



Austin City Council MINUTES

For MAY 16, 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 presence of all members.

MINUTES APPROVED

The Council, on Councilmember Shipman's motion, Councilmember Urdy's second, approved minutes for the regular meeting of May 2, 1985 and Special Meeting of May 6, 1985. (7-0 Vote)

CONSENT ORDINANCES

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

Operating Budget Amendment

Amended the 1984-85 Operating Budget by transferring \$130,000 from the Parks and Recreation 1984-85 Operating Budget to provide funding for the renovation of the Danny G. McBeth Recreation Center.

Capital Improvements Program

Amended 1984-85 CIP budget by appropriating funds in the amount of \$130,000 transferred from the Parks & Recreation Department's Operating Budget for the renovation of Danny G. McBeth Recreation Center.

Replacement Bonds

Approved emergency passage authorizing issuance of replacement bonds to replace Bonds Nos. 16154 and 14877 (\$5,000 each) - City of Austin, Texas Combined Utility Systems Revenue Bonds, Series 1982A.

Capital Improvements Program

Approved an ordinance ordering and setting a public hearing at 4:00 p.m., June 20, 1985 in connection with paving assessments to be levied on Banister Lane Phase II, consisting of one unit covering approximately 9 blocks. CAPITAL IMPROVEMENTS PROGRAM NO. 85/62-61.

Meeting Cancelled

Approved cancelling the June 6, 1985 City Council meeting.

Zoning Hearings

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

- | | | | |
|----|---|--|------------------------------------|
| a. | CIRAR-GOLDRICK
PARTNERSHIP
By Robert Laney Vickers
C14-84-055 | 3702 Terrina | From "CS" to "SF-6" |
| b. | BROCKTON OFFICE JOINT
VENTURE - LONGHORN
BUSINESS PARK #2, INC.
By William H. Bingham
C14r-84-202 | 2514, 2540 & 2600
Brockton Drive, 2525,
2601 & 2631 Kramer
Lane | From "D" 1st H&A
to "D" 3rd H&A |
| c. | BLONQUIST HOUSE
C14h-85-001 | 1000 E. 14th Street | From "SF-3" to
"SF-3-H" |
| d. | JESSE L. DODSON
By Alan Bell
C14-84-159 | 612-616 North Loop | From "SF-3" to "LO" |

EMERGENCY PASSAGE OF ORDINANCE

- | | | | |
|----|---|--|--------------------------------|
| e. | NASH PHILLIPS/COPUS,
INC.
By John M. Joseph
C14-84-465 | Proposed southeast
right-of-way line of
Loop 1 | From Interim "SF-2"
to "LI" |
| f. | DON & BERTHA JAMES
By Donald E. Bird
C14-85-010 | 826 Kramer Lane | From Interim "SR"
to "GR" |

- g. CALLAWAY/COLEMAN JOINT VENTURE 4500-4544 South Lamar Boulevard
By Donna Kristaponis
C14r-84-050 From "GO" & "GR" to "GR" and "GO"
- h. CROW-GOTTESMAN-HILL NO. 11 Metric Boulevard at Gracy Farm Lane
By David Bodeman
C14-84-390 From Interim "SF-3" to "MF-3", "GR" and "LI"
- i. SHARON MA 12408 Burnet Road
C14r-84-510 From Interim "SF-2" to "GR"

EMERGENCY PASSAGE OF ORDINANCE

CONSENT RESOLUTIONS

The Council, on Councilmember Shipman's motion, Councilmember Urdy's second, adopted the following resolutions in one consent motion: (7-0 Vote)

Lease Amendment

Approved a lease amendment with the Austin Municipal Federal Credit Union.

Items Pulled

Council consented to postpone the following two items:

1. Consider entering into an option to Lease Agreement with Peoples Community Clinic, Austin Rape Crisis Center and CEDEN. (Will be on May 30, 1985 agenda)
2. Capital Improvements Program - Consider approval of Addendum No. 2 to the Professional Services Agreement and Supplemental Amendment No. 9 for the 1983-85 Interim Airport Facilities Improvements Program at Robert Mueller Municipal Airport to Bovay Engineers, Inc.

