



## **Austin City Council MINUTES**

**For** JUNE 13, 1985 - 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 absence of Mayor Pro Tem Treviño.

### **MINUTES APPROVED**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, approved minutes for regular meeting of May 30, 1985 and Special Meetings of May 22 & 28, 1985: (5-0 Vote, Mayor Pro Tem Treviño absent, Councilmember Rose was out of the room.)

### **CITY MANAGER REPORT - FUNDING OPTIONS**

City Manager Carrasco reported on Funding Options Utilizing Additional General Fund Ending Balance. The following ordinances were before the Council:

Transferring \$2,450,704 in interest revenues from the General Fund Ending Balance to the General Obligation Debt Service Fund Ending Balance.

Appropriating \$2,500,000 from the General Fund Ending Balance to the Parks and Recreation Department to fund Town Lake redevelopment.

Appropriating \$500,000 from the General Fund Ending Balance to the Human Relations Department to meet Federal Mobility Accessibility Standards.

Transferring \$300,000 from the General Fund Ending Balance to establish a Liability Trust Fund.

Mr. Carrasco explained to Council why the amendments are being recommended.

#### CONSENT ORDINANCES

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

#### Operating Budget Amendment

Amended the 1984-85 Operating Budget by:

- a. Transferring \$30,000 from the Water and Wastewater Utility Ending Balance to provide sufficient funding for the construction of the Stassney Lane Water Transmission Main.
- b. Transferring \$2,450,704 in interest revenues from the General Fund Ending Balance to the General Obligation Debt Service Fund Ending Balance.
- c. Appropriating \$2,500,000 from the General Fund Ending Balance to the Parks and Recreation Department to fund Town Lake redevelopment.
- d. Appropriating \$500,000 from the General Fund Ending Balance to the Human Relations Department to meet Federal Mobility Accessibility Standards.
- e. Transferring \$300,000 from the General Fund Ending Balance to establish a Liability Trust Fund.
- f. Appropriating \$73,800.00 from the General Fund Ending Balance to the Communications Department - Public Information Office's Operating Budget to fund the expansion of staff for Municipal Cable Television Channel 6.
- g. Appropriating \$40,000 to the Public Works Department's Operating Budget to fund renovations to the passenger elevator in the Annex Building.

#### Item Postponed

Postponed for two weeks consideration of a budget amendment accepting a grant award of \$9,851.00 from the Texas Interagency Council on Early Childhood Intervention to administer a High Risk Infant Outcome Study during the period May 1, 1985 to August 31, 1985.

CIP Budget Amendments

Amended the 1984-85 Capital Improvements Program Budget by appropriating \$30,000 transferred from the Water and Wastewater Utility Fund Ending Balance for the construction of Stassney Lane Water Transmission Main.

William Cannon Drive Improvements

Declared the necessity for and ordering improvements to William Cannon Drive (previously North Bluff Drive, street name changed by City Council on November 15, 1984) and Pleasant Valley Road Intersection, consisting of 1 unit covering the intersection. C.I.P. No. 78/62-32.

Taxicab Age

Approved an ordinance amending Section 8-7-199(d) of the Austin City Code to change the date for calculating the age of taxicabs from October of the year preceding the model year to January of the model year.

July 4, 1985 City Council Meeting Cancelled

Approved cancelling the July 4, 1985 City Council meeting.

Item Postponed

Approved allowance of offsets to the Wastewater Capital Recovery fee totalling \$710,687.73 for taps purchased in Milwood, Section 12-21 for the cost of installing a 20-inch gravity wastewater main.

Legal Description

Amended Ordinance No. 841018-S, Zoning Case No. C14-84-074 to correct the legal description. (Intersection of proposed Oltorf Street and Ben White Boulevard)

Zoning Ordinances

Amended Chapters 13-2 and 13-2(A) of the Austin City Code (Zoning Ordinance) to cover the following changes:

- a. GEORGE S. NALLE, SR. 1001-1019 Rio Grande From "CS" & "CS-H"  
ET AL 600-620 W. 10th St. to "TMJ" & "TMJ-H"  
By George S. Nalle, Jr. 1000-1018 Nueces  
C14-84-448 601-621 W. 11th Street

- b. THE R. B. LEWIS CO. 6831-6923 Bee Caves From Interim "SF-2"  
By T. J. Morton Rd., 101-105 Canyon to "TR" & "LO"  
C14-84-250 Rim Drive

(5-0 Vote, Mayor Pro Tem Trevino absent, Councilmember Shipman abstained.)

- c. SANDRA A. COOPER 4005 Manchaca Road From "SF-3" to  
By C. R. Pope "LO"  
C14-84-348

(5-0 Vote, Councilmember Rose abstained, Mayor Pro Tem Trevino absent)

- d. LARRY NIEMANN 13844, 13850, 12858 From "SF-2" to "CS"  
C14r-84-328 & 13862 U.S. 183 N.

(5-0 Vote, Councilmember Rose abstained, Mayor Pro Tem Trevino absent)

Item Pulled

Pulled from the agenda was consideration of the following zoning ordinance:

ALBERT VANDERLEE  
C14-77-098

12001 U.S. 183, 12200  
Howlett Court, 12100-  
12102 Bell Avenue, 12000-  
12004 Tweed Court, 5901-  
6001 & 6000-6004 McCoy Rd.

From Interim "SF-2"  
to "LO"

Zoning Ordinance

Approved the following zoning ordinance:

ANCHOR INVESTMENTS  
By John Barkley  
C14-85-002

2202 Nueces

From "MF-4"  
to "NO"

EMERGENCY PASSAGE OF ORDINANCE

ORDINANCE AMENDMENT

The Council, on Councilmember Humphrey's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance No. 850516-L, Zoning Case No. C14r-84-050 by deleting and substituting the site plan attached as exhibit "A", on EMERGENCY BASIS. (6-0 Vote, Mayor Pro Tem Trevino absent.)

