



Austin City Council MINUTES

For AUGUST 16, 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, noting the absence of Councilmember Urdy.

STUDY REQUESTED

Mr. Enrique G. Lopez Jr. appeared before Council to request Council to instruct the City Manager to instruct the staff to do a land use and traffic analysis and housing analysis for Montopolis. He said they are caught in the middle of a traffic problem, due to growth in the area and they need help to study and figure out how to deal with the intense development in their community.

Councilmember Shipman wondered if Planning and Growth Management can conduct the study. City Manager Carrasco said there will be a report in 60-90 days.

CONSENT ORDINANCES

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

1983-84 Operating Budget

Amended the 1983-84 Annual Operating Budget by:

- a. Accepting \$9,000.00 from the Texas Department of Health for computer equipment. (Contract period June 1, 1984 through August 31, 1984.

Capital Improvements

Amended the 1983-84 Capital Improvements Program by appropriating \$30,000 from the Aviation Ending Balance to the 1983-84 CIP Transfers to fund the Flight Service Station Renovation. (C.I.P. No. 84/81-18)

Electric Service Connection Fees

Amended Ordinance No. 811029-G to revise the electric service connection fees effective October 1, 1984.

Water Meter Fees

Amended Ordinance No. 840628-C relating to fees for the setting of water meters in order to correct a clerical error.

Legal Decible Level Limit

Amended Chapter 9-8-2 Noise, General Regulations, Section 982(g) Code of the City of Austin, in order to set a legal decible level limit.

Speed Zones

Amended the Austin City Code to modify the following speed zones:

SECTION 11-2-99(d) (School Speed Zone) - 20 mph

Add: William Cannon Drive from 300 feet east of South Congress Avenue (east curb) to 300 feet west of South Congress Avenue (west curb).

East Stassney Lane from 75 feet east of Tallow Tree Drive to 200 feet west of Ponciana Drive.

Loyola Lane from west curb of Langston Drive to 25 feet west of Millikan Cove.

Rosewood Avenue from 374 feet east of Angelina Street (north curb) to 145 feet west of San Bernard Street (north curb).

Second Reading Taxicab Franchise

(The following received a 5-1-0 vote with Councilmember Rose voting No and Councilmember Urdy absent.)

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TAXICAB FRANCHISE - (Continued)

Second reading of an ordinance granting a Public Utility Franchise to operate a taxicab service to Capital Cab Company, Inc.

Second reading of an ordinance granting a Public Utility Franchise to operate a taxicab service to Roy's Taxi, Inc.

Second reading of an ordinance granting a Public Utility Franchise to operate a taxicab service to Yellow Checker Cab of Austin, Texas, Inc.

(The following received 6-0 Vote, Councilmember Urdy absent.)

Second reading of an ordinance granting a Public Utility Franchise to operate a taxicab service to Airline Taxi Company.

Second reading of an ordinance granting a franchise to operate the U.T. Shuttle Bus System to ARA Transportation, Inc.

Second reading of an ordinance granting a franchise to operate a Charter Bus Service to ARA Transportation, Inc.

Disability Homestead Property Tax Exemption

Approved an ordinance increasing the Disability Homestead Property Tax Exemption from \$25,000 to \$45,000 for the disabled or handicapped persons eligible for Social Security payments.

Water & Wastewater Commitments

Approved an ordinance placing a time limit on water and wastewater commitments. (Council Goal IV G.#.b.)

Zoning Ordinances

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

- | | | |
|----|---|--|
| a. | MR. VERNON ALLMAND 9506-9508 Brown Lane
By Morton S. Plotsky
C14-84-123 | From Interim "AA" 1st H&A
to "DL" 1st H&A

<u>EMERGENCY PASSAGE</u> |
| B. | KRASKOFF DEVELOPMENT 6603-6609 Circle S
CORPORATION Road, 200-300 Wm.
By Miguel Guerrero Cannon Drive
C14-84-023 | From Interim "A" & "O"
1st H&A to "GR"
1st H&A |

5-0 Vote, Councilmember Shipman abstained,
Councilmember Urdy absent.