Change Orders

Approved the following Change Orders:

- a. In the amount of \$46,021.13 to JALCO, INC. for South Pressure Zone Water Transmission Main Phase I. (3.31% increase of the original contract)
- b. In the amount of \$41,422.00 to Robert Hurst Construction Company for Community Development District No. 8, Phase II. (14.65% increase of the original contract)

CONTRACTS APPROVED

Approved the following contracts:

- a. MIRANDA CONSTRUCTION COMPANY (MBE) - CAPITAL IMPROVEMENTS PROGRAM -
5214 Burleson #403
Austin, Texas
Manchaca Road Bikeways from
Stassney Lane to Berkely Avenue,
Public Works Department
Total \$89,294.20 C.I.P. No.
82/61-02
- b. RIZZO CONSTRUCTION, INC. - CAPITAL IMPROVEMENTS PROGRAM -
2712 Bee Caves Road, Suite #116
Austin, Texas
Renovation of Danny G. McBeth
Recreation Center, Public Works
Department - \$305,657.00 C.I.P.
No. 83/86-03 (Related to B-1.a &
B-2.a)
- c. D. L. MEACHAM CONSTRUCTION COMPANY - CAPITAL IMPROVEMENTS PROGRAM -
2108 Hoskins Street
Houston, Texas
Installation of Underground
Electric Distribution Facilities
for River Place Section 4, Electric
Utility Department - \$47,830.25
C.I.P. No. 85/15-01
- d. SEIMENS MEDICAL SYSTEMS, INC. - CAPITAL IMPROVEMENTS PROGRAM -
11506 South Main #400
Houston, Texas
Radiological CT Body Scanner,
Brackenridge Hospital -
\$1,125,000.00 C.I.P. No. 84/84-01
- e. Bid award:
 - Water Meters, Water and Wastewater
Utility Department
Twelve (12) Month Supply Agreement
Total \$581,833.00 85-0200-MB
- (1) BADGER METER, INC. - Items 1,20,21,23 - \$132,885.00
4545 W. Brown Deer Road
Milwaukee, Wisconsin
- (2) MUNICIPAL METER - Items 12,13,14,15,16 - \$232,260.00
726 Jones Road
Bellaire, Texas
- (3) ROCKWELL INTERNATIONAL - Items 2,3,4,5,7,8,9,10,22 -
5155 Blalock Drive
Houston, Texas
\$182,963.00
- (4) Awards to Badger Meter, Municipal Meter, and Rockwell International
for water meter repair parts (Items 6,11,19,26,27) are estimated to
total \$33,725.00.

- f. LEIF JOHNSON FORD TRUCK CITY
502 East Ben White Boulevard
Austin, Texas
- Nineteen (19) Series B-092, 138-inch Cab-to-trunion Truck Cab and Chassis for Refuse Trucks, Vehicle and Equipment Services Department
Item 1 - \$669,351.00 85-0207-MB
- g. CAPITAL MACHINE WORKS
4824 East 1st Street
Austin, Texas
- Two (2) Truck-mounted Sprinkler Tanks, Vehicle and Equipment Services Department - \$29,000.00
85-0209-MB
- h. CENTRAL TEXAS EQUIPMENT
127 East Riverside Drive
Austin, Texas
- Truck-mounted Hydraulic Crane, Vehicle and Equipment Services Department - \$49,916.00
85-0208-MB
- i. ROMCO, INC.
1915 Hydro
Austin, Texas
- Front-end Loader, Vehicle and Equipment Services Department
Total \$42,498.00 85-0212-MB
- j. CLARENCE CULLEN COMPANY
Post Office Box 98
Kuda, Texas
- Housing Demolition - Clearing of Property & Structures, Building Inspection Department
Twelve (12) Month Contract
Total \$64,829.00 84-S441-LI
- k. IEM CORPORATION
505 Barton Springs Road
Austin, Texas
- Modems, Police Department
Thirty-six (36) Month Lease/
Purchase
Total \$59,261.78 85-S393-LI
- l. S & I. SEAGRAVES, INC.
5214 Burleson Road
Austin, Texas
- Fire Hoses, Fire Department
Item 1-3 - \$27,398.00
85-0151-AV
- m. MARTIN'S UNIFORMS
3606 Fredericksburg Road, #102
San Antonio, Texas
- Uniform Police Shirts, Central Stores Division
Twelve (12) Month Supply Agreement
Total \$93,750.00 85-0215-AV
- n. ORTHO DIAGNOSTICS
Rt. 1, Box 280
Madisonville, Texas
- Two (2) Hematology Analyzers, Brackenridge Hospital
Total \$175,000.00 BH5-1149
- o. TEXAS MEDICAL FOUNDATION
7800 Shoal Creek Boulevard
Austin, Texas
- Professional Service for Concurrent Utilization Review of Medical Assistance Program
Inpatient Admission to Brackenridge Hospital, Health Department
Twelve (12) Month Period
Estimated total \$60,000.00 85-S548-LI