TAXICABS

The Council had before them for consideration an ordinance increasing the number of vehicles authorized to be used as taxicabs as follows:

- a. Roy's Taxi Service from 80 vehicles to 110 vehicles.
- b. American Cab Company from 100 vehicles to 200 vehicles.

Allen Brecher, Director of Urban Transportation, addressed Council and said the industry has gone through a lot of changes and needs additional permits.

Carlos Velasquez, vice-president, Roy's Taxi, said he wants a one year moratorium on the taxi industry. He said there are too many cabs and the drivers are not making enough money. He also asked for a ceiling on additional permits and the establishment of a task force to determine future needs.

Councilmember Urdy stated drivers are driving 12-16 hours a day just to meet expenses.

Jerry Harris, representing Greater Austin Transportation Company, which is American Cab, said the company has made a profit from the beginning. They want to add 25 cabs per quarter. He said their company is healthy and they have people wanting to lease/purchase and day lease their cabs. Mr. Harris cited their response time as the reason for their large business and said they will have computers in their cabs in October to speed up response time.

Mr. Tourneau, American Cab Company, discussed the lease program they have and said they are doing well.

Council and staff discussed the lease/purchase plan, response time, income of drivers and other matters. Mr. Brecher said American Cab Company could use more cabs. Roy's request is questionable because their revenue is decreasing.

William Escobar, with Roy's, spoke against adding more cabs. Jo Vianas Jr. said he is losing \$40-\$50 a day since American came to town.

Larry Weise, Yellow owner/operator, protested additional cabs.

Monty Crow, Yellow driver for three years said he is driving 16 hours a day and not making expenses.

Tom McGoogle, American Cab driver, said his customers are happy. He said he had driven for Roy's and they are unprofessional.

Sandra Baskin, Yellow driver, said she is against more cabs. Her income has been cut in half by American.

After discussion, the following motion was made:

Motion

The Council, on Councilmember Urdy's motion, Councilmember Carl Mitchell's second, voted to not issue any additional permits and directed the City Manager to direct staff to look at existing situation and unused permits and base decision for reallocation on the study made. (4-1-0 Vote, Mayor Cooksey abstained, Mayor Pro Tem Trevino absent, Councilmember Rose voted NO.)

ITEMS POSTPONED

Mayor Cooksey announced several items on the agenda are not germane and will not be heard because Council cannot take action. They are:

1. Mr. Ron Wall, requesting that Council rescind the last two five mile annexations up the Colorado River.
2. Mr. Robert Glosson requesting that Council disannex 10 miles of Colorado.
3. Mr. Lindsey Hobbs requesting that Council disannex 10 miles of Colorado River.
4. Ms. Sharlene N. Collins requesting that Council adopt an ordinance approving the land plan for the Maple Run at Austin M.U.D. No. 1.
5. Ms. Laura Hauss requesting that Council amend its recent annexation policy.
6. Ms. Janie Griffin requesting that Council stop (roll back) annexation or at least qualify their intentions.

## APPEAL DENIED

Mayor Cooksey opened the public hearing set for 2:00 p.m. on an appeal from Mr. David B. Armbrust of the Planning Commission's decision regarding an amendment to an approved Special Permit Site Plan for Lamar Savings Association. C14p-84-084.

Mr. Armbrust reviewed and said it is for a hotel complex for approximately 2,000 people who will stay there, work there, etc.

Ms. Diane Van Helden, Historic Landmark Commission, said they disapprove

Motion

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, moved to DENY the appeal under criterion 9. 4-2 Vote, Councilmembers Rose and Urdy No, Mayor Pro Tem Trevino absent.

## PUBLIC HEARING

Mayor Cooksey opened the public hearing set for 2:30 p.m. to consider designating an area generally bounded by Martin L. King Boulevard to the north, I.H. 35 to the west, Riverside Drive and State Highway 71 to the south, and the Colorado River and Ed Bluestein Boulevard to the east as a target development area for Commercial Use Industrial Revenue Bonds.

Zeke Romo asked Council not to take action because studies are being done to study the project. Tina Allen said this is needed and there should also be an exit north to Manor Road. Paul Hernandez approved.

Motion

The Council, on Councilmember Urdy's motion, Councilmember Carl-Mitchell's second, approved designating certain development areas; making findings required by the rules of the Texas Economic Development Commission, and other matters relating to the subject, and approved an exit north to Manor Road. (6-0 Vote, Mayor Pro Tem Trevino absent)

## CLINIC CARDS DISCUSSED

Mr. Sam Hoerster III, Mr. Ronald D. Rhea appeared before Council to discuss clinic cards and City taxes.

## MUD SUGGESTIONS

Mr. Kenneth W. Alter appeared before Council to discuss MUD suggestions for Austin.

OAK HILL

Mr. Tom O'Meara discussed master plan, annexation and utility service for Oak Hill.

LAND USE PLAN

Mr. Howard Kells discussed Upper Williamson Creek Land Use Plan.

WINDMILL RUN

Mr. William J. Stallman discussed municipal services to Windmill Run Subdivision in Oak Hill.

BOAT DOCKS

Mr. Bill Veith and Mr. Sid Mann discussed construction of boat dock canal along Rockcliff Road. Mr. Geiselman who had requested to discuss the same subject did not appear.

RAINEY STREET

Ms. Crystal Mendez Mancias appeared before Council to discuss a moratorium in Rainey area.

