



## **Austin City Council MINUTES**

**For**      **APRIL 26, 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**  
City Manager

**Elden Aldridge**  
City Clerk

### **Memorandum To:**

Mayor Mullen called to order the meeting of the Council scheduled for 1:00 p.m., noting the absence of Councilmembers Rose and Urdy.

#### **CABLE DISCUSSED**

Mr. Peter Varteressian appeared before Council to discuss various cable issues. He told Council the 54 channel capacity will be available in Austin by July, 1986.

#### **STRATFORD DRIVE AREA**

Mr. Harold Lawrence, Dr. C.H. McCuiston and Mrs. Jon Washam appeared before Council to discuss the Stratford Drive neighborhood area. Mr. Lawrence requested Council to extend the Lake Austin Shoreline Ordinance into their area because they want additional protection against traffic and urbanization. Dr. McCuiston and Mrs. Washam reiterated the comments and request.

## NORTH 183 PROPOSAL

Mr. David D. Dobbs appeared before Council to discuss the North 183 proposal. He is with the Texas Association of Public Transportation and spoke in favor of light rail on 183. He asked that the City set aside adequate right-of-way for light rail.

Councilmember Duncan would like to receive a report on how much land this would take.

## GUADALUPE STREET PARKING DISCUSSED

Ms. Natalie DeBlois and Mr. Richard Iverson discussed head in parking in the 3400 block of Guadalupe Street. They said that head in, back out parking is unsafe in their neighborhood.

City Manager Carrasco said only parallel parking should be authorized in this location and will be enforced.

## NEIGHBORHOOD PROTECTION ORDINANCE

Mr. Daniel Traverso appeared before Council to discuss the application of the Inner-City Neighborhood Protection Ordinance to property at 1200-1202 Baylor and 1201-1205 Castle Hill. There were some questions concerning extension of a demolition permit. Mr. Lonnie Davis, Director of Building Inspection, asked Council to pull this from the agenda one week to give him the opportunity to get material on this.

## CITIZEN DID NOT APPEAR

Mr. Jim Nias, who had requested to discuss the application of the Inner-City Neighborhood Protection Ordinance to property at 1200-1202 Baylor and 1201-1205 Castle Hill, did not appear.

## CONSENT ORDINANCES

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Duncan's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (5-0 Vote, Councilmembers Rose and Urdy absent.)

Capital Improvements Program

Amended the 1983-84 Capital Improvements Program by:

- a. Appropriating \$754,563.50 from Wastewater Capital Recovery Fees to the Williamson Creek Wastewater Treatment Plant Rehabilitation project to fund the construction of an

## CIP - (Continued)

additional irrigation system and additional holding ponds. CAPITAL IMPROVEMENTS PROGRAM No. 82/23-85.

- b. Appropriating the FY 1984-85 funding, \$625,000 for the demolition of the Red Brick (Hospital) Building Project this fiscal year. C.I.P. No. 83/84-05.

Item to be Brought Back

On May 10, 1984, Council will consider an ordinance amending the Austin City Code, Chapter 9-11, Aviation, to establish rules and regulations for the construction and operation of helicopter facilities within the City of Austin.

Fuel Charge Calculations

Approved the fuel charge calculated for May through October of 1984.

Code Amendment

Approved amending Section 13-11-242 of the Austin City Code relating to appeals from Decisions of the Building Standards Commission on moving permits.

Northtown MUD No. 1

On May 3, 1984, Council will consider an ordinance approving the Consent Agreement and the Utility Construction Contract for the Northtown Municipal Utility District No. 1.

Zoning Ordinances

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

- |                  |                      |                           |
|------------------|----------------------|---------------------------|
| a. BILL MILBURN  | 12215 Casady Drive   | From Interim "AA" 1st H&A |
| By Scott Roberts | also bounded by      | to "O-1" 1st H&A          |
| C14-83-327       | Amherst & Duval Road |                           |

EMERGENCY PASSAGE OF ORDINANCE  
(Included in consent passage of resolutions)

- |                 |                        |                          |
|-----------------|------------------------|--------------------------|
| b. WALNUT CREEK | 5900-6400 Ed Bluestein | From Interim "A" 1st H&A |
| PROPERTIES      | Blvd., also bounded by | to "DL" 2nd H&A          |
| By Richard P.   | Loyola Lane            |                          |
| Martinez        |                        |                          |
| C14-83-120      |                        |                          |

