



# Austin City Council MINUTES For

JULY 17, 1986 - 1 00 P M

Council Chambers 307 West Second Street Austin Texas

## City Council

Frank C Cooksey  
Mayor

John Treviño Jr  
Mayor Pro Tem

Council Members  
Mark Rose  
Smoot Carl Mitchell  
Sally Shipman  
George Humphrey  
Charles E Urdy

Jorge Carrasco  
City Manager

Elden Aldridge  
City Clerk

## Memorandum To

Mayor Cooksey called to order the meeting of the Council, noting the presence of all Councilmembers

### MINUTES APPROVED

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, approved minutes for regular meetings of July 3, 1986 and special meetings of June 24, 25, 1986 and July 1, 2, (4 00 P M and 6 00 P M ), and July 3, 1986 (5 00 P M ) (6-0 Vote Councilmember Rose was out of the room )

### CITIZEN COMMUNICATIONS

The following people spoke during Citizen Communications

Mr Mark J Weaver discussed pornography Mr Dick Obenhaus and Mr Ted Hendricks discussed affordable housing Dr Al Lindsdy, Ms Rebecca Weaver and Mr Jack Heacock talked about nuclear warhead testing Mr Norris Carr discussed Hotel Bed Tax Issue Ms Cynthia Valadez talked about parkland

### TASK FORCE ON HOMELESS REPORT

Doyal Nelms presented the final report on Task Force for the Homeless

### HOUSING SUBCOMMITTEE OF THE COMMUNITY DEVELOPMENT COMMISSION

Several speakers reported on affordable housing They were members of Housing Subcommittee of the Community Development Commission

## RESOURCE MANAGEMENT COMMISSION

Roger Duncan reported on Recommendation Concerning the Installation of Renewable Energy and Energy Conservation Devices. A copy of his report is on file in the City Clerk's office. Mr. Duncan also reported on Recommendation on a Water Conservation Rate Structure. He said they recommend adoption of Option B1.

Council requested an agenda item on the July 31, 1986 agenda to set a hearing on the Commission recommendation concerning water conservation rate structure.

## OLD BUSINESS

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion (6-0 Vote, Councilmember Rose out of the room).

Right-of-Way Dedication

Passed through third reading of an ordinance amending establishing right-of-way dedication and reservation policy for the City, providing requirements and amending the Subdivision Ordinance accordingly.

Zoning Ordinances

Approved amending Chapter 13-2 and 13-2A of the Austin City Code (Zoning Ordinance) to cover the following changes:

- |                      |               |             |
|----------------------|---------------|-------------|
| (1) JOEL D WILKINSON | 4010 Manchaca | From "SF-3" |
| C14-86-012           | Road          | to "NO"     |

Second and third readings First reading on April 3, 1986, (6-0) Councilmember Mark Rose absent. Conditions have been met as follows: Restrictive Covenant incorporating conditions imposed by Council has been executed.

- |                                 |                  |           |
|---------------------------------|------------------|-----------|
| (2) RICE COURT DEVELOPMENT, INC | Northeast corner | From "DR" |
| & GULF FABRICATORS, INC         | Cross Park Drive | to "GR"   |
| C14-86-058                      | & U S 290 East   |           |

Second and third readings First reading on June 5, 1986, (7-0) No conditions.

- |                           |                |           |
|---------------------------|----------------|-----------|
| (3) TRAMMELL CROW COMPANY | 1801 Slaughter | From "GR" |
| CROW-GOTTESMAN-SHAFFER #4 | Lane           | to "CS-1" |
| C14r-86-023               |                |           |

Second and third readings First reading on June 5, 1986, (6-0) Councilmember Mark Rose out-of-room. Conditions have been met as follows: Development restricted to that shown on Site Plan attached as Exhibit "B" to the Ordinance.

