



Austin City Council MINUTES

For **FEBRUARY 9, 1984** **-** **1:00 P.M.**

Council Chambers, 307 West Second Street, Austin, Texas

City Council

Ron Mullen
Mayor

John Treviño, Jr.
Mayor Pro Tem

Council Members

Mark Rose
Roger Duncan
Sally Shipman
Mark E. Spaeth
Charles E. Urdy

Jorge Carrasco
Acting City Manager

Elden Aldridge
City Clerk

Memorandum To:

Mayor Mullen called to order the regular called Meeting of the Council scheduled for 1:00 p.m., noting the presence of all Councilmembers.

MINUTES APPROVED

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, approved minutes for special meetings of February 1, 1984 and January 31, 1984.

CITIZEN DID NOT APPEAR

Mr. Lester F. Sprouse withdrew his request to discuss City of Austin up coming convention center.

MOVE OFF PERMIT AND DEMOLITION DISCUSSED

Mr. Chris Lewis appeared before Council to discuss move off permit for the structure at 1300-1302 Woodlawn and a demolition permit for 1704 Waterston. He said everything is ready for these two things to happen and he has been issued a permit. He intends to preserve the trees and asked processing of his request without further delay.

Mayor Mullen said this is different than coming in after a moratorium has been declared and asked for staff recommendation. Jim Nias, Assistant City Attorney, stated the inner city protection ordinance can be passed with an amendment exempting Mr. Lewis' property. Mayor Mullen said this can be included in the ordinance if it is passed later in the day.

2/9/84

LIMITED PURPOSE ANNEXATION REQUESTED

Mr. Jerry Bryant appeared before Council to request limited purpose annexation of North Acres Subdivision and adjacent area. He said there are 300 homes in the IH 35-Braker Lane-Cameron-Dessau area. He said they already have water and wastewater and support City's policies and are ready to be annexed. They support "AA" zoning as they want to insure orderly development of their area.

Councilmember Shipman said she wants to know the fiscal impact of full annexation. Jorge Carrasco, Acting City Manager, said he will check it out.

POSITION ON EDWARDS AQUIFER

Ms. Frances A. McIntyre appeared before Council to discuss League of Women Voters positions concerning the Edwards Aquifer to relate to the Williamson and lower creeks watershed ordinance amendments. She said they are not opposed to growth but want Barton Springs protected and ask Council to lead in the consideration and ramification of the re-charge zones.

CONSENT ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (7-0 Vote, unless otherwise indicated.)

Operating Budget Amendment

Amended the 1983-84 Operating Budget by:

a. Appropriating \$277,900 from the General Fund Ending Balance and transferring \$60,000 from the City Clerk's Office to the Urban Transportation Department to fund the operating activities of the Austin Area Rapid Transit (AART) Interim Board.

b. Accepting \$50,000 from the Institute of Museum Services to be used at the Jourdan-Bachman Pioneer Farm and Outreach Programs.

Capital Improvements Program

Amended the 1983-84 Capital Improvements Program by appropriating the approved FY 1984-85 funding for the Johnson Creek Improvements. (Bypass Project - \$1,000,000.00)

2/9/84

Item to be Brought Back

Council will consider the second and third readings of an ordinance amending the Watershed Ordinance for Onion Creek, Bear Creek, Little Bear Creek, Williamson Creek and Slaughter Creek on February 16, 1984.

Zoning Ordinances

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

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| JACK H. BRIGHTWELL JR. By Erle Messengale Jr. C14-83-231 | 9611 Dessau Road | From Interim "AA" 1st H&A to "GR" & "DL" 1st H&A |
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PASSED AS AN EMERGENCY