PERMIT DENIED

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, denied the request of Mr. David Lee O'Shields for a taxi driver permit on the grounds of his previous incarceration for various offenses, including hit-run driving. (6-0 Vote)

ELECTRIC UTILITY COMMISSION REPORT

The request of the Electric Utility Commission to hold an executive session to receive legal briefing regarding South Texas Project received no action from Council.

PUBLIC HEARING TO BE CONTINUED

The 3:00 public hearing on an amendment to the Subdivision Ordinance requiring dedication of property for parkland or payments in lieu thereof in the subdivision process will be continued on July 11, 1985 at 3:30 p.m.



**STREET VACATION**

Mayor Cooksey opened the public hearing set for 3:45 p.m. on vacation of East 10th Street alley from Red River Street to East 11th Street.

Richard Ridings, Director of Public Works, reviewed and said all was in order. No one else appeared to be heard.

**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 vacating East 10th Street alley from Red River Street to East 11th Street also being partially recorded in Volume 4086, Page 1787 and Volume 4127, Page 1175, of the Travis County Real Property Records. (5-0 Vote, Councilmember Rose out of the room, Mayor Pro Tem Trevino absent)

**ITEM PULLED**

Mayor Cooksey announced the 4:30 p.m. public hearing on Master Urban Design Plan for East 6th and 7th Streets Commercial Corridor, as completed by Villalva-Cotera-Kolar, has been pulled from the agenda.

**APPEAL TO CITY COUNCIL CONCERNING ELECTRICAL BOARD**

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance establishing a procedure for appeal to the City Council from decisions of the Electrical Board. (6-0 Vote, Mayor Pro Tem Trevino absent)

Prior to the vote Mayor Cooksey stated, "There has been a draft of an amendment to this ordinance. This was revised at my request. Let me read the language that was added. The person who requested this ordinance told me the language was O.K. This is part C under 1, which has been added. The appeal would have to have a statement of facts which show beyond a reasonable doubt that the decision appealed from was incorrect because of its inconsistency or conflict with City ordinance or State law or the finding of fact by the board was clearly contrary to the evidence with the board."

**SEWAGE REMOVAL CERTIFICATES**

The Council, on Councilmember Rose's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance No. 841108-H to change the criteria for granting sewage removal certificates. (6-0 Vote, Mayor Pro Tem Trevino absent.)

**ZONING ORDINANCE POSTPONED**

Postponed until June 20, 1985 the following zoning ordinance:

JERRY D. ANGERMAN	3423 & 3425 Minnie	From "SF-3" to "GR"
JAMES H. JOHNSON &	Street (7701 or 7703	
JACK GORMAN	Brodie Lane)	
C14-84-281		

**ZONING ORDINANCE**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, waived the requirement for three readings and finally passed, on emergency basis, an ordinance amending Chapters 13-2 and 13-2(A) of the Austin City Code (Zoning Ordinance) to cover the following changes: (6-0 Vote, Mayor Pro Tem Trevino absent)

CARL L. BARKER	1504-1506 Ferguson	From Interim "SF-2"
BY JAMES TITUS	Lane	to "CS"
C14-84-449		

**CONSENT RESOLUTIONS**

The Council, on Councilmember Urdy's motion, Councilmember Shipman's second, adopted the following resolutions in one consent motion: (6-0 Vote, Mayor Pro Tem Trevino absent)

**Eminent Domain Proceedings**

Authorized Eminent Domain proceedings to acquire a waterline easement along South IH 35: 0.225 of an acre waterline easement out of those certain two tracts of land containing 2 acres and 8 acres situated in the F.M. Hodges Survey in Travis County, Texas and being more particularly described in a deed recorded in Volume 8054, Page 30 of the Deed Records of Travis County, Texas.

Authorized eminent domain proceedings to acquire in fee simple title the following described land for the East Riverside Drive Project: 0.025 acres of land out of Lot 11, Block 53, Travis Height. (Helen Ziller Estate, owner)

**Release of Easements**

Authorized release of the following easements:

The Water and Wastewater Easement recorded in Volume 8983, Page 9, of the Travis County Real Property Records, Spicewood Parkway at Anderson Mill Road. (Request submitted by Cunningham Graves, Inc.)

A portion of a Blanket Electric Easement of record in Volume 680, Page 305, Travis County Real Property Records, insofar as it affects Lot 2N, Stoney Creek Landing Phase 2-A, East Rundberg Lane at IH 35 North. (Request submitted by Mr. John M. Joseph)

A portion of a Public Utility and Drainage Easement on Lots 8 and 9, Twin Mesa, Adirondack Trail at Mesa Doble Lane. (Request submitted by P. A. Stark)

The Public Utility Easement of the common lot line of Lots 149 and 162, Walnut Forest Subdivision, IH 35 at Meadow Lark Avenue. (Request submitted by Martinez and Wright Engineers, Inc.)

An Electric Easement of record in Volume 8988, Page 664, of the Travis County Real Property Records. (Request submitted by Mr. Bob Stewart, Right-of-Way Supervisor of the City of Austin Electric Department)

Two (2) 5' x 45' Guy Wire Easements recorded in Volume 1916, Page 21, of the Travis County Real Property Records and a 5' Electric Easement recorded in Volume 3906, Page 1325, of the Travis County Real Property Records and located on Lots 2, 3, and 4, Block H, Summit Oaks Subdivision. (Request submitted by Mr. Richard Mathias on behalf of Mr. C. B. Carpenter)

The 10' Public Utility Easement shown on the Resubdivision of Tract 2 of Harold Lawson Subdivision, Hwy. 71 at U.S. 290. (Request submitted by Cunningham-Graves, Inc.)