## ZONING - (Continued)

- c. CROW-SIMMONS- 2215, 2417, 2433 & 2521 From "DL" 1st H&A  
GOTTESMAN Ridgpoint, also bounded to "DL" 2nd H&A  
By David C. Bodenman by U.S. 183 & U.S. 290  
C14r-83-167
- d. DONALD S. THOMAS, 13717-13735 Research From Interim "AA" 1st  
TRUSTEE Boulevard H&A to "O-1" 1st H&A  
By Tom Curtis  
C14r-83-195

EMERGENCY PASSAGE OF ORDINANCE  
(Included in consent passage of resolutions.)

## CONSENT RESOLUTIONS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Spaeth's second, adopted the following resolutions in one consent motion: (5-0 Vote, Councilmembers Urdy and Rose were absent)

Lease Space

Approved renewing and extending lease with the Jung-Marley Trust for lease space in the Twin Oaks Shopping Center for the Utility Customer Service South Branch office.

Release of Easements

Authorized release of the following easements:

- a. A portion of a Wastewater Easement on Lot 2, Shepherd Mountain, Phase One. (Request submitted by Haynie and Kallman, Inc.)
- b. A portion of the Sanitary Sewer Easement recorded in Volume 417, Page 65, of the Travis County Deed Records and located on Lots 30, 31, 32, 33, 34, 35, 36, 38, 40 and 41, Speedway Heights, East 32nd at Tom Green. (Request submitted by Mr. Robert Daugherty on behalf of ACF Joint Venture)
- c. Two (2) 10' Public Utility Easements and one (1) 185' wide Drainage Easement on Lots 3 and 4, Anthony Ujdur Addition, 12710 Research Boulevard. (Request submitted by L.S.A. Engineers, Inc.)
- d. A portion of the 15' wide Public Utility Easement located on the common lot line of Lots 12 and 13, Block M, Valley View Acres Revised, 6928-6930 Chinook Drive. (Request submitted by Mr. Robert Hagemen)
- e. A portion of the Utility Easement dedicated in Volume 2211, Page 424, of the Travis County Deed Records, and located at 3808 West 35th Street. (Request Submitted by Clark, Thomas, Winters and Shapiro)

Capital Improvements Program

Approved a supplemental amendment to an existing Professional Services Agreement between the City of Austin and the Brackenridge architects for demolition of the Old Red Brick Building, Brackenridge Hospital - \$60,000.00. CAPITAL IMPROVEMENTS No. 83/84-05

-----

Approved a selection of Henningson, Durham & Richardson, Inc. for the Williamson Creek Wastewater Treatment Facilities, Emergency Irrigation Systems Improvements - \$25,000.00 CAPITAL IMPROVEMENTS PROGRAM No. 82/23-85.

Change Order

Approved the following change order in the amount of \$6,480.00 to Mitchell, Evans & Byrum, Inc. for the Municipal Court Building renovations. (0.55% increase of the original contract) CAPITAL IMPROVEMENTS PROGRAM No. 81/87-01.

Contracts Approved

Approved the following contracts:

- |  |   |
|--|---|
| a. UNDERGROUND UTILITIES COMPANY<br>P. O. Box 1917<br>Del Valle, Texas | - CAPITAL IMPROVEMENTS PROGRAM -<br>Williamson Creek Wastewater<br>Treatment Plant (Interim)<br>Improvements, Public Works<br>Department - \$407,163.50<br>C.I.P. No. 82/23-85      |
| b. C & R MAINTENANCE<br>7300 Ferndale Cove<br>Austin, Texas            | - CAPITAL IMPROVEMENTS PROGRAM -<br>Updating Automated Fuel System<br>at Service Center No. 3,<br>Vehicle and Equipment Services<br>Department - \$18,543.00 C.I.P.<br>No. 82/78-01 |
| c. OLMO'S CONSTRUCTION COMPANY<br>1003 Howard Road<br>Austin, Texas    | - CAPITAL IMPROVEMENTS PROGRAM -<br>Holding Ponds for Williamson<br>Creek Wastewater Treatment Plant,<br>Water and Wastewater Department -<br>\$307,400.00 C.I.P. No. 82/23-85      |
| d. VMI, INC.<br>4310 North Martin<br>Bethany, Oklahoma                 | - CAPITAL IMPROVEMENTS PROGRAM -<br>Sludge Dredging System, Water<br>and Wastewater Department<br>Item 1 - \$158,517.55 C.I.P. No.<br>73/23-83                                      |