ZONING - (Continued)

- | | | |
|--|---|--|
| c. WESTVIEW DEVELOPMENT
COMPANY
By Planned
Environments
C14r-82-014 | 4911 Capitol of Texas
Highway | From Interim "AA" 1st H&A
Interim "LA" 1st H&A &
"A" 1st H&A to "A-2"
1st H&A |
| d. BASIS R. SMITH &
LARS W. BANG VENTURE
By James Barber, Jr.
C14-84-093 | 1161-1181 Airport Blvd.
3301-3309 Pennsylvania
Avenue | From "E" & "A" 1st H&A
to "O-1" & "GR" 1st H&A |
| e. INTERFIRST BANK
AUSTIN, N.A.,
TRUSTEE FOR THE
MARGERY H. HANKS
TRUST
C14-70-001 (part) | 4521 South Congress | From Interim "A" 1st H&A
tp "D" 1st H&A |
| f. ROX COVERT
BY: Jose Mercado
C14-83-333 | 512 Hearn Street | From "A" 1st H&A
to "O-1" 1st H&A |
| g. DON H. MCLELAND
C14-83-134 | 6715 Loyola
(Decker Lake Road) | From "A" 1st H&A
to "LR" 1st H&A |

EMERGENCY PASSAGEAmend Consent Agreements of MUD's.

Amended Consent Agreements of the following Municipal Utility Districts as those relate to District Fees and the Surcharge:

- a. South Central Austin Growth Corridor MUD No. 1
- b. Maple Run at Austin MUD No. 1
- c. South Austin MUD No. 1
- d. Southwest Austin MUD No. 1
- e. Southwest Austin MUD No. 2
- f. Southwest Austin MUD No. 3
- g. Southwest Austin MUD No. 4
- h. Riverplace MUD No. 1
- i. Northtown MUD No. 1

Annexed Areas into Voting Precincts

Approved an ordinance incorporating annexed areas into voting precincts.

CONSENT RESOLUTIONS

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

Utility Customer Service Branch Office

Approved lease of office space for Utility Customer Service South Branch Office.

Resource Management Department

Approved lease of office space for the Resource Management Department.

Easement Approved

Approved an Easement across a portion of Fayette Power Project Property to James E. Rohde.

Release of Easements

Authorized release of the following easements:

- a. The fifteen (15) foot Public Utility Easement on the common lot line of Lots 14 and 19, Block G, Sonesta West Section One-A. (Request has been submitted by Providence Construction Company)
- b. The five (5) foot Public Utility Easements as dedicated across the rear of Lots 1 & 2, Block C, Northwestern Industrial Addition and shown on Lot 3, North Austin Commercial Subdivision, Research Boulevard and Reid Drive. (Request has been submitted by Mr. Thomas Hill on behalf of Town Lake Joint Venture)
- c. The five (5) foot Public Utility Easements as dedicated across the rear of Lots 1 & 2, Block E, Industrial Terrace Section One Amended, Industrial Terrace at Reid Drive. (Request has been submitted by Mr. Thomas Hill on behalf of Town Lake Joint Venture)
- d. The Public Utility Easement (only) at the rear of Lot 5, Northwest Hills Dry Creek, 4901 Tortuga Trail. (Request has been submitted by Mr. Charles H. Meyers)
- e. The five (5) foot Public Utility Easement on Lot 1, Block 1, Graybar Addition, 7434 North Lamar. (Request has been submitted by Graybar Electric Company, Inc.)

EASEMENTS - (Continued)

- f. Two five (5) foot Public Utility Easements along the common lot line of Lots 1 & 2, Block D, Bluffington Section 2, 2807 Stratford Drive. (Request has been submitted by Mr. Steve Harris)
- g. Portion of a Blanket Electric Easement recorded in Volume 680, Page 24, of the Travis County Deed Records insofar as it affects Lot 3, Block C, The Courtyard Phase 6, 5704 Jamboree Court. (Request has been submitted by Mr. Ray Bowen on behalf of Ms. Elizabeth Stovall)
- h. Portions of Blanket Easements recorded in Volume 554, Page 502, of the Travis County Deed Records and Volume 744, Page 532, of the Travis County Deed Records insofar as they affect a 0.75 acre tract of land out of the T.J. Chambers Survey, Travis County, Texas, 509 Buckeye Trail. (Request has been submitted by Mr. Gary Walker)
- i. Portion of a Blanket Electric Easement recorded in Volume 658, Page 486, of the Travis County Deed Records insofar as it affects the three (3) following tracts of land: (1) 45.529 acres and (2) 197.38 acres of land out of the Leonard T. Eck Survey No. 162 and 164, Travis County, Texas, and (3) 2.481 acres of land out of the Leonard T. Eck Survey No. 164, Travis County, Texas, F.M. 620 near Hudson Bend Road. (Request has been submitted by Dwyer-Sanders Companies)

License Agreement

Approved entering into the following License Agreement:

- a. To allow the encroachment of a brick fence into the public right-of-way adjoining Lot 2, Belmont Section 2, 1106 West 29th Street. (Request submitted by Mrs. J.F. Crews.)