p. ZYTRON CORPORATION
1708 InterFirst Bank Tower
Austin, Texas

- Microfiche Production from
Computer-produced Magnetic Tape,
Various City Departments
Twelve (12) Month Period
Estimated total \$114,839.40
85-S065-EF

Right-of-Way Acquisition

Authorized additional payment of \$100,000 to the State Department of Highways & Public Transportation for right-of-way acquisition on U.S. 183 Project (Loop 1 Interchange).

Austin Industrial Development Corporation

Appointed the seven (7) members of the City Council to two (2) year terms to the Board of Directors of the Austin Industrial Development Corporation.

Austin Housing Finance Corporation

Appointed seven (7) members of the City Council to two (2) year terms to the Board of Directors of the Austin Housing Finance Corporation.

Grant Application

Approved a Grant Application to the Texas State Library and Archives Commission for \$726,684.00 for the Central Texas Library System operation.

Item Pulled

Pulled from the agenda consideration of approval of the bylaws of the City of Austin, Texas, Higher Education Authority, Inc. pursuant to the provisions of Chapter 53 of the Texas Education Code, as amended.

Texas Shuttle System Routes

Approved modification to University of Texas Shuttle System routes.

Public Hearings Set

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, set a hearing on May 23, 1985 at 3 P.M. to consider suspension of Southern Union Gas Company's proposed revisions to its transportation service rate. (7-0 Vote)

The Council, on Councilmember Shipman's motion, Councilmember Carl-Mitchell's second, set hearing on June 13, 1985 at 2 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) (7-0 Vote)

The Council, on Councilmember Shipman's motion, Councilmember Urdy's second, set a hearing on June 20, 1985 at 2:30 on dedication of a Public Utility Easement through a portion of Zilker Park. (7-0 Vote)

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, set a hearing on June 20, 1985 at 3 p.m. on amendments to the Water and Wastewater Utility Service Area Ordinance (810820-B) to include the Upper Williamson Creek Drainage Basin and portions of the Slaughter Creek Drainage Basin. (7-0 Vote)

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Shipman's second, set a hearing on June 20, 1985 at 5 p.m. on an appeal from Dr. Stephen B. Rodi, representing the Windsor Park Neighborhood Association, of the Planning Commission's decision regarding Case No. C14p-85-048.

Capital Grant

During consent motion, Council approved accepting approved mandatory application for Capital Grant TX-05-0170-02 in the maximum amount of \$1,205,300.00 (no increase).

COMPREHENSIVE PLAN WORK PROGRAM

Norman Standerfer presented the City Manager Report on Comprehensive Plan Work Program on Comprehensive Plan Work Program. Copy of the report is on file in the City Clerk's office.

RECESS

Council recessed its regular called meeting to hold a meeting as board of directors of the Austin Housing Finance Corporation at 2:00 p.m. and resumed its recessed meeting at 2:15 p.m.

AHFC MORTGAGE SUBSIDY BONDS

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Humphrey's second, approved sale of Austin Housing Finance Corporation Mortgage Subsidy Bonds, Series 1985. (7-0 Vote)

NEIGHBORHOOD PLANNING PRIORITIES

Norman Standerfer presented the City Manager report on Neighborhood Planning Priorities. He discussed the sector boundary process and said the Montopolis area is the prototype.

11TH YEAR CDBG ECONOMIC DEVELOPMENT ACTIVITIES

CDBG was discussed briefly and Council asked that a resolution be placed on the May 23, 1985 agenda to consider adopting economic development activities for which a Request for Proposals will be developed and issued for funding under the 11th Year (FY 1985-86) Community Development Block Grant Program.