## CONTRACTS - (Continued)

- e. **GARNEY COMPANIES**  
1910 Sam Bass Road  
Round Rock, Texas
- Funston Street 8-inch Wastewater Relay Project, Water and Wastewater Department - \$41,600.00  
84-C219-RS
- f. Bid award:
- Water Meters and Repair Parts,  
Water and Wastewater Department  
Twelve (12) Month Supply Agreements  
Total \$586,160.00 84-0142-MB
- (1) **BADGER METER, INC.**  
4545 W. Brown Deer Rd.  
Milwaukee, Wisconsin
- Items 1, 20, 21, 23 - \$126,317.00
- (2) **ROCKWELL INTERNATIONAL**  
5400 Mitchelldale  
Houston, Texas
- Items 2-5, 10, 22, 24 - \$97,340.00
- (3) **HERSEY PRODUCTS, INC.**  
2131 Kingston Court SE,  
Suite 102  
Marietta, Georgia
- Items 7-9, 12-16 - \$299,223.00
- (4) **NEPTUNE WATER METER COMPANY**  
2512 Program Drive, Suite 103  
Dallas, Texas
- Items 18, 25 - \$8,280.00
- g. **TRANS-TEX SUPPLY COMPANY**  
4618 East 7th Street  
Austin, Texas
- Drilling Machine and Accessories,  
Water and Wastewater Department  
Items 1 through 21 - \$5,342.73  
84-0187-AV
- h. **G. P. EQUIPMENT COMPANY**  
900 Old Koenig Lane  
Austin, Texas
- Pipe Threading Machine, Water  
and Wastewater Department  
Item 1 - \$7,250.00 84-0206-AV
- i. **MILLER BLUE PRINT COMPANY**  
501 West 6th Street  
Austin, Texas
- Additional Surveying Instruments,  
Public Works Department  
Total \$32,809.50 84-0152-MB
- j. Bid award:
- Vertical Rescue Equipment,  
Austin Fire Department  
Total \$16,457.04 84-0108-AV
- (1) **TEXAS FIREFIGHTERS AND  
SAFETY EQUIPMENT COMPANY**  
1644 IH 35 East  
New Braunfels, Texas
- Items 1, 7, 8, 11 & 12 - \$9,251.16
- (2) **THE SPELEOSHOPPE**  
297 Box Street  
Fairdale, Kentucky
- Items 2, 4, 9 & 10 - \$7,205.88

## CONTRACTS - (Continued)

- k. THE UNIVERSITY OF TEXAS AT AUSTIN - Interlocal Cooperation Agreement  
100 W. 22nd Street to provide a microcomputer-based  
Austin, Texas water consumption forecasting  
model for the City of Austin,  
Energy Management Department  
Estimated amount \$13,860.00  
84-S232-LI
- l. TEMPLE, INCORPORATED (WBE) - Copper Bus Bar, Electric Utility  
8746 Shoal Creek Boulevard Department  
Austin, Texas Item 1 - \$14,712.38 84-0164-MB
- m. AUSTIN COMMUNITY TELEVISION (ACTV) - Management of Central Access  
P. O. Box 1076 Studio Facilities and Equipment,  
Austin, Texas Public Information Department  
Total \$8,100.00 84-S131-LI
- n. SUMX CORPORATION - Purchase of Microprocessor-based  
P. o. Box 14864 Data Acquisition System, Electric  
Austin, Texas Utility Department  
Total \$8,300.00 84-S195-LK

Item to be Brought Back

On May 10, 1984, Council will consider approval of the following:

- o. Bid award:
- Interlocal Cooperation Agreements to provide pilot studies of the effects of Rodeo Herbicide, Environmental Resource Management Office- Estimated total \$116,238.00  
84-S250-2I
  - (1) THE UNIVERSITY OF TEXAS AT AUSTIN - Two (2) Year Contract - \$44,538.00  
100 West 22nd Street  
Austin, Texas
  - (2) U.S. GEOLOGICAL SURVEY - Three (3) Year Contract - \$71,700.00  
300 East 8th Street, Room 649  
Austin, Texas