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| FORISTER-VIER- WESTVIEW JOINT VENTURE By David B. Armbrust C14r-83-258 | 6-1 Vote, Councilmember Rear of 2499 Capital of Texas Hwy. South | Shipman voted No. Interim "AA" 1st H&A to "O" 1st H&A |
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| TEXAS DEPARTMENT OF PUBLIC SAFETY CREDIT UNION By Elvis G. Schulze C14-83-172 | 610 Denson | From "A" 1st H&A to "O" 1st H&A |
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| LAVACA SQUARE JOINT VENTURE By Martin L. Camp C14-83-220 | 300-320 W. 15th St. 1500-1518 Lavaca, 1501-1503 & 1511- 1519 Guadalupe 301-321 W. 16th St. | From "C" & "C-2" 3rd H&A to "C" & "C-2" 4th H&A |
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| BARRY GILLINGWATER By Tommy B. Thompson C14-83-028 | 3810 Valley View Rd. 3810-3906 Clawson Rd. | From Interim "A" 1st H&A to "BB" 1st H&A |
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PASSED AS AN EMERGENCY

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| ALBERT & HERMANN VIGIL By Hermann Vigil C14-83-174 | 1615 W. Koenig Lane | From "A" 1st H&A to "O-1" 1st H&A |
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| CITY OF AUSTIN PLANNING DEPARTMENT C14-83-103 | 301 E. Wonsley | From "A" 1st H&A to "B" 1st H&A |
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5-0 Vote, Mayor Pro Tem Trevino and Council-
member Spaeth abstained.

CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Spaeth's second, adopted the following resolutions in one consent motion: (7-0 Vote)

FM 812 Landfill

Acquired a certain tract of land, located at northwest corner of Intersection of F.M. 812 and F.M. 973 for the F.M. 812 landfill. (Homer Bartlett, et ux, Elsie Bartlett)

Release of Easements

Authorized release of the following easements:

- a. A portion of the Public Utility Easement on Lot 18, Mesa Trails 1-A. (Request submitted by Mr. David L. Hampton of Mesa Trails, Inc.)
- b. The Drainage Easement on Lots 30, 31 and 32, Kasperek Addition, Kenneth Avenue at Riverside Drive. (Request submitted by Travis Associates Consulting Engineers, Inc.)
- c. A portion of the 5' wide Public Utility easement on Lot 4, Forest Hills "C", 3203 1/2 Cherrywood Road. (Request submitted by the U.S. Life Title Company)

Lease Agreement

Approved entering into a lease agreement with Round Rock Independent School District to enable the City to construct a community swimming pool.

License Agreements

Approved entering into the following license agreements:

- a. To allow the encroachment of landscaping and retainer walls to protect existing large oak trees in the public right-of-way adjoining Lot 1, Renvenir Subdivision, 409 William Cannon. (Request submitted by Barry Campbell Engineering, Inc.)
- b. To allow the encroachment of landscaping and sidewalk extensions into the public right-of-way of Colorado Street, 400 Block adjoining Lot 7, Block 44, Original City of Austin, Colorado Street at 5th Street. (Request submitted by McGray and McGray Land Surveyors, Inc.)

Change Order

Approved the following change order: \$203,913 to Robert E. McKee, Inc. for Brackenridge Hospital Expansion Phase 3B. (1.76% increase of the original contract.)

Contracts Approved

Approved the following contracts:

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| a. ROBERT JENTSCH CONSTRUCTION P. O. Box 3343 Austin, Texas | - CAPITAL IMPROVEMENTS PROGRAM - Pedestrian Bridge Pier Supports at Town Lake Peninsula - Phase II - Parks and Recreation Department - \$7,663.33 C.I.P. No. 83/86-08 |
| b. COLTER CONSTRUCTION 8215 View Ridge Austin, Texas | - CAPITAL IMPROVEMENTS PROGRAM - South First Street Corridor, Phase II Sidewalk Improvements, Public Works Dept. - \$24,289.70 C.I.P. Nos. 83/62-19 & 83/22-04 |
| c. WHITE'S MINES, INC. 116 East Travis Street San Antonio, Texas | - Three (3) Month Extension for Trap Rock Aggregate, Public Works Department Item 1.1 through 1.21- \$70,440.00 |
| d. LAMBDA ELECTRONIC 515 Broad Hollow Road Melville, New York | - Power Supply Assemblies, Electric Utility Department Items 1-6 - \$8,786.43 |
| e. BELYEA COMPANY, INC. 31-45 Howell Street Jersey City, New Jersey | - Remanufactured Circuit Breaker, Electric Utility Department Item 1 - \$6,354.29 |
| f. Bid award: | - Electric Standard Building Maintenance Materials, Electric Utility Department Six (6) Month Supply Agreement Total - 34,736.00 |
| (1) CAPITOL BOLT & SUPPLY (WBE) 410 East 3rd Street Austin, Texas | - Items 38-42 and 45-46 |
| (2) GENERAL ELECTRIC SUPPLY CO. 3101 Longhorn Boulevard #116 Austin, Texas | - Item 1-9, 11-12, 15, 17-18, 26-36, 43, 54-57, 59-61, 68-93, 95-96A, 99-115, 124, 127, 130, 133-155, 157-158, 160, 181, 192, 196, 199-218, 220-221, 224-226, 228-232, 243-246, 248, 250-251 and 254-258 |