- (4) JOHN E SIMMONS, TRUSTEE 12613-12925 From Interim "RR"  
By Melinda J Longtain I H 35 & to "CS"  
C14r-84-522 proposed Farmer  
Lane

Second and third readings First reading on May 2,  
1985 (6-0) Conditions have been met as follows  
Development restricted to that shown on Site Plan  
attached as Exhibit "B" to the Ordinance

- (5) THREE POINTS PARTNERSHIP 15608 Century From Interim "SF-2"  
By Kristaponis, Gregory & Street to "LI"  
Associates  
C14-85-262

Second and third readings First reading on November  
7, 1985, (6-0) Councilmember Mark Rose absent  
Conditions have been met as follows Right-of-way on  
Century Street has been conveyed by Street Deed

- (6) LUTHERAN FOUNDATION OF 9596-9608 U S From Interim "RR"  
THE SOUTHWEST Hwy 290, 9701- to "GO"  
By Larry Turner 9721 Giles Road  
C14-86-003

Second and third readings First reading on April  
3, 1986, (6-0) Councilmember Mark Rose absent  
Conditions have been met as follows Development  
restricted to that shown on site plan attached to  
Ordinance as Exhibit "B"

- (7) DEAUVILLE AUSTIN CORP 1000-1114 East From "CS", "LO"  
By Kristaponis Gregory Anderson Lane "GO", "MF-2" &  
& Associates (U S 183), & "SF-3" to "GR", "CH"  
C14r-85-223 8017-8019 North & "CS-1"  
I H 35

Second and third readings First reading on  
November 7, 1985 (5-0) Councilmember Urdy  
out of the room, Councilmember Rose absent  
Conditions have been met as follows Devel-  
opment restricted to that shown on site plan  
as attached as Exhibit "D" to the Ordinance

- (8) JAMES DALE LEE, ET AL 4326 & 4330 From "SF-3"  
By James D Lee James Casey to "LO"  
C14-85-123 (part)

Second and third readings First reading on July  
11, 1985, (7-0) Conditions have been met as follows  
Right-of-way on James Casey Street has been conveyed  
by Street Deed

EMERGENCY PASSAGE OF ORDINANCE

CONSENT ORDINANCES

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion (7-0 Vote)

Capital Improvements Program

Approved receiving and accepting work of paving Radam Lane consisting of approximately 1 block C I P 77/62-03

Contract Revenue Bonds

Approved Contract Revenue Bonds in the amount of \$36,000,000 to be issued by Circle C Municipal Utility District No 3 (5-0 Vote, Mayor Cooksey abstained and Mayor Pro Tem Trevino abstained due to conflict of interest )

Waivers to Comprehensive Watersheds Ordinance

Approved Comprehensive Watershed Ordinance Waivers (6-1 Vote, Mayor Cooksey voted No )

Nuckols Crossing

Approved the agreement regarding the construction of the Nuckols Crossing 24" waterline

Legal Description Correction

Amended the following ordinances to correct the legal description or use designation

- a Ordinance No 850131-K (Zoning Case No C14-84-178)
- b Ordinance No 850404-G (Zoning Case No C14-85-008)
- c Ordinance No 860522-A (Zoning Case No C14-85-191)

Annexation Ordinances

Approved, through all three readings, the following annexation ordinances

- a Approximately 842 Acres of land out of the Thomas B Westbrook Survey No 5, the Noel M Bain Survey No 1, Ayers Moody Survey 168 and other surveys in Travis County, Texas for full purposes (C7ar-86-002)
- b Approximately 2,807 acres of land out of the William H Sanders Survey No 54, the Lucas Munos Survey No 55, the M Castro Survey No 50 and other surveys in Travis County, Texas for full purposes (C7ar-86-003)

- c Approximately 2,433 acres of land out of the Reuben Hornsby Survey No 32, the Reuben Hornsby Survey No 17, the O Buckman Survey No 40, the Joseph Duty Survey No 16, the J B Walters Survey No 48 and the John Burleson Survey No 33 for full purposes (C7ar-86-007)
- d Approximately 324 acres of land out of the James Trammel Survey No 4, the A Eanes Survey No 812, the Henry P Hill Survey 813 and the Chas H Riddle Survey No 19 for full purposes (C7ar-86-010)
- e Approximately 281 acres of land out of the J C Harrelson Survey No 78, the J A G Brooks Survey No 79 and the T H Mays Survey No 89, for limited purposes of planning and zoning (C7ar-86-009)
- f Approximately 397 acres of land out of Lucinda Madden Survey No 206, Robert McKinney Survey No 520, W S Hall Survey No 412, R M Johnson Survey No 74, T D Wade Survey No 616, John D Harvey Survey 37, William McCowan Survey No 607, Arnold and Barret Survey No 45, John D McAllister Survey No 71, W S Wallace Survey No 67 and other Surveys in Travis County for limited purposes (C7ar-86-008)