CDBG Funds

Approved CDBG funds for Standard Rehabilitation Loans in the following amounts and authorize staff to enter into appropriate contracts:

- a. Chapa Construction (MBE) - \$12,750.00
- b. Mastercraft Construction - \$13,400.00
- c. Imperial Construction - \$9,900.00
- d. Chapa Construction (MBE) - \$16,400.00
- e. Lighthouse International (MBE) 0 \$14,800.00

Position for Special Session  
Texas Legislature

Adopted the following position for the proposed Special Session of the Texas Legislature: Support an increase in payments for AFDC recipients and expand Medicaid coverage.

Property Tax Refund

Approved directing the County Tax Assessor/Collector to make the following property tax refund and to correct the tax roll accordingly:

CFC/Hardin Joint Venture - Parcel #2-3421-0105 - \$2,915.93

Redemption Deed

Authorized the City Attorney on behalf of the City of Austin, Trustee to execute a Redemption Deed to Ernest Caro of Lot Seventeen (17), Block Five (5) in Chernovsky No. Eight (8).

Legal Representation

Authorized employment of John Blazier & Associates to provide legal representation in Hanover v. City of Austin and the State of Texas.



4/26/84

Hearings Set

Set public hearings on the following:

- a. Amending Chapter 13-2 (Zoning Ordinance) of the Austin City Code to allow approval of a zoning change to "A-2" without site plan approval and requiring a special permit: May 17, 1984 at 3:00 p.m.
- b. To consider a 231 unit multi-family housing bond financed project proposed by Highwood Apartments, located at 9417 Great Hills Trail: May 17, 1984 at 3:10 p.m.
- c. An appeal for Mr. Bobby R. Taylor, of the Planning Commission's decision to grant a Special Permit for construction of 304 apartments: May 10, 1984 at 6:00 p.m.
- d. Annexation of the following: May 10, 1984 at 5:15 p.m.
  - (1) 15.03 acres of land out of the Robert Foster Survey No. 43 and the M.D. Williams Survey No. 49 in Travis County, Texas. (Full purpose annexation) C7a-81-012
  - (2) 4.22 acres of land out of the Robert Foster Survey No. 43 in Travis County, Texas. (Limited Purpose annexation) C7a-81-012
  - (3) 100.08 acres of land out of the John Applegate Survey No. 58 in Travis County, Texas. (Full purpose annexation) C8a-82-010

Grant Application

Approved a request for approval of a grant application to the Texas State Library for \$695,312.00 for the Central Texas Library System operation on behalf of the Austin Public Library.

-----

Approved request for approval of a grant application to the Texas State Library for inter library loan on behalf of the Austin Public Library.

Historic Zoning "Old Anderson High School"

Approved directing the Planning Department to initiate removal of Historic zoning at the "Old Anderson High School".

## MOTION PICTURE ORDINANCE

Councilmembers Spaeth and Shipman introduced an item to Council to develop a Motion Picture Ordinance. Councilmember Spaeth said filming guidelines are needed for the City.

The Council accepted the report and directed the City Manager to direct staff to bring this item back for approval on May 3, 1984.

## MULTI LANGUAGE AIRPORT SIGNS

Councilmember Shipman asked the City Manager to study the feasibility of placing multi-language signs at the municipal airport. She said the City Manager has suggested the use of symbols, but she thinks the signs information should be in several languages.

## CANCELLATION OF CERTAIN COUNCIL MEETINGS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Spaeth's second, approved cancellation of the following Council Meetings: (5-0 Vote, Councilmembers Rose and Urdy absent)

June 22, 1984

July 5, 1984

Motion to Reconsider

The Council, on Mayor Pro Tem Trevino's motion and Councilmember Duncan's second, voted to reconsider in order to add the May 31, 1984 meeting for cancellation. (5-0 Vote, Councilmembers Rose and Urdy absent)

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Spaeth's second, cancelled the following Council Meetings: (5-0 Vote, Councilmembers Rose and Urdy absent)

May 31, 1984

June 22, 1984

July 5, 1984

Council stated they will decide the August meeting cancellation date later.