CONTRACTS - (Continued)

- (3) GRAYBAR ELECTRIC COMPANY - Items 10, 13-14, 24-25, 37, 44, 47-53, 58, 62-67, 94, 97-98, 116-123, 125-126, 128-129, 131-132, 156, 193-195, 197-198, 219, 222-223, 227, 233-238, 247, 249 and 252-253
7434 North Lamar Boulevard
Austin, Texas
- (4) GULF COAST ELECTRIC SUPPLY - Items 161-180, 182-191, and 239-242
3207 Polk Avenue
Houston, Texas
- (5) THE WALTER TIPS COMPANY - Items 16 & 19-23
200 Colorado
Austin, Texas
- g. CUES, INC. - Additional equipment to upgrade existing inspection units, Water and Wastewater Dept.
3501 Vineland Road
Orlando, Florida
Item 1 - \$41,325.00
- h. Bid award: - Water and Wastewater Utility Materials, Water and Wastewater Utility Department
Six (6) Month Supply Agree
Estimated total \$109,542.
- (1) TRANS-TEX SUPPLY - Items 1-8, 13-16, 19, 25 and 29 - \$23,192.00
4618 East 7th Street
Austin, Texas
- (2) INDUSTRIAL INTERNATIONAL - Items 9-10, 18, 21, 23-34, 26, 30-32 and 34-37 - \$8,691.00
8100 Ferguson
Austin, Texas
- (3) ROHAN COMPANY - Items 11 and 12 - \$288.00
508-D East St. Elmo Road
Austin, Texas
- (4) AUSTIN PIPE & SUPPLY - Items 17, 20, 22, 27-28, 33 and 38-40 - \$77,371.00
300 Medina Street
Austin, Texas
- i. MEIDINGER, INC. - Underwriting/Actuarial Consulting Services, Personnel Department
One Westheimer Plaza
5718 Westheimer, Suite 1750
Houston, Texas
Not to exceed \$39,505.00

Aerial Photography

Approved selection of the professional services of UAM, Inc. in connection with aerial photography covering Travis County and portions of Williamson and Hayes counties.

CDBG Funds

Authorized CDBG funds for standard rehabilitation loans in the following amounts:

- a. Chapa Construction - \$18,750.00
- b. Texas Log Crafters - \$19,960.00

Austin Aero, Inc. Agreement

Approved Amendment 3 to Austin Aero, Inc. Agreement to allow lessee to place a first mortgage lien upon its leasehold in the principal amount of up to \$5,000,000.

Item to be Brought Back

Approval for leasing additional 3.33 acres to Browning Aerial Service will be considered on the February 23, 1984 agenda.

Name Change

Approved changing the official name of the City of Austin Sesquicentennial Coordinating Committee to the Austin Sesquicentennial Commission.

Shoreline Fill

Approved placement of 25 cubic yards of fill material along the shoreline of Lake Austin at 1713 Channel Road.

Northeast Austin Development Task Force

Adopted a resolution establishing a joint task force on Northeast Austin Development.

Revenue Bonds

Approved notice of intention to issue City of Austin, Texas combined utility systems revenue bonds in the aggregate principal amount of \$605,000,000.00.

Law Firm Retained

Approved retaining law firm of McCall, Parkhurst & Horton as bond counsel for the \$605,000,000.00 bond issue and the bond validation litigation.