PUBLIC HEARING - APPEAL OF SPECIAL PERMIT

Mayor Cooksey opened the public hearing set for 2:30 p.m. on an appeal from Richard L. Ridings, Director of Public Works Department, of the Planning Commission's decision regarding a Special Permit for Louis Howard, 12602 Research Blvd. C14-84-101.

Richard Ridings, Director of Public Works and Engineering, stated, "I am appealing the Special Permit as an interested party so noted under Section 13-2 of the City Code. Specifically I am appealing the permit based on the fact that the permit is not in compliance with the City's plan. I ask you take into account the following factors in considering your decision today. According to the Code, this particular project does not protect the safety of the motoring public and the pedestrians utilizing the facility in the area immediately surrounding the site. In addition, this particular project may not protect the adjacent property from flood or water damage and the street size and pavement width is inadequate for traffic reasonably expected to be generated by the proposed use around the site and in the immediate neighborhood. This project does not take measures as will secure and protect the public health, safety, morals and general welfare. In my presentation to the Planning Commission at their March 26, 1985 meeting, I indicated the City Council, City of Austin has approved a protective purchase contract for Highway U.S. 183 right-of-way with the Highway Department. The voters have approved bond funds and monies are available to participate in right-of-way acquisition and the construction of U.S. 183. The City's intent in this particular tract is to acquire the right-of-way to prevent the improper use of the highway right-of-way. Allowing the parking structure, or parking lot, to be constructed within the building line of U.S. 183 does not protect the public welfare. I will note the building line, or right-of-way line is approved by the City of Austin as a 300' right-of-way line. Further, we have agreed with the Highway Department and have offered this particular developer, to purchase his property as soon as possible and pay fair market value for their property. Further, we noted that the specific zoning of this property will have no effect on the

purchase. We also have presented an option to the developer to allow him to lease the property for an interim parking lot for an interim period of time until the roadway construction actually begins. This was done as an attempt to prevent construction of a permanent structure in the building line of the right-of-way." Mr. Ridings then read the City's current zoning regulations. "Through the approval of the Transportation Plan, the City of Austin, by resolution, has fixed the building lines on 183. We have agreed with the State that the City of Austin will acquire this property within the 183 building lines before it is developed in protective purchase measures in order to serve the public interest. Allowing a property owner to plan and construct improvements on this land subsequent to the decision to make improvements to the roadway is not in compliance to the general plan, Master Plan, or Comprehensive Plan of the City of Austin. Along 183 during the past 18 months there have been 16 zoning cases processed and approved by the Planning Commission and the City Council. There have been numerous permits issued on sites where adequate zoning already existed and several special permits have been approved that will result in improvements being constructed within the building lines or right-of-way lines of 183." Mr. Ridings showed a map indicating the remaining frontage along 183. "The decision you make today will be a policy decision since 61% of the remaining frontage along 183 does not have building and parking structures."

Terry Irion, representing Mr. Louis Howard, said when this case came before the Planning Commission it was recommended for approval by the staff. "At that time the question first arose as to whether the Commission should in fact approve this without an outright dedication of the 50' right-of-way. It was indefinitely postponed by the Planning Commission at that time. I was not representing Mr. Howard at the time and he later came to me to seek my advice. I suggested we talk to Mr. Duncan (OLDS) and see if we could not resolve this matter to each party's satisfaction. We negotiated to find out what would make this project satisfactory to him and reached a compromise. Mr. Duncan recommended the revised site plan. That plan lopped 20' off the front of the building, pulled it 45' back of the future right-of-way line which Mr. Ridings is talking about. The building we are proposing is now set back 95' from the existing right-of-way. This provides all required circulation around the building. All required parking will be provided after the acquisition of the 50' right-of-way. Mr. Duncan was satisfied we had met all the concerns of OLDS. The first time I heard about the protective purchase agreement was when Mr. Ridings brought it up at the March 26th Planning Commission meeting.I can't say at this time Mr. Howard is willing to give the property up. I don't know what he wants for it but have no reason to believe he will be unreasonable in his negotiations but no proper negotiations have been met."