## STATUS REPORT - WILLIAMSON CREEK TREATMENT PLANT

City Manager Carrasco reported that as of April 25, 1984, there is 21", 23" and 30" of freeboard at the Williamson Creek Treatment Plant. John Moore, Water and Wastewater Department, said there is continued improvement and there needs to be 24" of freeboard by May 2, 1984.

## SPECIAL LEGISLATIVE SESSION

Mr. Piet Sybesma, Intergovernmental Relations Officer, presented the City Manager Report on the Special Legislative Session. He told Council the two subjects the City is interested in at the Special Session will be increase in highway funding; increase in Aid For Dependent Children (Texas ranks 45th among the states for amount allowed); and expansion of Medicaid (Texas ranks 48th among the states for amount allowed).

## SAFETY STATUS

Jorge Carrasco reported to Council that this year the City of Austin won 45 awards for safety achievements due to the safety measures taken by City employees.

## ORDINANCE AMENDMENT

Council had before them a request from Mr. French N. Smith III requesting that Council amend Ordinance No. 821028-H to raise the sound decibel level at Auditorium Shores from 85 db to 95 db from 12:00 noon to 10:00 p.m. and from 80 db to 90 db from 10:00 to 12:00 p.m. on April 28 & 29, 1984 and May 19 & 20, 1984.

Mr. Smith reported to Council that "Since I made the request, I have had meetings with the Parks and Recreation Department and they have requested that rather than raise the decibel levels, we leave the decibel levels as they are and change the monitoring position from 100' in front of the sound board to the property or fence line of Auditorium Shores. And I would like to say that that is definitely agreeable and I feel will work well for everyone."

Motion

The Council on Councilmember Duncan's motion, Mayor Mullen's second, approved leaving decibel levels as they are and change the monitoring position from 100' in front of the sound board to the property or fence line of Auditorium Shores. (5-0 Vote, Councilmembers Rose and Urdy absent) (This is for April 28 & 29, 1984 and May 19 & 20, 1984.)

Council made it clear that this motion applies to Auditorium Shores only, not Pease Park or Fiesta Gardens.

## REPORT ON DOWNTOWN

Luther Polnau presented the Downtown Revitalization Task Force report on Permanent Downtown Advisory Board. His report is on file in the City Clerk's office. Councilmember Shipman asked staff to evaluate.

## ENERGY FOR METRO AUSTIN

Ted Kochansky, Electric Utility Commission, reported on Energy for Metro-Austin.

## ROLLBACK REZONING

The Council, on Councilmember Shipman's motion, Councilmember Duncan's second, authorized the Planning Department to initiate rollback rezoning of the property located at 4007-4013 Avenue H. (5-0 Vote, Councilmembers Urdy, Rose and Spaeth absent.)

Prior to the vote, Bert Cromack, a citizen, stated: "I wanted to make you aware that there has been a person file for site plan development review under the Innercity Neighborhoods Ordinance and that is to be heard in the May cycle. It seems if the Planning Commission were going to go ahead and hear this as a zoning rollback the earliest of course I think that could happen would be in mid-June. If we could possibly delay the site plan review to be on the settling of the roll back question, if that's possible." Mayor Mullen said it would seem logical to try and ask that because you are probably going to be rolled back.

## PUBLIC HEARING- WASTEWATER LINE THROUGH NORTHWEST PARK

After it had been determined that there was no feasible and prudent alternative to the dedication of a permanent easement for the construction of a wastewater line through a portion of Northwest Park, the Council passed the following motion; closing the public hearing and passing the ordinance through FIRST READING ONLY.

Motion

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, passed through FIRST READING ONLY the dedication of a permanent easement for the construction of a wastewater line through a portion of Northwest Park. (4-0 Vote, Councilmembers Urdy, Rose and Spaeth absent.)

APPEAL POSTPONED

Council postponed until May 10, 1984 at 5:00 p.m. the hearing on an appeal from Ms. Marian Swanzy of the Planning Commission decision to grant a Waterway Development Permit for the Salem Center Apartments, proposed project of Lan Bentson Interest, at 1200 West Stassney Lane.

RECESS AND ADJOURNMENT

Council recessed its meeting at 4:35 p.m. and resumed its recessed meeting at 5:15 p.m. to announce the above appeal, scheduled for 5:15 p.m. had been postponed.

Council adjourned its meeting at 5:00 p.m.