Intervention Filed

Authorized the City Attorney to file an intervention on behalf of the City of Austin in litigation proposed by the Attorney General against Coastal Corporation with regard to a take-over bid of Houston Natural Gas.

Northeast Austin Task Force

Approved appointing Jo Beth Worden, Willie Seals and Pieter Sybesma to the Joint Task Force on Northeast Austin Development.

APRIL BOND ELECTION

Mayor Mullen and Councilmember Duncan introduced an item to Council for discussion concerning the April Bond Election. They agreed to set a work session sometime within the next two weeks.

1984-85 BUDGET IMPROVEMENTS

Jorge Carrasco, Acting City Manager, told Council they intend to completely automate the budget process. There is a plan to monitor performance goals. Citizen input will be solicited and the intent is to deliver the proposed budget to Council on August 3, 1984. Mr. Carrasco said he wants six work sessions with staff available.

RECESS

Council recessed its meeting at 2:55 and resumed its recessed meeting at 3:10 p.m.

REVIEW PROCESS

Council had before them for consideration an ordinance to consider establishing a review process for inner-city neighborhood development. Councilmember Spaeth stated he would abstain from discussion and vote because of property he owns.

Mayor Mullen wondered if development on Speedway should be the same as single family residential. Councilmember Shipman said staff should be directed to come up with specific criteria for some areas.

REVIEW - (Continued)

Motion

Councilmember Shipman made a motion, seconded by Councilmember Duncan to waive the requirement for three readings and finally pass an ordinance establishing a review process for inner-city neighborhood development, with amendments. (The amendments included exempting the property located at 1300-1302 Woodlawn.)

Friendly Amendment - Not Accepted

Mayor Mullen offered a friendly amendment that this ordinance not apply to property with uses other than "B" and "BB". Councilmember Shipman did not accept the friendly amendment. She said there are terrible traffic problems there now.

Mayor Mullen said he does not want a roll-back without property owners approval.

Roll Call on Motion

6-0 Vote, Councilmember Spaeth abstained.

MORATORIUM FOR MOCKINGBIRD HILL

Mrs. Betty Perry appeared before Council requesting a moratorium to stop move on's and new building until City services are available to the area. She represented the Mockingbird Hill area and said septic tanks are draining into their streets. Mayor Mullen said the Health Department has looked into this. Lonnie Davis, Director of Building Inspection, said the soil conditions and high water level make it difficult. Mayor Mullen said we are not doing our job and need to go out and find out what is happening. He said we must check and make certain we are complying with the standards.

Motion

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, approved a moratorium while the water and wastewater study is being done. (6-0 Vote, Councilmember Rose was out of the room.)

RECESS

Council recessed at 3:50 p.m. and resumed their recessed meeting at 4:15 p.m.

ZONING HEARING

Mayor Mullen opened the zoning hearing scheduled for 4:00 p.m. Council heard, closed the public hearing, granted and instructed the City Attorney to draw the necessary ordinance as follows:

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|---------|-----------------------|---------------------------|--------------------------|
| C14 -83 | EDWARD JOSEPH | 8010-8108 Cameron | From Interim "A" 1st H&A |
| 249 | TRUSTEE | Road | To "DL" 2nd H&A |
| | By A. W. Goodson, Jr. | 1411-1327 Rutherford Lane | RECOMMENDED "DL" 2nd H&A |

2nd H&A should be no closer to Rutherford Lane and Cameron Road than 100 feet and should be limited to the building envelope, subject to dedication of 50 feet of right-of-way from centerline of Cameron Road, and dedication of 40 feet of right-of-way from the centerline of Rutherford Ln.

GRANTED "DL" 1ST H&A TIED TO SITE PLAN

Mr. Lillie reviewed. Mr. A.W. Goodson showed a map of compatible zoning in the area. Karen Horn, Hermitage Hills, expressed concern because of traffic on narrow streets, not about industrial zoning. Pat Horn, Hermitage Hills, discussed traffic also. Allen Brecher, Acting Director of Urban Transportation said he will report on traffic.

(On Councilmember Shipman's motion, Councilmember Duncan's second, 6-0 Vote, Councilmember Rose out of the room.)

ADJOURNMENT

Council adjourned its meeting at 4:50 p.m.