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	Austin City Council MINUTES			
	For SEPTEMBER 12, 1985 - 1:00 P.M.			
	Council Chambers, 307 West Second Street, Austin, Texas			
City Council	Memorandum To:			
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	Mayor Pro Tem Trevino called to order the meeting of the Council, noting the absence of Mayor Cooksey.			
Elden Aldridge				
City Clerk	MINUTES APPROVED			
	The Council, on Councilmember Rose's motion, Councilmember Humphrey's second, approved minutes for regular meeting of September 5, 1985 and special meetings of September 3 & 4, 1985. (5-0 Vote, Councilmember Urdy out of the room, Mayor Cooksey absent)			
	CITIZENS COMMUNICATIONS			
1	Mr. E. Adrian Van Zelfdin who had requested to discuss city taxation, did not appear.			
	Mr. Roger Baker discussed long-range planning based on the "Delphi Study".			
	Mr. David D. Dobbs discussed the implications of the proposed outer loop and Mopac south.			
	Mr. David N. Elliott talked about the City Charter.			
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Mr. Michael Kleinman discussed the feasibility of recycling grey water.

Mr. Tom Prentice gave his opinions on city/school issues.

Mr. Sam Hoerster III, talked about city funded abortions and the City Charter.

AWARDS & SALE OF G.O. REFUNDING BONDS

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance approving the Awards and Sale of General Obligation Refunding Bonds. (6-0 Vote, Mayor Cooksey absent.)

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, adopted a resolution providing for the redemption of certain General Obligation bonds. (6-0 Vote, Mayor Cooksey absent.)

CONSENT ORDINANCES

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

CIP BUDGET AMENDMENTS

Amended the 1984-85 Capital Improvements Program budget by

- a. Appropriating \$699,000.00 for the Montopolis Drive Paving and Drainage Project originally scheduled to be appropriated in the FY 1985-86.
- b. Appropriation of \$584,000.00 in Parks and Recreation bonds originally scheduled to be appropriated in FY 85-86.
- c. Reprogramming 1979 and 1980 General Obligation Bonds to cover shortfalls in Parks Capital Improvements Program.
- d. Reprogramming 1982 General Obligation Bonds in the amount of \$461,000.00 for Rosewood Center/Park Improvements and renovation of several neighborhood parks in Zone 1 and 3.

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Family Planning Contract

Renewed the Title XX Family Planning contract with the Texas Department of Human Resources to reflect a new funding amount of \$163,360.00 for the period September 1, 1985 to August 31, 1986.

Health Department Fees

Approved implementation of a sliding fee scale for certain Health Department Services.

Item Pulled

Pulled for one week was consideration of revising the Circle C MUD land plan and amendments to the Consent Agreement.

Leaks to be Repaired

Approved an ordinance which requires the repair of leaks or defects in theprivate plumbing systems that are connected to the wastewater collection system in order to reduce or eliminate excess wastewater from the system.

Austin Cab Company

Repealed Ordinance No. 841206-C granting a franchise to Austin Cab Company.

Item Pulled

Pulled until September 19, 1985 for consideration was a resolution to increase the number of vehicles authorized to be used as taxicabs by Harlem Cab Company from 59 vehicles to 94 vehicles.

North Capitol Area Moratorium

Extended the North Capitol Area Moratorium until October 15, 1985.

Health Care Joint Ventures

Approved the creation of a nonprofit corporation for the purpose of planning, developing and participating in Health Care Joint Ventures; approving articles of incorporation and bylaws and negotiate a contract for a magnetic resonance imaging joint venture.

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Item Pulled

Pulled from the agenda was amendment to Ordinance No. 840717-A relating to the purchase of fire demand meters. The problem had been handled administratively.