#### Item Pulled

Pulled from the agenda was an ordinance ratifying an agreement for easement and serving as basis for exemption from the Waterfront Overlay Combining District

#### Covenant

Approved amending Ordinance No 860626-H to add a covenant to City of Austin Texas Combined Utility Systems Revenue Bonds Series 1986 B

#### CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Carl-Mitchell's second, adopted the following resolutions in one consent motion (5-0 Vote, Councilmembers Humphrey and Urdy out of the room )

#### Item Pulled

Pulled from the agenda was consideration of authorizing eminent domain proceedings to acquire an electric transmission easement over the following tracts of land for the Circuit 972, McNeil to Howard Land Project 0 24 acre out of a 15 01 acre tract described in the deed recorded in Volume 8618, Page 639, of the Deed Records of Travis County, Texas

Eminent Domain Proceedings

Authorized eminent domain proceedings to acquire an Electric Transmission Easement over the following tracts of land for

The Circuit 3125, Lytton Springs to Trading Post Project

8 51 acres out of a 192 acre tract described in the deed recorded in Volume 1644, Page 251, of the Deed Records of Travis County, Texas

Release of Easement

Authorized release of the following easement

a Portions of the 5' Public Utility Easements on the common lot line of Lots 26 & 27, Block D, Eubank Acres Section Two (301 Caddo Street) (Request submitted by Mr and Mrs John N Herndon)

Capital Improvements Program

Approved acquisition of a 1 3416 acre (58,439 69 square feet) of land for the purpose of Highway 183 (Research Blvd ) and Loop 1 (MoPac) interchange right-of-way C I P 85/62-01

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Approved selection of an architectural consultant to provide professional services in connection with the planning, design and construction of the Burnet and Parmer Lane Prototypical Fire Station C I P 85/83-09

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Approved a transfer of excess 1984 G O Bond funds from three completed projects to the following uncompleted project, participation with developers and property owners for drainage improvements C I P 60/76-75

Change Orders

Approved the following change order In the amount of \$106,114 00 to Clearwater Constructors, Inc for the Albert H Ullrich Water Treatment Plant Expansion, Contract No 1 (2 0% increase of the original contract total of change orders to date, 8 77) C I P 73/22-98

Contracts Approved

Approved the following contracts

- |   |   |  |
|---|---|--|
| a | USCO POWER EQUIPMENT COMPANY<br>824 North 36th Way<br>Birmingham, Alabama                   | - CAPITAL IMPROVEMENTS PROGRAM -<br>Twenty-nine (29) 138 KV Outdoor<br>Air Switchers, Electric Utility<br>Department<br>Items 1-3 - \$109,235 00 C I P<br>Nos 79/16-05, 85/16-19 & 86/16-20  |
| b | SIEMENS ENERGY & AUTOMATION<br>12200 Northwest Freeway, Ste 415<br>Houston, Texas           | - CAPITAL IMPROVEMENTS PROGRAM -<br>34 5 KV 5 Metal Clad Switchgear,<br>Electric Utility Department<br>Item 1 - \$392,842 00 C I P<br>No 86/16-05  |
| c | SIEMENS ENERGY & AUTOMATION<br>12200 Northwest Freeway,<br>Suite 415<br>Houston, Texas      | - CAPITAL IMPROVEMENTS PROGRAM -<br>Three (3) 138 KV Circuit Switchers,<br>Electric Utility Department<br>Item 1 - \$90,747 00 C I P Nos<br>86/16-04 & 81/16-02                              |
| d | SIEMENS ENERGY & AUTOMATION, INC<br>12200 Northwest Freeway,<br>Suite 415<br>Houston, Texas | - CAPITAL IMPROVEMENTS PROGRAM -<br>Four (4) 138 KV Circuit Switchers,<br>Electric Utility Department<br>Item 1 - \$120,996 00 C I P No<br>86/16-02  |
| e | GENERAL ELECTRIC COMPANY<br>1550 Northeast Loop 410,<br>Suite 206<br>San Antonio, Texas     | - CAPITAL IMPROVEMENTS PROGRAM -<br>Four (4) 31,200 KVAR Shunt Power<br>Capacitor Banks, Electric Utility<br>Department<br>Item 1 - \$530,784 00 C I P No<br>86/16-02                        |
| f | GENERAL ELECTRIC COMPANY<br>1550 Northeast Loop 410,<br>Suite 206<br>San Antonio, Texas     | - CAPITAL IMPROVEMENTS PROGRAM -<br>Nine (9) 138 KV Potential<br>Transformers, Electric Utility<br>Department<br>Item 1 - \$53,550 00 C I P Nos<br>86/16-13, 85/16-19 & 86/16-20             |
| g | GENERAL ELECTRIC COMPANY<br>1550 Northeast Loop 410,<br>Suite 206<br>San Antonio, Texas     | - CAPITAL IMPROVEMENTS PROGRAM -<br>Neutral Grounding Resistors,<br>Electric Utility Department<br>Items 1 & 2 - \$38,037 00<br>C I P Nos 86/16-20 & 86/16-05                                |
| h | GENERAL ELECTRIC COMPANY<br>1550 Northeast Loop 410,<br>Suite 206<br>San Antonio, Texas     | - CAPITAL IMPROVEMENTS PROGRAM -<br>Eighteen (18) 138 KV Station<br>Class Surge Arrestors, Electric<br>Utility Department<br>Item 1 - \$32,742 00 C I P Nos<br>85/16-19, 86/16-20 & 79/16-05 |