Community Facilities Contract

Approved entering into a Community Facilities Contract with Bert Pence for the extension of Kramer Lane from Lamar Boulevard to Middle Fiskville Road.

Change Order

Approved the following change order in the amount of \$6,900.00 to Jentsch Construction Company for Cherry Creek Drainage Improvements Phase IV for additional gabion baskets. (Increase of 1.47% of the original contract)

Contracts Approved

Approved the following contracts:

- | | | |
|------|---|---|
| a. | OLSHAN DEMOLISHING CO., INC.
P.O. Box 1274
Houston, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Demolition of the Old Brackenridge
Hospital, Public Works Department -
\$634,033.00 C.I.P. No. 83/84-05 |
| b. | TURNER-PILKINTON CONSTRUCTION CO.
P.O. BOX 4036
Austin, Texas | CAPITAL IMPROVEMENTS PROGRAM -
Construction of Robert Mueller
Municipal Airport, Flight Services
Station (FSS) Remodeling Improve-
ment, Municipal Airport
Total \$15,130.00 C.I.P.
No. 84/81-18 |
| c. | DON E. PHILLIPS, INC.
8000 Blue Goose Road
Manor, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Maple Run Subdivision,
Section 6, Electric Utility
Department - \$73,159.53 C.I.P.
No. 83/15-01 |
| d. | DON E. PHILLIPS, INC.
8000 Blue Goose Road
Manor, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Tanglewood Forest Subdivision
Phase F, Section 4, Electric
Utility Department - \$43,710.13
C.I.P. No. 83/15-01 |
| e. | WESTINGHOUSE ELECTRIC SUPPLY
COMPANY, INC.
9230 Research Boulevard
Austin, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Padmount Switchgear, Electric
Utility Department - \$33,650.00
C.I.P. No. 84/15-01 |
| f. | Bid Award: | - CAPITAL IMPROVEMENTS PROGRAM -
Pad-mounted Transformers, Electric
Utility Department - \$361,107.00
C.I.P. No. 84/15-01 |
|
 | | |
| (1) | WESTINGHOUSE ELECTRIC SUPPLY
COMPANY, INC.
9230 Research Boulevard
Austin, Texas | - Item 1-3.a - \$142,227.00 |

CONTRACTS - (Continued)

- (2) GENERAL ELECTRIC SUPPLY CO. - Items 4-7 - \$174,800.00
3103 Longhorn Boulevard
Austin, Texas
- (3) POWER SUPPLY OF AUSTIN, INC. - Item 3.b - \$44,080.00
1616 West 5th Street
Austin, Texas
- g. Bid Award: - CAPITAL IMPROVEMENTS PROGRAM -
Power Transformers, Electric
Utility Department - \$1,012,836.00
C.I.P. Nos. 81/16-02 & 83/16-06
- (1) FEDERAL PACIFIC ELECTRIC - Item 1 - \$462,400.00
c/o R.D. Erb
5511 San Pedro Avenue
San Antonio, Texas
- (2) WESTINGHOUSE ELECTRIC CORP. - Item 2 - \$550,436.00
201 N. St. Mary's, STE 152
San Antonio, Texas
- h. BROWN-BOVERI, INC. - CAPITAL IMPROVEMENTS PROGRAM -
Metal-clad Switchgear, Electric
Utility Department - \$461,014.00
Houston, Texas C.I.P. Nos. 81/16-02 & 83/16-06
- i. PALOMAR TECHNOLOGY - Turbine Supervisory System,
5235-A Averida Encinas Electric Utility Department
Carlsbad, California Total \$20,168.00 84-0268-JG/DC
- j. AUSTIN FORD TRACTOR - Tractor/Loader/Backhoes,
6600 East Ben White Blvd. Vehicle and Equipment Services
Austin, Texas Department - Total \$59,090.00
84-0236-MB
- k. Bid Award: - Captive Parts for Large Trucks,
Vehicle and Equipment Services
Department
Twelve (12) Month Supply Agreement
Estimated Total \$170,000
84-0257-JG
- (1) LEIF JOHNSON FORD TRUCK - Item 1 - \$70,000.00
CITY, INC.
502 East Ben White Blvd.
Austin, Texas
- (2) RIO DODGE, INC. - Item 3 - \$20,000.00
7309 North Interregional
Austin, Texas