Northwest Area Land Use Guidance Plan

Amended the Northwest Area Land Use Guidance Plan at Vaught Road approximately 400 feet from its intersection with RM 2222 from Residential to Neighborhood Retail Center and by changing the text of the plan to provide for equivalent floor-to-area-ratios between retail and office uses. (Hearing held September 5, 1985)

Zoning Ordinance

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

MILWOOD JOINT VENTURE, 11 by Ken Manning C14-84-022 (Part)

6104-6298 McNeil Road

From Interim "SF-2" to "LI"

Heard and granted May 3, 1984, (6-0). Councilmember Sally Shipman absent. Conditions have been met as follows: (1) Applicant has dedicated required street right-of-way on subdivision plat; (2) Restrictive Convenant incorporating conditions imposed by Council has been executed.

NORTHVIEW BAPTIST CHURCH By Curningham-Graves Inc. C14-85-072

100 West Rundberg Lane From

From Interim "SF-2" to "IR"

Heard and granted May 2, 1985, (6-0). Conditions have been met as follows: Letter has been submitted setting out improvements to be carried out subject to approval of zoning.

SHANNON ECKOLS C14-84-330

3510 Clawson

From Interim "SF-3" to "SF-6"

Heard and granted December 6, 1984, (6-0). Councilmember Mark Rose absent. Conditions have been met as follows: Right-of-way on Middle Fiskville Road has been conveyed by Street Deed.

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TOMMY NELMS 5710 McCarty Lane From "SF-2" to By Thomas J. "RR" & "SF-5" O'Meara, Jr. C14-84-366 Heard and granted June 13, 1985, (6-0). Mayor Pro Tem John Trevino, Jr. absent. Conditions have been met as follows: right-of-way on McCarty Lane has been conveyed by Street Deed. BILL AIWOOD 11401 R.M. 2222 From Interim "SF-3" By Donald R. Small to "CS-1" Cl4r-84-479 Heard and granted April 4, 1985, (6-0). Conditions have been met as follows: (1) Development restricted to that shown on site plan attached as Exhibit "A" to the ordinance. From Interim "SF-2" CITY OF AUSTIN Proposed MoPac and OFFICE OF LAND Braker Lane Extensions to PDA Combining

OFFICE OF LANDBraker Lane Extensionsto PDA CombiningDEVELOPMENTDistrict in CombinationSERVICESwith LI DistrictC14-84-376EMERGENCY PASSAGE OF ORDINANCE

Heard and granted July 11, 1985, (7-0). Site plan has not been released.

Item Pulled

Pulled from the agenda was consideration of an ordinance to impose a moratorium on tap sales in the Govalle Wastewater Service Area, consistent with the litigation settlement agreement.

CONSENT RESOLUTIONS

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

Lease

Approved lease with Morin M. Scott, Trustee, for the Office of Emergency Management in the Brown Building.

Anderson Mill Reservoir

Approved acquisition of a 7.36 acre site and a .42 acre Temporary Workspace Easement for the Anderson Mill Reservoir (Northwest "B" Pressure Zone, Reservoir Project). C.I.P. No. 85/22-31.

Change Order

Approved the following Change Order: In the amount of \$32,105.10 to Aqua Fab, Inc. for Zone 1 - Canyon Vista Community Pool. (14.17 increase of the contract amount) CAPITAL IMPROVEMENTS PROGRAM No. 83/86-19.

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Contracts Approved

Approved the following contracts:

- a. AUSTIN ROAD COMPANY 428 East Anderson Lane Austin, Texas
- b. WRIGHT-HANKEY, INC. P. O. Box 848 Del Valle, Texas
- c. ANTHONY BROS. CONSTRUCTION CO., Inc. 3816 South Lamar, Suite 203 Austin, Texas
- d. ELECTRIC UTILITY CONSTRUCTION CO. 5401 South Sheridan, Unit 202 Tulsa, Oklahoma
- e. J & E DIRT WORK, INC. 12406 Old San Antonio Rd. Manchaca, Texas
- f. COFFEE EQUIPMENT CO. P. O. Box 845 Buda, Texas
- g. Bid award:

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- CAPITAL IMPROVEMENTS PROGRAM -Construction of Montopolis Drive Paving and Drainage (from Ben White Blvd. to Riverside Drive), Public Works Department Total \$1,603,558.40 C.I.P. Nos. 78/62-09, 83/22-04 & 83/23-04.
- CAPITAL IMPROVEMENTS PROGRAM -E.M.S. Station No. 14 Addition to Fire Station No. 23, Public Works Department Total \$63,360.00 C.I.P. No 82/93-01.
- CAPITAL IMPROVEMENTS PROGRAM -Construction of Sidewalk and Sidewalk Ramp Improvements on William Carnon Boulevard from Brodie Lane to I.H.35., Public Works Department - Total \$106,985.75 C.I.P. No. 85/61-03.
- CAPITAL IMPROVEMENTS PROGRAM -Construction of Overhead Electric Distribution Facilities for Burleson Road from Hwy. 183 West to Chapman Lane, Electric Utility Department - Total \$93,458.25 C.I.P. No. 85/14-02.
- CAPITAL IMPROVEMENTS PROGRAM -Installation of Underground Electric Distribution Facilities, ror Rockcliffe Estates P.U.D. Electric Utilities Department Total \$33,470.30 C.I.P. No. 85/15-01.
- CAPITAL IMPROVEMENTS PROGRAM -Installation of Underground Electric Ductline for Austin Hills Section 6, Electric Utility Department Total \$97,386.00 C.I.P. No. 84/15-01.
- CAPITAL IMPROVEMENTS PROGRAM -Network Transformers and Network Protectors, Electric Utility Department Total \$603,564.00 C.I.P. No. 85/15-01

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- (1) POLELINE ELECTRIC SUPPLY, INC. 4111-G Todd Lane Austin, Texas
- (2) WESTINGHOUSE ELECTRIC CORPORATION 201 E. St. Mary's Suite **#512** San Antonio, Texas
- h. SPORTS & RECREATION PRODUCTS (MBE) - CAPITAL IMPROVEMENTS PROGRAM -3764 El Dorado Street Laredo, Texas
- WRIGHT-HANKEY, INC. i. P. O. Box 848 Del Valle, Texas
- J. W. BARTHOLOW MACHINERY COMPANY j. IH-35 South at South Loop 4 Buda, Texas
- WAUNESHA-PEARCE INDUSTRIES k. 3740 Southeast Loop 410 San Antonio, Texas
- ROSS LABS 1. 8712 Tallwood Drive Austin, Texas
- RUMLO ECULPMENT COMPANY Βι. 1915 Hydro Austin, Texas

- ltems 1 4 \$344.380.00
- Items 5 8 \$259.184.00
- Metal Playstructures, Parks and Recreation Department Total \$53,587.50 C.I.P. No. 83/86-20, 77/86-03, 83/86-21, 86/86-37 & 82/86-20
- Remodeling of Calcasieu Building, Public Works Department Total \$290,000.00 85-C871-JJ
- Two (2) Self-Propelled Chip Spreaders, Vehicle & Equipment Services Department Item 1 - \$101,923.00 85-0348-OM/JB
- Forty (40) ton, Truck-mounted Hydraulic Crane, Vehicle & Equipment Services Department Item 1 - \$175,380,00 85-0347-OM/JB
- Formula Products, Brackenridge Hospital Twelve (12) month Supply Agreement Total \$36,726.96 BS5-1310
- Nine (9) Wheel, Pneumatic Tired, Twelve (12) Ton Roller Vehicle & Equipment Services Department Total \$29,700.00 85-0349-OM/JB

Grant Application - Junior League

Authorized submission of a grant application to the Junior League of Austin, Inc. in the amount of \$14,871 for funding for the Senior Companion Program for the period of July 1, 1986 to June 30, 1987.

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Access Television Fund Budget

Adopted the Fiscal Year 1985-1986 Access Television Fund Budget.

Allocation of Community Channels

Approved allocation of community channels on Austin CableVision's subscriber system:

- a. Use of cable access Channel 19 by Austin Community
- b. Approval of AISD's request for a second channel.