- 1 L E MYERS COMPANY  
4315 Allen Genoa Road  
Pasadena, Texas
- CAPITAL IMPROVEMENTS PROGRAM -  
Construction of Overhead  
Electric Distribution Facilities  
at FM 973 & Elroy Road, Electric  
Utility Department  
Total \$116,807 41 C I P No  
86/14-02
- j SUN-TEX FENCE COMPANY, INC  
9210 United Drive  
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -  
Installation of Fencing, Posts,  
Gates, Concrete Mowing Curb and  
Aprons at Krieg Softball Complex,  
Parks and Recreation Department  
Total \$56,810 00 C I P No  
75/86-56
- k CLEARWATER CONSTRUCTORS, INC  
16021 North I H 35  
Round Rock, Texas
- CAPITAL IMPROVEMENTS PROGRAM -  
Construction of Walnut Creek  
Wastewater Treatment Plant  
Expansion, Water and Wastewater  
Utility Department  
Total \$9,347,000 00 C I P No  
82/23-81
- l BIO GRO, INC  
1916 Forest Drive  
Annapolis, Maryland
- CAPITAL IMPROVEMENTS PROGRAM -  
Hornsby Bend Lagoon I Sludge  
Removal, Transport and Disposal,  
Water and Wastewater Department  
Total \$4,883,000 00 C I P No  
85/23-15
- m ROBERT JENTSCH CONSTRUCTION, INC  
P O Box 3343  
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -  
Construction of Gabion Erosion  
Control Structures at Shoal Creek  
below White Rock Drive, Public  
Works Department  
Total \$33,020 00 C I P No  
85/60-07
- n ROBERT JENTSCH CONSTRUCTION, INC  
P O Box 3343  
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -  
Bridge Repair and Drainage  
Improvements to the West 45th  
Street Bridge at Shoal Creek,  
Public Works Department  
Total \$139,473 10 C I P No  
85/60-09
- o PAT CANON EXCAVATING COMPANY  
12732 Twin Creeks Road  
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -  
Construction of Sidewalk and  
Sidewalk Ramp Improvements, Phase  
III, Project 1-E including Water  
Meter Adjustments, Public Works  
Department  
Total \$57,866 20 C I P Nos  
86/61-03 & 83/22-04



- |   |   |  |
|---|---|--|
| p | Energy Plant Constructors, Inc<br>9700 Richmond Avenue<br>P O Box 42999<br>Houston, Texas | - CAPITAL IMPROVEMENTS PROGRAM -<br>Contract No 3 to the South<br>Austin Regional Wastewater<br>Treatment Plant Expansion and<br>Improvements, Public Works<br>Department<br>Total \$8,525,000 00 C I P No<br>85/23-16 |
| q | PIONEER AGGREGATES<br>8900 Ramirez<br>Austin, Texas                                       | - Aggregate for Seal Coat, Public<br>Works Department<br>Twelve (12) Month Supply<br>Items 1-4 \$73,470 00 86-0295-LR  |
| r | BBL INDUSTRIES, INC<br>1225-A Crosby Road<br>Carrollton, Texas                            | - Mobile Telephone Terminal,<br>Vehicle & Equipment Services<br>Department<br>Total \$55,000 86-S593-LI  |
| s | TECHLINE, INC<br>8750 Shoal Creek Boulevard<br>Austin, Texas                              | - Street Light Poles, Vehicle<br>and Equipment Services<br>Department<br>Items 1-4 - \$86,932 00<br>86-0294-LR   |