#### License Agreement

Approved entering into the following License Agreement:

- a. To allow the encroachment of sidewalk extensions and planters into the East 8th Street Right-of-Way (100 Block) and the East 9th Street Right-of-Way (100 Block). (Request submitted by Mr. J. J. Hinterreiter on behalf of Commodore Capital Corporation)

Capital Improvements Program

Approved the following Change Order: In the amount of \$97,050.61 to Aluminum Company of America for transmission line conductor and payment of real deposits. (8.9% increase of the original contract) C.I.P. Nos. 85/13-02, 82/13-03, 83/13-02, 85/13-03, 85/13-12 & 85/13-04. (6-0 Vote, Mayor Pro Tem Trevino absent)

Contracts Approved

Approved the following contracts:

COGENEL, INC.  
45 Rockefeller Plaza  
New York, New York

- CAPITAL IMPROVEMENTS PROGRAM -  
Four (4) 362 KV Circuit Breakers  
Electric Utility Department  
Item 1 - \$636,000.00 C.I.P. No.  
85/16-14 & 85/16-08

Contract amendment:

- Turbine-Generator and Boiler  
Maintenance, Electric Utility  
Department - \$110,000.00  
84-S376-LI

(1) WESTINGHOUSE ELECTRIC CORP.  
(Principal Contractor)  
1455 West Loop South  
Houston, Texas

- Seaholm Units - \$90,000.00

(2) GENERAL ELECTRIC COMPANY  
(Principal Contractor)  
7100 Regency Square  
Houston, Texas

- Holly Unit #4 - \$20,000.00

ALLIS-CHALMERS  
3701 Kirby Drive  
Houston, Texas

- 10,000 GPM Horizontal Splitcase  
Centrifugal Pumping Unit, Water  
and Wastewater Utility Department  
Item 1 - \$69,400.00 85-0226-AV/CM

BENSON, INC.  
8700 Commerce Park #220  
Houston, Texas

- Electrostatic Plotter, Water and  
Wastewater Department  
Total \$56,821.00 85-S523-KM

COMMERCIAL BODY CORPORATION  
142 Gambler Road  
San Antonio, Texas

- Two (2) Truck-mounted Aerial  
Towers, Vehicle and Equipment  
Services Department  
Total \$126,924.00 85-0246-MB/CM

UEC EQUIPMENT  
1472 Industrial Drive  
Houston, Texas

- Two (2) Hydraulic Cable Reel Trailers, Vehicle and Equipment Services Department  
Total \$30,568.00 85-0245-MB/CM

Bid award:

- Micrographic Equipment, Office Services Division  
Total \$83,333.00 85-S498-FW

(1) TEXAS COPY SYSTEMS  
5555 North Lamar Boulevard  
Suite K123  
Austin, Texas

- One (1) Planetary Camera -  
\$39,395.00

(2) EASTMAN KODAK COMPANY  
9020 Capital of Texas Hwy.  
Suite 270  
Austin, Texas

- Two (2) Rotary Cameras -  
\$43,938.00

WILLIAMS BUILDING MAINTENANCE (MBE)-  
3211 Jack Cook Drive  
Austin, Texas

- Janitorial Services at various Branch Libraries, Library  
Twelve (12) Month Period  
Total \$42,964.80 85-S521-KM/AV

Item Pulled

Pulled off the agenda was the following contract for consideration:

Bid award:

- Word Processing System and Mainframe Software PROFS, Communication Department -  
Total \$506,164.00 85-S308-FW

(1) WANG LABORATORIES, INC.  
One Industrial Avenue  
Lowell, Massachusetts

- Three (3) Year Lease Purchase Contract - \$457,646.00

(2) IEM CORPORATION  
One Texas Center  
505 Barton Springs Road  
Austin, Texas

- One (1) Year Lease Purchase Contract - \$48,518.00

Edwards Aquifer Monitoring Program

Approved Underground Resource Management, Inc. - \$30,000 for laboratory and associated professional services for the Edwards Aquifer Monitoring Program, for the Planning and Growth Management Department.

Parking Meter Zones

Approved addition of the following parking meter zones:

<u>METER TYPE</u>	<u>STREET</u>	<u>LOCATION</u>	<u>SIDE OF STREET</u>
15-120 minute	West 3rd	300 Block	North
15-120 minute	West 4th	300 Block	South
15-120 minute	West 6th	500-600-700 Block	North and South

Boat Dock

Approved a request from Mr. Gary Wardian to construct a single slip covered boat dock at 3804 1/2 Island Way, 26 feet from the shoreline, expanding the existing dock and retaining wall.

Grant Application

Authorized submission of a grant application to the Texas State Library for \$23,865.00 for the Austin Public Library.

Gas Rate Cases Attorneys

Confirmed the hiring of Don R. Butler, Attorney, and R.W. Beck and Associates, Consultants, in the Southern Union Gas Rate cases and requesting reimbursement.

Public Hearings Set

- Rescheduled a public hearing for Zoning Case No. C14-84-353, Jerry A. Smith Jr., 904 West 29th Street: July 11, 1985 at 4:00 p.m. (5-0 Vote, Councilmember Carl-Mitchell abstained, Mayor Pro Tem Trevino absent)

- Amending the Water and Wastewater Utility Service Area Ordinance (810820-B) to include the JML Joint Venture tract: June 20, 1985 at 3:00 p.m.
- Amending the Water and Wastewater Utility Service Area Ordinance (810820-B) to include the Franklin 1800 tract: June 20, 1985 at 3:00 p.m.
- Amending the Water and Wastewater Utility Service Area Ordinance (810820-B) to include the Harris Creek Tract: June 20, 1985 at 3:00 p.m.
- Annexation of the following: June 25 and 27, 1985 at 5:00 p.m.