Public Hearings Set

Set public hearings on the following:

- a. Dedication of a permanent easement for the construction of a 15' storm water drainage line across a portion of the north bank lake front: October 17, 1985 at 3:00 p.m.
- b. On-site annexation hearing for Case No. C7a-85-009, North Central Area: October 23, 1985 at 5:00 p.m.
- c. Appeal from Shirley Weiler for denial of approval of proposed three story office building at 3301 Highland Drive: October 17, 1985 at 3:30 p.m.

Boycott of Grapes

Support the boycott of grapes by the United Farm Workers of America.

MOC Attorney

Approved hiring an attorney to review the legal documents concerning the Municipal Office Complex. Councilmember Shipman stated: "We accept the recommendation of the City Manager, which is retention of the firm Jenkins, Gilchrist and Heath, that we realize the City Manager will need to negotiate the fee and if there are any unusual costs involved this information shall be presented to the City Council prior to payment."

Letter of Representation

Authorized City Manager to enter into a letter or representation and an agency declaration letter for the C. Aubrey Smith MoPac right-of-way.

HEARING POSTPONED

The Council, on Councilmember Urdy's motion, Councilmember Rose's second, postponed for 60 days the hearing scheduled for 3:00 p.m. on an appeal of demolition order issued by the Building Standards Commission for 2504 Walter Street. (6-0 Vote, Mayor Cooksey absent.)

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MORATORIUM

The Council, on Councilmember Rose's motion, Councilmember Carl-Mitchell's second, waived the requirement for three readings and finally passed an ordinance extending the Building and Plumbing Permit Moratorium in the Williamson Creek Wastewater Treatment Service Area until June 1, 1986. (6-0 Vote, Mayor Cooksey absent)

ZONING ORDINANCE

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-2 and 13-2(A) of the Austin City Code (Zoning Ordinance) to cover the following changes: (5-1 Vote, Councilmember Shipman voted No, Mayor Cooksey absent)

JOHN P. SCHNEIDER	513-521 & 601-605	From "CS" to "CS-MU"
By Richard Suttle Jr.	M.L.K. Jr. Blvd.	
C14-85-133	also bounded by Nueces	

LEASE

The Council, on Councilmember Carl-Mitchell's motion, Mayor Pro Tem Trevino's second, adopted a resolution entering into a lease with Travis Properties for the Communications Department. (6-0 Vote, Mayor Cooksey absent)

CAPITAL IMPROVEMENTS PROGRAM

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, adopted a resolution approving the selection of Alan Plummer & Associates, Inc. for professional environmental engineering services for the Walnut Creek Wastewater Treatment Plant Discharge Permit Assistance and Colorado River Waste-Load Allocation Review Services, deleting Section I.D., "Perform detailed analysis to examine the effect of the Walnut Creek treatment plant discharge on the sulfate, chloride, and total dissolved solids levels of the Lower Colorado River" in the Scope of Work. (6-0 Vote, Mayor Cooksey absent.)

APPEALS TO COUNCIL

Mr. Jerald Winetroub discussed the hold on taps in the Govalle treatment area.

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Pulled from the agenda was the appeal of Mr. Terrence Lang Irion requesting Council to consider an ordinance waiving the 18-month rule to reconsider a zoning change, permitting the submittal of a zoning application for a remote airport parking and check-in facility.

Mr. Bob Sudhop withdrew his request for a variance to Ordinance No. 850711-N (Town Lake Corridor) for the property located at 4701 A Red Bluff Road.

ELECTRIC UTILITY COMMISSION REPORT

Peck Young presented to Council budget recommendations for the Electric Department, Utility Customer Service Office, and Resource Management Department which includes three new people and an addition of \$119,000.

HILL COUNTRY ROADWAY ORDINANCE

Jay Powell, Planning Commission, explained to Council the Hill Country Roadway Ordinance.

PUBLIC HEARING - VACATION OF A PORTION OF GEORGIAN DRIVE

Mayor Pro Tem Trevino opened the public hearing set for 3:30 p.m. on vacation of the following:

> Georgian Drive (10700 Block). (Request submitted by Mr. Bert Pence on behalf of the adjoining property owners).