#### Renal Dialysis Services

Approved a one year contract renewal with the Austin Diagnostic Clinic for renal dialysis services for an estimated cost of \$300,768 00 with option to renew for two, one (1) year extensions

#### Title X Family Planning Grant Funds

Approved renewing the contract with the Texas Department of Health to accept \$95,034 00 for Title X Family Planning Grant Funds (April 1, 1986 through March 31, 1987 )

#### Item Postponed

Postponed to July 31, 1986 is a resolution ratifying the City Manager's appointment of resource people to three of the Comprehensive Plan Task Groups

#### 1985 Victim Assistance Act Funds

Supported application for 1985 Victim Assistance Act Funds through the State of Texas, Governor's Office, Criminal Justice Division

Parkland

Accepted a gift to the City of Austin from Randy Morine of 61 acres of parkland in the Austin Hills Subdivision

1986 Mortgage Revenue Bond Program Guidelines

Affirmed the action of the Austin Housing Finance Corporation Board of Directors to adopt 1986 Mortgage Revenue Bond Program Guidelines

Rental Rehabilitation Program Grant Funds

Authorized the City Manager or his designee to submit a program description to the United States Department of Housing and Urban Development (HUD) to qualify for and accept an allocation of \$199,000 of rental rehabilitation program grant funds, fiscal year 1986

City's Independent Audit

Authorized a professional services contract with Coopers and Lybrand for the City's independent audit, pension audits, bond sale work and other related work for the four year period beginning with FY 85-86 and ending with 88-89, with an option to renew for one year

Item Postponed

Postponed to July 31, 1986 consideration of determining the winner and runner-up of the Affordable House Design Competition

Public Hearing Set

Set a public hearing on the following

Amending Section 1305 of Chapter 13-2A to include additional roadways to the Principal Roadway Areas  
July 31, 1986 at 5 00 p m

Bonds

Authorized writ of mandamus proceedings to compel the Attorney General to approve the validity and issuance of City of Austin, Texas, Combined Utility Systems Revenue Bonds, Series 1986 B

Select Committee on Electric Rates

Approved extending the deadline of the Select Committee on Electric Rates from July 19 to August 1, 1986 in order to complete the writing of their report

## CITY OF AUSTIN ETHICS AND FINANCIAL DISCLOSURE ORDINANCE

The Council voted on eleven amendments during the third reading of a new City of Austin Ethics and Financial Disclosure Ordinance and approved them all. Complete transcript of motions for the amendments is on file in the City Clerk's office.

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, passed through THIRD READING of a new City of Austin Ethics and Financial Disclosure Ordinance, to be effective September 4, 1986 (7-0 Vote)

## WATERFRONT OVERLAY DISTRICT

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, passed through SECOND AND THIRD READINGS of an ordinance amending Chapter 13-2A of the City Code (Zoning Ordinance), establishing a Waterfront Overlay District (WO), for properties in the Town Lake Corridor (6-0 Vote, Councilmember Rose abstained )

## HEARINGS SET

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, set the following public hearings

- 1 August 14, 1986 at 5 30 p m , on the request of Ms June Hawley and Ms Stella Nilsen for a public hearing on an appeal of the Planning Commission's decision to grant a conditional use permit for 2915 Guadalupe C14p-86-005 (Related to C14-86-043)
- 2 August 7, 1986 at 6 00 p m , on the request of the Fontainbleu owners and dwellers request for a public hearing on an appeal of the Planning Commission's decision granting a Special Permit for pre-school nursery on Enfield Road C14p-86-013

## SOUTHERN UNION GAS FRANCHISE

The Council, on Councilmember Rose's motion, Mayor Cooksey's second, passed through FIRST READING ONLY of an ordinance for Southern Union Gas Franchise, six points are to be negotiated with the Council Sub-Committee (6-1 Vote, Councilmember Humphrey voted No )

## ITEM POSTPONED

Council postponed until July 31, 1986 consideration of approval of the following change order. In the amount of \$78,830.00 to Digital Equipment Corp. for the land based information system to provide computer hardware, software and maintenance (3.0% change of original contract) C I P 85/62-74