- (1) Davis Springs MUD full purpose annexation of approximately 695 acres in Williamson County, Texas within Austin's ETJ. (C7a-85-011)
  - (2) Full purpose annexation of 9.7 acres of land out of the John C. Brooke Survey No. 53 in Travis County, Texas. (Portion of Quail Hollow, Section 6-A C7a-85-002)
  - (3) Hwy. 183 South corridor 500 feet along the centerline of the roadway to Austin's ETJ for full purposes, approximately 500 acres in Travis County, Texas. C7a-85-021
  - (4) Full purpose annexation of Travis Country Subdivision and MoPac extension from Barton Creek to Hwy 290 West, approximately 700 acres in Travis County, Texas. C7a-85-022
- Permanent zoning of Davis Springs M.U.D. C14-85-186: July 11, 1985 at 4 p.m.
  - An appeal from Rona Levine, member of board of directors, Travis Country Community Service Association, of the Planning Commission's decision to deny variances to the Barton Creek Watershed Ordinance for Travis Country Subdivision. C8-83-29.01(84) June 20, 1984 at 4:15 p.m.

#### RIVERPLACE BOULEVARD

Council had before the a resolution concerning design and construction of Riverplace Boulevard between 2222 and Water Treatment Plant #4 site. Mayor Cooksey stated: "The reason I pulled this for discussion was to include a revision. I would like for someone to move the approval with this requirement, if they would: To require compliance with the Lake Austin Watershed Ordinance and other applicable ordinances."

#### Motion

The Council, on Councilmember Rose's motion, Councilmember Urdy's second, adopted a resolution approving a contract between the City of Austin, 3M and P-WB Joint Venture, for the design and construction of Riverplace Boulevard between RM 2222 and Water Treatment Plant #4 site - \$800,000.00, requiring compliance with the Lake Austin Watershed Ordinance and other applicable ordinances. CAPITAL IMPROVEMENTS PROGRAM No. 85/22-27. (6-0 Vote, Mayor Pro Tem Trevino absent.

**CONTRACT APPROVED**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Urdy's second, approved the following contract:

STAKER PAVING OF TEXAS, INC.  
1115 Shady Lane  
Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM  
William Cannon Drive, Phase IA,  
McCarty Lane to Brodie Lane,  
Public Works Department  
Total \$996,436.35 C.I.P. Nos.  
76/62-12 & 83/17-02

**PAYROLL DEDUCTION REQUIREMENT**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, adopted a resolution keeping at 250 the number of employees required for payroll deduction item with (1) the membership shall be paid membership, and (2) employees have option to designate what organization will be representing them for purpose of discussion of any employment related issues. (6-0 Vote, Mayor Pro Tem Trevino absent)

**CDBG CORRIDOR**

The Council, on Councilmember Urdy's motion, Councilmember Rose's second, approved extending the East 11th Street, Rosewood, 12th Streets CDBG corridors to Webberville Road. (6-0 Vote, Mayor Pro Tem Trevino absent)

**ZONING HEARINGS**

Mayor Cooksey announced Council would hear the following zoning cases. Council heard, closed the public hearings and directed the City Manager to direct the City Attorney to draw up the necessary ordinances.

-85	CITY OF AUSTIN	601-603 West 8th St.	From "GR-H"
075	By Office of Land Development Services	704-706 Nueces St.	To "GO-H"
			<u>RECOMMENDED</u>
			<u>GRANTED AS RECOMMENDED</u>
r-85	CROW-GOTTESMAN-	12407 Burnet Road	From "GR"
083	SHAFFER #21		To "CS-1"
	By Chol Kim		<u>RECOMMENDED</u>
			<u>GRANTED AS RECOMMENDED</u>
-85	JEANETTE M. TIMS	1700 Hydro Drive	From "I-SF-2"
085	By Michael N. Hart		To "CS"
			<u>RECOMMENDED</u>
			<u>GRANTED AS RECOMMENDED</u>



r-85 104	RICHARD MATZ By David Armbrust	13900-14300 & 14900- 15000 N. IH-35	From "I-RR" To "GO" RECOMMENDED <u>GRANTED AS RECOMMENDED</u>
8-75 006 .01(85)	OAK RUN, PHASE 8 PUD By William Scudder	3801 Clawson Road 1506 Southport Drive	From "A" 1st H&A (SF-3) To PUD-Multi-Family Residential RECOMMENDED <u>GRANTED AS RECOMMENDED</u>
EMERGENCY PASSAGE OF ORDINANCE			<u>GRANTED AS RECOMMENDED</u>
8-85 003	I-35 HOTEL PUD By Argosy Development Corp.	2400 N. IH 35	From "CS", "CS-1" & "MF-4" To PUD-Office and Hotel RECOMMENDED <u>GRANTED AS RECOMMENDED</u>
-85 076	W. D. CHRISNER By Jean Stegal Telkamp	4301 thru 4415 Nixon Lane	From "I-SF-2" To "LI" RECOMMENDED subject to up to 40' of right- of-way from centerline of Nixon. <u>GRANTED AS RECOMMENDED</u>
-85 079	MOLLY HOUSTON	6315 Manchaca	From "I-SF-3" To "LO" RECOMMENDED subject to up to 40' of right- of-way from centerline of Manchaca and up to 35' of right-of-way from centerline of Berkeley. <u>GRANTED AS RECOMMENDED</u>
-85 087	EVELYN HEREFORD	1514 Koenig Lane	From "SF-3" To "NO" RECOMMENDED subject to up to 40' of right-of-way from centerline of Koenig Lane. <u>GRANTED AS RECOMMENDED</u>

-85 L. C. JOINT  
092 VENTURE

4906 Hamilton Lane

From "I-SF-2"

To "GR"

RECOMMENDED subject  
to subject to up to  
35' of right-of-way  
from centerline of  
Hamilton.