After some discussion, Council decided to continue the public hearing in order to study the facts further. Mr. Carrasco, City Manager, asked Mr. Irion if his client would consider selling

the property. Mr. Irion said he had never asked him and would be glad to discuss it with him.

Council unanimously agreed to continue the public hearing on May 30, 1985 at 3:30 p.m.

RECESS

Council recessed its meeting at 3:25 p.m. and resumed its recessed meeting at 3:40 p.m.

PUBLIC HEARING - MASTER URBAN DESIGN PLAN FOR EAST 6TH & 7TH STREETS

Mayor Cooksey opened the public hearing set for 2:30 p.m. on Master Urban Design Plan for East 6th and 7th Streets Commercial Corridor, as completed by Villalva-Cotera-Kolar.

Juan Cotera summarized the plan. He said the corridor is east of IH 35 extending to Chicon along 6th and 7th streets. Studies show, Mr. Cotera said, this is not a declining area. It is well established and most of the clients are from outside of the area. Mr. Cotera then reviewed the land use plan.

Zeke Romo, EACEDC, said they want to assure protection to preserve business in the area and protect the residences and check on methods of crime prevention. Marcos DeLeon echoed Mr. Romo's remarks.

Council agreed to continue this public hearing on May 30, 1985 at 7:00 p.m.

BOARDS & COMMISSIONS DISCUSSED

Mr. Bill Oakey appeared before Council to discuss proposal for public interest protection ordinance and recommended boards and commission be chaired and co-chaired by members of public interest groups with no more than 25% of the membership from special interest groups.

COST OF CITY GOVERNMENT

Mr. David N. Elliott discussed cost of City government. He said the City has an inadequate cost accounting system and suggested using the University of Texas advisors when dealing with contracts.

Jorge Carrasco, City Manager, stated the City of Austin has been recognised nationally for not having a single material weakness with their accounting system by receiving a Certificate of Conformance. Concerning the use of UT expertise, Mr. Carrasco pointed out that the City has used them in many ways, e.g. construction management,

EMS local study, wastewater treatment, and 25 to 50 other subjects. Mr. Elliott had made comments concerning the Municipal Office Complex and Mr. Carrasco said the City is trying to save interest and incurring of additional debt. The way the Complex is being handled will benefit the community. Mr. Elliott had also compared Austin and San Antonio. Mr. Carrasco stated the two city governments are very different because Austin has more responsibility than San Antonio. Services in Austin cost more because we have more parkland, good streets, services to the handicapped, among others. Mr. Carrasco ended his statements by saying the City staff is highly professional and is capable of giving members of the Council any information they may need.

SEWAGE DISCHARGE PERMIT

Mr. Earl Burklund, representing Cotton Mouth, Dry Creek Neighborhood Association, discussed the pending request for sewage discharge permit No. 12938-01. Mr. Carrasco said Austin is currently not a party to the proceedings. Jim Thompson, Director of Water and Wastewater, said the Texas Water Commission has heard this case and it is a matter for them to decide. Councilmember Shipman said Austin's environmental officer should represent Austin's concerns and communicate with the water protection agency. Mayor Cooksey directed the City Manager to direct the staff to draft a policy on wastewater discharge permits and bring it back on the May 23, 1985 agenda.

EAST 1ST STREET DISCUSSED

Mr. H.P. Gillespie III appeared before Council and presented the Mayor and members of the Council with a tape which contained his ideas on using East 1st Street as a freeway. He did not play the tape in the Council Chambers.

CITIZEN DID NOT APPEAR

Ms. Ingrid Broadrick, who had requested to discuss septic tank and drainage field at 3603 Robbins Road, did not appear.

ROAD IMPROVEMENTS

Mr. David Dobbs discussed status of U.S. 183 and Ben White improvements.

CITIZEN DID NOT APPEAR

Mr. Michael R. Mulligan who had requested Council to reduce requirement of 250 members in organization for payroll deduction to 50 members, did not appear.

ELECTRICIAN'S LICENSE DISCUSSED

Mr. Peter A. Nolan appeared before Council requesting them to reverse action of Electrical Board and reinstate the Master's Electrician License of Charles Haley.