## ITEM POSTPONED

Postponed until July 31, 1986 is a resolution to consider approving an amendment to the Restrictive Covenant dated December 7, 1978, executed by Cox Enterprises, Inc

## MUD NAME CHANGE

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, waived the requirement for three readings and finally passed an ordinance approving a name change for South-west Austin Municipal Utility District No 3 to Circle C Municipal Utility District No 3 and amending the Utility Construction Contract of said district (5-0-0 Vote, Mayor Pro Tem Trevino abstained due to conflict of interest and Councilmember Humphrey was out of the room )

## APPROACH MAINS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Rose's second, adopted a resolution approving the following approach mains (6-0 Vote, Councilmember Humphrey out of the room )

NOTE The amount of LUE's approved for wastewater commitment does not guarantee service in the event that the flows to affected treatment plants exceed legally permitted flows, and does not imply commitment for land use (Water and Wastewater Commission recommends approval)

- a 481 Anderson Mill Car Wash II, Wastewater
- b 482 Bright Star Estate, Wastewater
- c 491 Lift Station 27 & 68 Imp , Wastewater
- d 492 McCullick Tract, Wastewater
- e 686 Hanks 2 22 Acre, Water
- f 687 Hanks 2 22 Acre, Wastewater
- g 736 Anderson Mill Phase I, Water
- h 737 Anderson Mill Phase I, Wastewater
- i 783 Friedman Tract II, Water
- j 784 Friedman Tract II, Wastewater

## PUBLIC HEARING - HOTEL OCCUPANCY TAX STUDY

Mayor Cooksey opened the public hearing scheduled for 5 00 p m on Hotel Occupancy Tax Study The following people spoke Bo Byers, Dr John King, Norris Carr, Eva Wisser, Chris Bush, Randy McCaslin, Tom Davies, Steve Houser, Jayne Dibrell, Fred Hanna, Bill Arnold, David Dunham, Joe Morin, Erasmo Andrade, Ron Painter, Juan Cotera, Phillip Creer, Mr Niemeyer, Sami Dwyer, Lauro Cruz, Raul Vasquez, Gus Garcia, Sam Guzman, Diana Castaneda, Martha Cotera, Rick Chapa, Enrique Lopez, Lee Cooke, Tommy Wyatt, Darrell Capparelli

Motion

The Council, on Councilmember Urdy's motion, Councilmember Shipman's second, closed the public hearing (6-0 Vote, Councilmember Carl-Mitchell out of the room )

## EXTENSION OF PERMITS

The Council, on Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, approved an extension of time on Water and Wastewater permits for Mrs Dorothy Parsons for property identified as 504 Wonsley Drive until November 8, 1987 (7-0 Vote)

## PUBLIC HEARING - GROUP HOMES FOR ELDERLY

Mayor Cooksey opened the public hearing scheduled for 3 00 p m on an amendment to Chapter 13-2A (Revised Zoning Regulations) relating to group homes and accessory apartments for elderly persons

Mr Kurt Bishop, Office of Land Development Services, reviewed the ordinance No one else appeared to speak

Motion

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance to amend Chapter 13-2A (Revised Zoning Regulations) relating to group homes and accessory apartments for elderly persons as recommended by the Planning Commission (7-0 Vote)

## PUBLIC HEARING - SAN JACINTO CENTER

Mayor Cooksey opened the public hearing set for 3 30 p m to consider granting of easements to the San Jacinto Center on Town Lake Project

After Richard Ridings, Director of Public Works, explained the subject, and Bill Bingham spoke, the following motion was made

Motion

The Council, on Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, closed the public hearing, waived the requirement for three readings and finally passed two ordinances, and adopted a resolution granting easements to the San Jacinto Center on Town Lake Project (6-0 Vote, Councilmember Shipman out of the room )

## ITEM POSTPONED

Postponed until July 31, 1986 is Councilmember Shipman's item to discuss improvements to the development system for processing small projects

## CIVIC CENTER DESIGN ASSISTANCE TEAM

Councilmember Rose said that Coalition for People's Places should be added to the appointments to the Civic Center Design Assistance Team

## U D A G PROGRAM

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, approved reprogramming \$200,000 00 from the U D A G Program into the Housing and Economic Development Fund for the 12th Year C D B G Program (7-0 Vote)

## ZONING POSTPONED

The applicant requested a six month delay on the following zoning case Council approved by acclamation