GRANTED AS RECOMMENDED

-84 TARLETON  
474 ASSOCIATES JOINT  
VENTURE  
By T. J. "Jack"  
Morton

2100-2220 Walsh  
Tarleton

From Interim "AA" 1st H&A  
(I-SF-2)

To "GO"

RECOMMENDED (as amended)  
subject to up to 35' of  
right-of-way from center-  
line of Tarleton Lane,  
post fiscal for 150' of  
left storage on Walsh  
Tarleton and subject to  
neighborhood agreement:  
(1) four (4) office  
buildings with a total  
approximate square footage  
of 125,000 (2) two (2)  
stories of office space  
and a lower story of  
parking for each building  
(3) Deed restrictions  
limiting building height  
to 45 feet and restricting  
the property to "LO" usages  
only (4) a maximum of  
approximately 63% impervi-  
ous cover for the total  
site.

GRANTED AS RECOMMENDED

-85 JIM RAY, TRUSTEE Manchaca Rd. @ W.  
022 By Donna Dittmar Road and  
Kristaponis Slaughter Lane

From "I-SF-2"  
To Tr. 1 & 3 "LR"  
Tr. 2 & 6 "MF-2"  
Tr. 4 "SF-3"  
Tr. 5 "LO"

RECOMMENDED (as amended)  
To Tr. 1 "LR", Tr. 2 "MF-2",  
Tr. 3 "LR", Tr. 4 "SF-3",  
Tr. 5 "LO", Tr. 6 "MF-2",  
subject to fiscal arrangements prior to City Council hearing. Arrangement for off-site improvements will be worked out before Council and subject to: (1) that the exterior of the apartments consist of at least 50% masonry with the remainder natural wood siding, (2) that the plan contain a consistent landscape plan for the entire length of Manchaca Road, (3) that the applicant provide a low decorator fence, (4) that the applicant retain as many trees as possible and (5) that the neighborhood be allowed to review a site plan.

GRANTED AS RECOMMENDED

Councilmember Shipman stated for the record: "Noting that tracts 7 & 8 are not part of the request, that when the site plans are submitted for Tract 5 and 6 that the access to those tracts not be oriented to Manchaca Road. There is room in there for a street and the driveway cuts can be on the internal street as opposed to Manchaca Road. The driveway cuts should not be on Manchaca Road. There will be a street in there and the driveway cuts should be oriented to the internal street as opposed to Manchaca Road." Mayor Cooksey asked if everyone agrees to this since Council will be adopting it on consent. Councilmember Shipman stated, "I discussed it with the applicant earlier and we agreed it is a good idea."

r-85 DWYER-SANDERS  
035 GROUP PARTNERS  
By Karen  
Steingraber

Hwy. 620 & Hudson  
Bend Road

From "I-RR"  
To Block "A":  
Lot 10 "LO"  
Lot 11 "GR"  
Lot 12 & 13 "GO"  
Block "B":  
Lots 1 & 2 "GR"  
RECOMMENDED Block A Lot  
10 "LO", Lot 11 "GR" &  
Lots 12 & 13 "GO", Block  
B Lots 1 & 2 "GR" subject  
to compliance with staff  
recommendations and  
ordinance requirements,  
noting that restaurant  
will be limited to  
building #2, subject to  
deletion of mini-warehouses  
which are to be replaced  
with office and showroom  
use, noting that a FUD  
will be submitted within  
six months.

GRANTED AS RECOMMENDED

Scott Susares, BB Ranch Neighborhood Association, stated for the record, "I am a member of BB's Ranch Neighborhood Association. I'm also representing the president of Bick Hollow Association and Hudson Bend Colony. We are concerned about the rapid growth occurring near Lake Travis and its impact on the environment, the water quality and the quality of life the residents have enjoyed for many years. The size of the Lakewind subdivision warranted our complete attention and scrutiny. We have met with Dwyer-Sanders Company on several occasions and they have made a sincere effort to provide us with complete information on their proposal. They have shown a genuine understanding about our concerns about building height, water quality and run-off, traffic control and several other specific items of importance. We appreciate their efforts and willingness to work with us. While we question the appropriateness of the intense development near the lake their plan is within the development guidelines required by the City for their zoning and PRA approval. Dwyer-Sanders has pledged to meet most of our concerns and incorporate those changes in the plan and therefore if it is the Council's desire to approve the request, we will not oppose it. We have a letter we would like to attach to the plan that states the agreement between us." Mayor Cooksey asked, "Do you want to make the site plan a condition of the approval of this zoning?" Marie Gaines, OLDS, stated, "The site plan is already tied to the zoning. They're requesting that this agreement be part of the site plan." Mayor Cooksey, "That should be given to the City Clerk and incorporated in the record". (Andrew Martin, Assistant City Attorney intercepted the letter for his records.)

C14-84 TOMMY NELMS,  
366 By Thomas J.  
O'Meara, Jr.

5710 McCarty Lane

From "SF-2"  
To "RR & SF-5"  
RECOMMENDED "SF-5 for  
front 237' and "RR"  
for remainder as amended  
subject to up to 35' of  
right-of-way from  
centerline of McCarty  
Lane.