Mr. Richard Ridings, Director of Public Works, told Council all was in order for the street vacation.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance vacating the 10700 Block of Georgian Drive. (6-0 Vote, Mayor Cooksey absent)

RECESS - Council recessed its meeting from 3:55 p.m. to 4:20 p.m.

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ZONING HEARINGS

Mayor Pro Tem Trevino announced Council would hear the following zoning case. Council heard, closed the public hearing, granted, and instructed the City Manager to instruct the City Attorney to return with the proper ordinance:

-85	STANLEY E. JEWELL	506-600 Rundberg Ln.	From "GR"
206	TRUSTEE	-	To "CS"
	By Lawrence E.		RECOMMENDED
	Joyce		GRANTED AS RECOMMENDED

(On Councilmember Shipman's motion, Councilmember Rose's second, 5-0 Vote, Councilmember Urdy out of the room, Mayor Cooksey absent.)

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Hearings to be Continued

The Council, on Councilmember Urdy's motion, Councilmember Shipman's second, voted to continue the following zoning case:

-83 253	V.C. INVESTMENTS By Hermann Vigil	6713 Manor Road

From "I-A" 1st (I-SF-3) RECOMMENDED (as amended) "GR", 1st H&A, noting that up to 50 feet of right-of-way from the centerline is needed for Springdale Road and up to 35 feet of right-ofway from the centerline is needed for Turner Drive.

CONTINUE THE PUBLIC HEARING UNTIL THE SPECIAL PERMIT IS HEARD AND IF SPECIAL PERMIT IS APPEALED THE HEARING AND THE APPEAL WILL BE SCHEDULED AT THE SAME TIME DD, COUNCILMENDER SHIPMAN'S second 6-0 Vote Mayor Cooksey absent.

(On Councilmember Urdy's motion, Councilmember Shipman

-84 DAVID TAYLOR & 512 DUBB SMITH By Minter, Joseph & Thornhill 12210-12222 Tanglewild Drive

CONTINUE PUBLIC HEARING UNTIL APPLICANT GOES THROUGH RESUBDIVISION AMENDMENT TO PRELIMINARY SUBDIVISION

NOT RECOMMENDED

From "I-RR"

RECOMMENDED

To "SF-6"

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

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PUBLIC HEARING - SALVATION ARMY SITE

Mayor Pro Tem Trevino opened the public hearing set for 4:00 p.m. on Salvation Army Site.

The following people, representing the Salvation Army, spoke: Anne Wynne, task force chairperson; Dick Rathgeber; Herman Son, architect for the Salvation Army.

Fred Hanna, East 6th Street Merchants, and Bruce Rick, historical renovator of Hannig Row on East 6th Street, both discussed the site selected by the task force, which they said was too near East 6th Street. Also opposing were David Graeber, Steve Howser, Jay Johnson and Jane Sibley.

A representative from the Southland Corporation, said they will sell one of their tracts, or trade land for use by Salvation Army.

Dr. Pat Hayes, president, St. Edwards, said the task force data should be the solution. James Pinedo favors keepin the facility downtown. Bill Rovira said the Salvation Army would destroy the neighborhood around South Congress if it is put there. Ed Garden also opposes the South Congress site, as does Nathan Carden, Gracie Voudouris, Yolande Yanez, Mandy Williams, Bill Clayton, Cynthia Valadez, Allen Stiles, Marian Blum, Claudette Lowe, Mike Spurlock, Bernard Levitan, Bess Buchanan.

Fred Ebner wondered why the City is getting involved in this.

Richard Gravois said the Sector 12 planning council opposes the southern site and the Salvation Army should be put downtown. So did Jeanine Cook, Allen Bushong, Mike Poulson

Mike Reynolds questions the City's involvement and is against SA being put downtown. Karen Sloan opposes a south site and Cleta Burch opposes the downtown site. Eileen Rovira opposes the south site. Bryan Hurst presented a petition. Robert Janes wants SA downtown.