-85 COXVILLE JOINT	12230 North Lamar	From "I-RR"
149 VENTURE	Blvd	To "PUD" ("SF-6" standards)
(part) (Case 8) (#22)		NOT RECOMMENDED
By Corky Gilbert		RECOMMENDED "LO" fronting
		on North Lamar for 200
		foot depth "SF-6" PUD for
		the balance
		<u>DELAYED SIX MONTHS</u>

## ZONING HEARING

Mayor Cooksey announced Council would hear the following zoning case Council heard, closed the public hearing and passed through FIRST READING ONLY the following

-86 ADON E SITRA	12184-12186 Jolly-	From "LO"
059 By Terrence L	ville Road	To "LR"
Irion		RECOMMENDED subject to
		bank use only, no
		development on rear
		portion of tract until
		U S 183 freeway improve-
		ments complete (can be
		used by neighborhood
		as a ballfield until
		then) and rear of tract,
		when developed, subject
		to NO regulations and
		uses, plus other agree-
		ments
		<u>GRANTED "LR" FIRST</u>
		<u>READING</u>

Marie Gaines, OLDS, reviewed She said it is for bank use only and no TIA is required because the bank facility will not generate an excessive amount of traffic nor pose any capacity issues for Jollyville Road The valid petition has been withdrawn "As a final note, as part of the conditions of the zoning request the applicant has filed a request for rollback to "SF-6" on the back portion as part of the agreement with the neighborhood "

Terry Irion, representing the applicant, said the area has been zoned "L0" for two years and has an approved site plan for office buildings totaling 24,000 square feet. Mr. Irion said there was a valid petition against the project but they have since talked to all of the surrounding property owners adjacent to the tract and they have recommended favorable support for the neighborhood association position which is supportive of the applicant. "The applicant has agreed with the neighborhood association to file a re-zoning for the back two-thirds of the tract to "SF-6". That application has been filed and we are asking this evening for first reading approval only on that zoning."

Glen Reddick and Bill McClusitch both spoke in support of the zoning change and agreements. So did Aubrey Drew, Jim O'Donnell. Gene Curb opposes the proposal.

#### Motion

Councilmember Urdy made a motion to approve the Planning Commission recommendation on the first reading and with the final reading come back with an application for the remaining portion of the tract. Mayor Pro Tem Trevino seconded the motion, which passed by a vote of 6-1 with Councilmember Shipman voting No.

#### ACTION ON ZONING CASE

Council was scheduled to take action at 7 00 p m on the following zoning case:

-85 CITY OF AUSTIN  
288 By Office of Land  
Development Service  
(#54)

Hwy 71 West

From "I-RR"  
To "LR" & "NO"  
ADOPT LACEY PLAN WITH  
18 CONDITIONS  
"NO" 1/2 ACRE  
"LR" 6 ACRES

(On Mayor Cooksey's motion, Councilmember Rose's second, 4-3 Vote, Councilmembers Carl-Mitchell, Humphrey and Shipman voted No.)

#### HEARING POSTPONED

Postponed until July 31, 1986 at 5 30 p m was a hearing on an ordinance amending Chapter 13-2A (Revised Zoning Regulations) to provide for a site plan review and additional regulations for duplexes containing six or more bedrooms per lot.

#### AUDITORIUM SITE AS PARK

Mayor Cooksey opened the public hearing set for 7 00 p m to consider dedication of certain City-owned tracts of land generally bounded by West Riverside Drive, Lee Barton Drive, Barton Springs Road and South First Street for park-purposes.

Gerald Hurley opposes the site for a park and spoke in favor of a civic center there. Melvin Wrenn said the question should be taken back to the voters. The following people spoke in favor of a park site: David Morales, T Paul Robbins, John Houghton, James Pinedo, Shudde Fath, Gary Brock, Mariam Blum, Richard Gravois, Michael Curry, Cynthia Valadez, Katherine Kennedy, Jonathan Markley, Jesse Aguilera, Ricardo Madrigal, Jay Powell, Andy Ramirez, Robert Shortes, Larry Akers, Phyllis Brinkley, Mary Arnold, Lee Cooke and Ray Reese.

#### Motion

Councilmember Carl-Mitchell made a motion to close the public hearing, waived the requirement for three readings and finally pass an ordinance dedicating certain City-owned tracts of land generally bounded by West Riverside Drive, Lee Barton Drive, Barton Springs Road and South First Street for park-purposes.