GRANTED AS RECOMMENDED

r-85 LARRY PEEL  
019 By Fred C.  
Lockwood

4512-4520 Spicewood  
Springs Road

From "I-SF-3"  
To "NO"  
RECOMMENDED subject  
to ordinance requirements  
and staff recommendations,  
60' of right-of-way from  
centerline of Spicewood  
Springs, and agreement  
with neighborhood: (1)  
To comply with the P.R.A.  
Site Plan; (2) to comply  
with the Balcones Civic  
Association Covenants and  
Restrictions; (3) To submit  
to the Balcones Civic  
Association, plans and  
information concerning (a)  
Signage, (b) Exterior  
Lighting, (c) Exterior  
Construction Materials and  
(d) Landscaping.

GRANTED AS RECOMMENDED  
AND EMERGENCY PASSAGE  
OF ORDINANCE

Councilmember Rose read the following for the neighborhood into the record: "On behalf of the Balcones Civic Association the conditions of the zoning of the property be tied to the PRA site plan dated April 1, 1985, that was submitted to the Balcones Civic Association and that the development use of the property be tied to "NO" and the uses be restricted to those included in the attached restrictive covenant dated May 2, 1985. I have a copy of that restrictive covenant". Mayor Cooksey stated, "That needs to be incorporated in the body of the resolution." (Restrictive covenant on file in the City Clerk's office.)

-85 HEALTHCARE  
055 INTERNATIONAL  
By Donna  
Kristaponis

1106 West Dittmar

From "I-RR"  
To "GO"

RECOMMENDED subject to dedication of up to 40' of right-of-way from centerline of Dittmar and rollback to permanent "RR" when use ceases, also (1) six (6) foot privacy fence between the chapel and adjacent residential lot, to, at a minimum, the front building setback of the residence; (2) provide landscape buffer of a species with thorns from where the existing privacy fence ends to the southwest corner of the lot furthest west or the privacy fence will be continued in this area and (3) repair existing barb wire fence (5 strand) along west property line of westernmost lot.

FIRST READING ONLY

(On Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, 6-0 Vote, Mayor Pro Tem Trevino absent.)

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REQUEST DENIED

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, voted to DENY the request of Mr. Miguel Guerrero for exemption from ninety day moratorium on processing and approval of applications for permanent zoning and site plan approvals affecting land along the Capital of Texas Highway. (6-0 Vote, Mayor Pro Tem Trevino absent)

**ANNUAL LABOR DAY PICNIC**

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, approved the request of Mr. Walter Timberlake to waive the fee for use of Auditorium Shores on September 2, 1985 for Annual Labor Day Picnic, this will not set a precedent, and actual costs incurred for use of the area will be paid by the Union. (6-0 Vote, Mayor Pro Tem Trevino absent)

**EXECUTIVE SESSION**

Mayor Cooksey announced Council would go into Executive Session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated, to discuss the following matters; and action, if any, on the matters will be taken during the public meeting after the conclusion of the executive session:

- a. Board and Commission Appointments - Section 2, Paragraph g.

**RECESS**

Council recessed its meeting at 7:37 p.m. and resumed its recessed meeting at 8:25 p.m.

**PLANNING COMMISSION APPOINTMENTS****Motion**

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, approved the appointment of Frank Powell to the Planning Commission. (6-0 Vote, Mayor Pro Tem Trevino absent)

**Motion**

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, approved the appointment of Mary Arnold to the Planning Commission. (6-0 Vote, Mayor Pro Tem Trevino absent)

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**ZONING HEARINGS RESUMED**

Council resumed the zoning hearings and cases were heard, public hearings closed and the City Manager instructed the City Attorney to bring back the necessary ordinances.

6/13/85

-84 CHISHOLM I, LTD. 809 Vargas Road  
331 By Dan Stout

From "LR" 1st H&A (LR)  
To "GR" 1st H&A (GR)  
RECOMMENDED  
GRANTED AS RECOMMENDED  
NO PAWN SHOP, USED CAR  
LOT OR AUTOMOTIVE  
MECHANIC REPAIR

(On Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, 6-0 Vote, Mayor Pro Tem Trevino absent, to close the public hearing and grant.)

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-84 MEADOW MOUNTAIN 4300-4700 Blks. of  
513 JOINT VENTURE Far West & proposed  
By Jean Bringol extension of Far  
West

From "I-LA", "LA" &  
"I-RR"  
To Tr. 1 "I-SF-2"  
Tr. 4 "SF-6"  
RECOMMENDED Tr. 1 "SF-2"  
Tr. 4 "SF-6", subject  
to 60' of right-of-way  
from centerline of 2222.

GRANTED AS RECOMMENDED

(On Councilmember Rose's motion, Councilmember Carl-Mitchell's second, 6-0 Vote, Mayor Pro Tem Trevino absent.)

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-84 MRS. HERBERT 2114-2116 Goodrich  
314 NIITSCHKE Avenue  
By George Vonge

From "A" 1st H&A  
(SF-3)  
To "A-2" 1st H&A  
(SF-6)  
RECOMMENDED subject  
to dedication of up to  
30' of right-of-way from  
centerline of Goodrich  
and proper termination  
of Allwood Drive.

GRANTED AS RECOMMENDED SUBJECT  
TO SITE PLAN APPROVAL & ORDINANCE

(On Councilmember Shipman's motion, Councilmember Rose's second, 6-0 Vote, Mayor Pro Tem Trevino absent.)



Zoning Hearings Postponed

Council postponed hearing the following zoning cases:

-85	WORLD OF PENTECOST	1414-1630 E. 51st St.	From "MF-2", "SF-3",
040	CHURCH	5116-6130 Berkman	"LO" & "CS"
	By Leopold P.		To "LO"
	Danze		RECOMMENDED
			POSTPONED INDEFINITELY
r-85	ALFRED LEHTONEN	5610-5800 Capital of	From "I-SF-2" & "SF-2"
044	By Miguel "Mike"	Texas Hwy.	To "GO"
	Guerrero		RECOMMENDED
			POSTPONED INDEFINITELY

(On Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, 6-0 Vote, Mayor Pro Tem Trevino absent.)