Jerry Goff who owns half of the downtown selected site, does not understand the process.

Della Green wants SA put at Koenig Lane and Airport. Enrique Lopez wants it kept downtown. Carl Day said to put it in an industrial area and Felix Rosales wants it downtown, as does Gilberto Rivera.

Various task force members spoke, among them were Marcie Goodfleisch, General Marshall and Jerald Winetraub.

Louisa Stark from the Central Arizona Shelter Services in Phoenix, spoke about their similar situation and how the solved it by

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having a central shelter rather than the Salvation Army. She said it is a good experience and has worked well in their city. Slides were shown of the shelter.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, closed the public hearing. (6-0 Vote, Mayor Cooksey absent) This will be placed on the 9/24/85 agenda at 4:00 p.m. for action.

RECESS - Council recessed its meeting at 8:15 p.m. and resumed its recessed meeting at 8:45 p.m.

PUBLIC HEARING - ARTS IN PUBLIC PLACES

Mayor Pro Tem Trevino opened the public hearing set for 5:00 p.m. on Arts in Public Places Ordinance.

Peter Ingerson, PARD, explained the ordinance. Maurice Coates and Paul Leche, Arts Commission, both spoke. Annette Carlozzi, curator, Laguna Gloria, strongly supports the ordinance.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Humphrey's second, closed the public hearing. (4-0 Vote, Councilmember Rose and Urdy were out of the room, Mayor Cooksey absent) This will be placed on the 9/26/85 agenda for action.

PUBLIC HEARING - RECOMMENDATIONS REGARDING NEIGHBORHOOD CENTERS

City Manager Carrasco said there is a proposal to take the neighborhood centers away from jurisdiction of the City and have them run by the private sector. It was done like this several years ago.

Jane Haney, United East Austin, read a resolution asking for a moratorium on a change in the system. Olympia Davis Emory read a letter and a poem against the proposal. John Douglas, Catherine Poole, Cathy Urdy, Yoland Yanez, Ron Davis, Elliott Zirkel, Gilberto Rivera, Enrique Lopez, Blake Mitchell, Malcolm Greenstein, Jesse Aguilera, Felix Rosales, Diana Castaned, James Pinedo, Cathy Tyler, Elliott Naishtat, Cynthia Valdez, Lena Stewart and Paul Hernandez all spoke agains the change.

Mayor Pro Tem Trevino spoke against the change, as did Councilmembe Urdy.

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Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, closed the public hearing. (6-0 Vote, Mayor Cooksey absent)

CITY MANAGER REPORTS

The City Manager reports on Funding for Social Services, UDAG Application Review and Mockingbird Hill Area Study Boundaries, and the Convention Center, were pulled from the agenda.

COUNCIL MEETING CANCELLED

Council had before them for consideration the cancelling of the October 3, 1985 City Council Meeting.

Motion

Councilmember Shipman made a motion, seconded by Councilmember Carl-Mitchell, to not cancel the October 3, 1985 meeting.

Substitute Motion

Councilmember Humphrey made a substitute motion, seconded by Mayor Pro Tem Trevino, to cancel the October 10, 1985 Council meeting. Motion was approved by a vote of 6-0, with Mayor Cooksey absent.)

SESQUICENTENNIAL COMMISSION APPOINTMENTS

As a result of deliberation in Executive Session at the Emergency Special Called Meeting of September 10, 1985, the following appointments were made to the Sesquicentennial Commission.

Motion

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Rose's second, appointed the following to the Sesquicentennial Commission: (6-0 Vote)

> Steven Fearing, Peggy Brown, William Howard, Wylie Jordan, Manuel Ramirez, Maline McCalla, Betty Himmelblau, Lena Guerrero, Barbara Cilley, Edward Guinn, Louis Hicks, Marta Cotera, Wanda Stedman, Brien Dunn.

ADJOURNMENT - Council adjourned its meeting at 11:50 p.m.