANCE

Mayor Pro Tem Shipman opened the public hearing set for 7:00 P.M. on Endangered Species Survey Ordinance.

Speaker's cards are on file in the City Clerk's office.

Motion

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, closed the public hearing. (5-0 Vote, Mayor Cooke and Councilmember Urdy absent.)

Motion

The Council, on Councilmember Nofziger's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed the Endangered Species Survey Ordinance as recommended by the Planning Commission and amended by Council. (5-0 Vote, Mayor Cooke and Councilmember Urdy absent.)

ADJOURNMENT

The Council adjourned its meeting at 9:00 P.M.