Mr. Nolan said Mr. Haley "was not able to renew his license last year through no fault of his own and no fault of the City. He did not receive the renewal package which tells him how to renew it. He was not able to make it back on time." Mayor Cooksey asked if there is a process of appeal to the Council from decisions of the Electrical Board.

Carl Shahady, Assistant City Attorney, said there is no provision for appeal of the Electrical Board's decision. "Mr. Nolan called me three weeks ago and apprised me of the situation. He said that at the conclusion of his hearing before the Board the Board suggested if he was dissatisfied he might bring this matter to the City Council. Even though there is no appeal I can think of no reason why they cannot appear and present their case even without appeal there is relief the Council could give, any number of things. One thing they could do is direct staff to come with an ordinance that would allow people to file the next day, which is a working day. When the last day for filing an application falls on a Saturday, Sunday or a legal holiday the Council could provide the next day as the last day to file an application. That is the type of relief I understand Mr. Nolan is asking for in this case." Mayor Cooksey wondered if there is a provision for appeal from decision of the Electrical Board and whether it is appropriate for us to use this particular mechanism of Citizen Request for Council Approval to reverse an action of the Electric Board.

Paul Isham stated, "Normally the Electrical Board is an autonomous board and their decision is basically final. I think for the Council to consider it, if they think this is a hardship case, they would first have to amend the ordinance and then perhaps reconsider Mr. Haley's plight. But without an amendment to the Ordinance Council cannot take action on this matter."

Mr. Nolan said the Electrical Board had no concerns about the competency of his client. The only questions they asked were what work he'd had in the City of Austin. Finding he did have some work they decided not to renew his license. He'd had letters with him from people attesting to his competence and testimony from Dan Dailey, Inspector for the City of Austin, about his competence, in addition to the Corpus Christi inspector's testimony. Mr. Nolan said his client's competency was not questioned only the fact he was a few hours late in applying for renewal. "As pointed out in the letter to you, he was in jail. He bought a shot gun which was unregistered. Now he comes in and does not have a lot of money and does not have the time to wait to take the Master Electrician test over again. All he asked for was fairness. And they told him they were not going to be fair and if you don't like it, go to the City Council...."

Mayor Pro Tem Trevino said, "I think the City should always be fair and if we don't have the authority now to overturn the decision by that board then I would respectfully request that an ordinance be prepared to give the Council that authority, in hardship cases, to be appealed to Council. I would hope none of our boards would act arbitrary and capricious, whether they like them or not, that's not the point. Those licenses are given to individuals to insure all of us that the work they do will be up to the standards we apply here in Austin for the safety and welfare of all our citizens and what that gentleman did to get himself incarcerated is none of my business. If our professional staff says he is a good electrician, that is good enough for me. I will personally request an ordinance be drafted and brought back next week."

Mr. Nolan asked what the effective date of the ordinance would be and Mayor Cooksey said the ordinance would be made retroactive to January 1, 1985. Mayor Cooksey reminded Mr. Nolan when he comes back he will have to justify his case.

TRAFFIC ON 360

Ms. Gail Beall appeared before Council requesting a technical study of traffic projections along Loop 360 between 2222 and 2244 to include existing and projected development and roadway improvements, also no further nonresidential zoning or subdivision cases be considered until study is completed and presented to public.

Allan Brecher, Director of Urban Transportation, stated a study and analysis of traffic flow is underway. A report will be included on the May 23, 1985 agenda.

ZONING HEARING

Mayor Cooksey 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 draw up the necessary ordinance:

C14-84	GREAT HILLS LITD.	5915 Lost Horizon Dr.	From "I-RR" to
077	INC.		Tr. A "SF-6"
	By Neal Graham	EMERGENCY PASSAGE	Tr. B "SF-2"
			RECOMMENDED
			<u>AMENDED TO "SF-2" Tr. B & CONDITIONS</u>
			<u>STATED. TRACT A RE-ZONING IS POSTPONED</u>

Marie Gaines said the applicant requested a postponement on Tract A and an agreement on Tract B has been worked out which the applicant would like to read into the record.