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8-84	GARDEN RIDGE PUD	Old Lampasas Trail	From Interim "AA" 1st H&A
033	By Roger Hanks		(I-SF-2)
			To PUD-Residential
			RECOMMENDED

CONTINUED TO JUNE 27, 1985  
AT 4:30 P.M.

Marie Gaines reviewed.

David Hutton, representing the owner, said the main issue is the proposed alignment of Old Lampasas Trail. It has been adopted as an arterial roadway through a Northwest Plan amendment. The proposed alignment will severely impact the adjacent property owner, therefore the applicant has proposed an alternative alignment.

Ron Habitts rider, representing the adjacent property owner, said the adjacent tract will be severely impacted by the proposed alignment of Old Lampasas Trail and he therefore recommends the alignment proposed by the applicant.

Mr. Talkington, the adjacent property owner, explained how the alignment of the road will go directly in front of his house and over a lake.

Councilmember Shipman said this area is very flood prone.

Discussion of the road ensued and a plan showing a "T" in the road was discussed, which Councilmember Humphrey felt would be more appropriate.

Mr. Hutton stated for the record, "We are perfectly happy to

"T" the road into Pickfair. The City staff said we should go through the Talkington property."

Councilmember Shipman said since the area is flood prone there should be lower density. She said there were still many questions concerning the proposed development and the area and did not want to vote on it tonight.

Sue Sprouse, who lives on Tallyrand, said she is concerned that their road will become a major thorofare.

Council unanimously agreed to continue the public hearing to June 27, 1985 at 4:30 p.m.

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r-85 WILLIAM CANNON 3501-3807 William From "I-SF-2"  
086 JOINT VENTURE Cannon To "GR"  
By James M. Nias

RECOMMENDED subject to conditions as agreed to between applicant and neighborhood: (1) All one-story buildings; (2) buildings brick all the way around, including the back; (3) the two buildings at N.W. end of property (Nearest intersection of Wm. Cannon and Bannockburn) limited to (a) medical office (b) professional office (c) administrative and business office and (d) financial services; (4) the 12,600 sq. ft. building restricted against: (a) automotive rentals (b) automotive sales (c) automotive repair services (d) automotive washing (e) commercial off-street parking (f) hotel-motel (g) indoor-outdoor sports and recreation (h) indoor entertainment (i) pawn shop services (j) pet services (k) restaurant (general) (l)

restaurant (limited) & (m) service station; (5) 12,600 sq.ft. building location to be adjusted to preserve stand of Oak trees at its N.W. corner and (6) arrangements satisfactory to five abutting single family homeowners to be agreed on prior to City Council so that abutting property owners can have use of greenbelt between property line and buildings.

POSTPONED TO JUNE 20,  
1985 AT 4:00 P.M.

(On Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, 6-0 Vote, Mayor Pro Tem Trevino absent)

6/13/85

-84 TOWNLAKE PROPERTY 43-51 Rainey Street From "A" & "O" 1st H&A  
473 JOINT VENTURE 21 Bierce Street (SF-2 & LO)  
By Monica Schwantz 706 Cummins Street To "O-1" 1st (LO)  
RECOMMENDED (as amended)  
subject to dedication  
of up to 30' of right-  
of-way from centerline  
of Rainey and up to  
25' of right-of-way  
from centerline of  
Cummins.

POSTPONED TO 6/20/85 @ 4 P.M.

-85 BRUCE PATTERSON 8501 Peaceful Hill From "I-RR"  
093 By Jerry Harris Lane To "LI"  
RECOMMENDED "LI" limited  
to steel fabrication and  
warehouse use.

POSTPONED TO 6/20/85 @ 4:30 P.M.

-84 JOE SEIDERS 5700-6112 Springdale From Interim "A" 1st H&A  
381 By Mac Spellman Road (I-SF-3)  
To Tr. 1 "GR" 1st H&A  
Tr. 2 "B" 1st H&A  
NOT RECOMMENDED  
RECOMMENDED "A" 1st H&A

SEND BACK TO PLANNING COMMISSION TO CONSIDER WITH  
ADDITIONAL 18 ACRES

h-85 BOHLS LOG CABINS 11611 State Hwy. 71 From "I-RR"  
007 Office of Land To "RR-H"  
Development NOT RECOMMENDED  
Services  
POSTPONED TO AUGUST 15, 1985 @ 4 P.M.

-85 DONNIE R. & 4915 Maufrals From "I-SF-2"  
096 JUDY A. STEVENS To "CS"  
By Donna H. NO RECOMMENDATION  
Kristaponis  
POSTPONED TO JUNE 27, 1985 @ 4 P.M.

CITY MANAGER REPORTS

A copy of the City Manager Report on Stormwater Monitoring Program Annual Status Report for 1984 is on file in the City Clerk's office.

Andy Kovar, Water and Wastewater Department Assistant Director, illustrated the report on Wastewater Treatment Plant Performance by means of charts.

John Ware, Assistant City Manager, presented the report on Interim Report on Feasibility of Social Services Complex. His report is on file in the City Clerk's office in the form of a transcript.

HOMELESS TASK FORCE APPOINTMENT

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, appointed Lori Renteria to the Homeless Task Force. (6-0 Vote, Mayor Pro Tem Trevino absent)

ADJOURNMENT

Council adjourned its meeting at 10:35 p.m.