#### Substitute Motion - FAILED

Mayor Pro Tem Trevino made a motion, seconded by Councilmember Urdy to table the question until a site has been selected for a convention center. Motion FAILED by a vote of 3-4 with Councilmembers Carl-Mitchell, Humphrey, Shipman and Mayor Cooksey voting NO.

#### Roll Call on Motion

5-0 with Mayor Pro Tem Trevino and Councilmember Urdy abstaining.

#### BOARD AND COMMISSION APPOINTMENTS

The Council on Councilmember Shipman's motion Councilmember Carl-Mitchell's second, approved the following board and commission appointments (7-0 vote).

##### **Affirmative Action Task Force - 2**

**Antley Blackburn**  
**Edgardo Uballo**

##### **Architectural Excellence Commission - 1**

**Billy Little**

##### **Building Code Board of Appeals - 2**

**Bill Winans**  
**Gary Jester**

##### **Cable Commission - 2**

**Sabeltas Matabana**  
**Linda Rogers**

##### **Citizen's Traffic Safety Commission - 1**

**Robert Atkin**



Child Care Commission - 1  
Michaelyn Saubel

Solicitation Board - 2  
Carol Ballomy  
Greg Monroe

Economic Development Commission - 1  
Gus Garcia

Electric Utility Commission - 4  
Shirley Path  
Sam Griswold  
Neal Kocurek  
Bill Oakley

Elisabet Ney Museum Board of Directors - 3  
Mary Edwards  
Gregory Free  
Gail Kimbro

Employee's Retirement Board - 1  
Ed Golden

Historic Landmark Commission - 6  
Julia Burton  
Jim Christianson  
Jim Fowler  
Sharon Greenhill  
Richard Mayer  
Dr. Betty Phillips

Parks and Recreation Board - 3  
Dr. Donna Lopiano  
Bill Malle  
Elvia Ortiz-Castro

Planning Advisory Board - 3  
Frank Garling  
Donald Hushner  
Frank Young

Renaissance Market Commission - 4  
Jarrell Knowles  
Ralph Pacheco, Jr  
Virginia Pickens  
Morna Seidars

Resource Management Commission - 3  
Heather Ball  
Paul Balmarth  
Max Nofziger

Solar Appeals Board - 7  
Chris Riggs  
Mac Word  
Stan Johnson  
Roger Rich  
Jeffery Brouillette  
Anne Harpe

7/17/86

## PUBLIC HEARING - APPEAL OF PLANNING COMMISSION DECISION

Mayor Cooksey opened the public hearing set for 5 00 p m on an appeal of Mr H C Cleckler of the Planning Commission's decision to grant a conditional use permit and "CS-1" zoning for 114 Huntland Drive APPEAL WAS DENIED WHEN ZONING CASE FAILED DUE TO VALID PETITION

This was considered at the same time as the following zoning case

p-86 LARRY BAUGH, TRS 114 Huntland Blvd  
052 By James Harper

From "CS"  
To "CS-1"  
RECOMMENDED subject to  
1) be fenced along the back (covering four adjacent lots) at a height and design to dispel noise (suggested height eight feet), 2) fifty foot buffer along MF-4 zoned area to be planted with landscaping design to dispel noise, with a fence on the "inside" to keep people from entering the buffer area from on-site, 3) sexually-oriented use(s), as defined by City Code, to be prohibited, also, topless display and topless dancing to be prohibited, 4) amplified music limited to 70 decibels at the property line, 5) use limited to a night-club operated by James Harper only, no other use permitted (The legal department has advised that this condition is not appropriate and should be void)

ZONING DENIED BECAUSE OF  
VALID PETITION

Motion

Mayor Cooksey made a motion, seconded by Councilmember Urdy

to approve "CS-1" subject to 90 decibels of sound inside the night club and 60 decibels of sound at the fence line, with an off-site parking requirement Motion passed by a 4-3 vote with Councilmembers Shipman, Carl-Mitchell and Humphrey voting No Zoning, however, was DENIED because there was a valid petition which requires six affirmative votes in order for a zoning change to be approved

#### FINANCIAL ADVISORY SERVICES

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Rose's second, adopted a resolution approving a contract with First Southwest Company for financial advisory services (6-0 Vote, Councilmember Humphrey out of the room )

#### ADJOURNMENT

Council adjourned its meeting at 2 00 a m July 18, 1986