Richard Suttle, representing the applicant, stated: "The notice that went out for the zoning included Lot 1, 2, 3, 4, 5 & 6 in the zoning request. We are amending that to exclude Lot 1 and any other portions of any other lots in Section 1 of Phase 2 that end up in the golf course after final plat."

(On Councilmember Shipman's motion, Mayor Pro Tem Trevino's second,
7-0 Vote)

APPEAL POSTPONED

Mayor Cooksey opened the public hearing set for 3:00 p.m. on an appeal from Mr. Charles Pieper of the Planning Commission's decision to deny a variance to the Lake Austin Watershed Ordinance (C-3v85007) and stated there was a request to postpone the hearing for six months.

PUBLIC HEARING - APPEAL OF SPECIAL PERMIT FOR 5400 NORTH LAMAR

Mayor Cooksey opened the public hearing set for 5:00 p.m. on an appeal from Peggy Wilson of the Planning Commission's decision regarding a Special Permit for 5400 No. Lamar. (C14p-85-005)

Peggy Wilson told Council her neighborhood opposes the proposed 100' GTE tower which will be painted red and white and dominate their neighborhood. She said the antenna will not serve anyone other than GTE.

Jim Nias, representing GTE, asked Council to postpone the hearing because they have found another site for their antenna. He said it is almost certain the new site will be approved and felt there was no need to hold the hearing.

Council agreed to postpone the hearing indefinitely.

NORTHWEST AREA AMENDMENTS TO AUSTIN METROPOLITAN AREA ROADWAY PLAN

Council was scheduled to take action on northwest area amendments to the Austin Metropolitan Area Roadway Plan.

Mike Aulick, Growth Management Department, reviewed by means of maps the proposed alignments for Braker Lane and Parmer Lane. A copy of his report is on file in the City Clerk's office. He said there had been a revised cost analysis and Route B and C for Parmer Lane would be equal in cost. The recommendation is to eliminate Route B because it would go through a neighborhood. Parmer Lane will become a Farm to Market road.

Richard Ridings, Director of Public Works and Engineering,

told Council Route C would probably be easier to build.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Humphrey's second, approved route C for Parmer Lane as an amendment to the Austin Metropolitan Area Roadway Plan. (7-0 Vote)

Motion

The Council, on Councilmember Rose's motion, Councilmember Shipman's second, approved staff recommendation for Braker Lane as an amendment to the Austin Metropolitan Area Roadway Plan. (7-0 Vote) (Staff recommendation is on file in the City Clerk's office.)

ITEM TO BE BROUGHT BACK

Consideration of a request from Mr. Christopher Yurkanan, representing Rockcliff Joint Venture, to construct 7 boat docks and retain walls within the dock on Lake Austin at 1304, 1306, 1308, 1312, 1314 and 1400 Hidden Canyon, in The Preserve Subdivision. (Recommended by the Parks and Recreation Board) will be discussed on May 23, 1985 at 8:00 P.M.

REPORT POSTPONED

The Energy Management Commission report was postponed to May 23, 1985.

TAXICAB ORDINANCE

Councilmember Rose and Urdy introduced an item to Council to consider clarifying the Taxicab Ordinance, specifically as it relates to the number of cab permits outstanding. After discussion it was decided no action was needed. (Transcript of discussion is on file in the City Clerk's office.)

SB 1248. HAYS/TRAVIS COUNTY GROUND WATER DISTRICT

The Council, on Councilmember Carl-Mitchell's motion, Councilmember Shipman's second, adopted a resolution in support of SB 1248, legislation to create a Hays/Travis County Ground Water District, introduced by Senator Gonzales Barrientos. (7-0 Vote)

EXECUTIVE SESSION

Mayor Cooksey announced City 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.
- b. Pending Litigation, including but not limited to the following items - Section 2, Paragraph e.
 - (1) Houston Lighting and Power Company, et al v. Brown and Root, et al in Matagorda County, and City of Austin vs. Houston Lighting and Power Company in Travis County - Section 2, Paragraph e.
 - (2) Discuss contemplated litigation by Austin Independent School District regarding tax-increment zone and the Municipal Office Complex - Section 2, Paragraph e.

RECESS AND ADJOURNMENT

Council recessed its meeting at 6:30 p.m. for executive session and adjourned its recessed meeting at 11:20 p.m.