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- (3) LONGHORN INTERNATIONAL - Item 2 - \$60,000.00
4711 East 7th Street
Austin, Texas
- (4) CAPITOL CHEVROLET - Item 4 - \$20,000.00
501 North Lamar
Austin, Texas
- 1. 3RD COAST SPORTSWEAR - T-Shirts, Central Stores Division
1636 South 1st Street Twelve (12) Month Supply Agreement
Austin, Texas Item 1 - Estimated Total \$7,300.00
84-0264-AV
- m. BROWNING-FERRIS, INC. - Disposal of Solid Waste, Public
3424 FM 973 Works Department
Del Valle, Texas Twelve (12) Month Contract
Estimated total \$234,000.00
84-S302-LI
- n. WILBUR SMITH & ASSOCIATES, INC. - Consulting Services for Parking
Post Oak Park, Suite 200 Management Study, Urban
1535 West Loop South Transportation Department
Houston, Texas Twelve (12) Month Contract
Total \$35,000.00 84-S235-LI

Item Pulled

A contract to consider the purchase of facilitator for City Arts Policy, Parks and Recreation Department, six month contract estimated total \$21,000 from Espey, Huston & Associates, Inc., 916 West Loop 360, was pulled from the agenda during the consent motion.

Sale of Real Property

Approved the sale of the following real property consisting of two lots in the Blackshear and Glen Oaks Urban Renewal Project Area:

- a. Mae W. Dotson 1504 Pennsylvania \$1,500.00
- b. George Gillar 12510 Maha Loop \$5,110.00

Utility Pole Rental Agreement

Approved a Utility Pole Rental Agreement with Winn Com Construction.

Lease Agreement

Approved a Lease Agreement with H.B. Zachary Company for a Sanitary Landfill on Fayette Power Project Land.

Inducement Resolution Amended

Approved amending the inducement resolution for the rodeo arena project proposed by the Austin Travis County Livestock Show by increasing the total amount from \$3,500,000 to \$4,500,000.

Public Hearings Set

Set public hearings on the following:

- a. Davis Spring Municipal Utility District: September 13, 1984 at 3:00 p.m.
- b. Dedication of a Public Roadway through a portion of West Sand Beach Reserve: September 13, 1984 at 3:30 p.m.
- c. Northwest Area amendments to the Austin Metropolitan Area Roadway Plan: August 30, 1984 at 4:15 p.m.
- d. Solar Code: September 6, 1984 at 4:30 p.m.
- e. Amendments to Chapter 13-2 of the City Code providing requirements and criteria for development within the RM 2222 Highway Corridor: August 30, 1984 at 3:30 p.m.
- f. To consider a 299 unit multi-family financed project proposed by PRI-BB (Woodmeade Apartments): August 30, 1984 at 1:30 p.m.
- g. Proposed 1984-85 Financial Plan, Tax, Fees and proposed use of General Revenue Sharing Funds: September 13, 1984 at 9:30 a.m.
- h. Cultural and Social Contracts: September 13, 1984 at 9:30 a.m.

Joint Election

Authorized a joint election with Travis County on September 8, 1984.

COUNCIL TRANSITION PLAN

The Council on Councilmember Spaeth's motion, Councilmember Shipman's second, approved the Council Transition Plan as proposed by Councilmembers Spaeth and Shipman. (6-0 Vote, Councilmember Urday absent)

ITEM PULLED

Pulled from the agenda was an item introduced by Mayor Mullen and Councilmember Spaeth to consider a resolution engaging the services of an outside lawyer to represent the interests of the minority positions of the Council in the single member district litigation.

SOUTH EAST AUSTIN ECONOMIC
DEVELOPMENT PLAN

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Spaeth's second, adopted a resolution supporting the South East Economic Development Plan. (6-0 Vote, Councilmember Urdy absent)

Prior to the voted, Mayor Pro Tem Trevino introduced the concept proposed for blue collar industry in far southeast Austin so that people who live in that area will not have to travel so far to work, and also as a means of bolstering the economy of the community. He defined the area as being Bastrop Highway, east to Lockhart and beyond the Montopolis area. Mayor Pro Tem Trevino said they are not talking about establishing anything in the neighborhoods that would disrupt the neighborhoods as they are now.

Mayor Pro Tem Trevino read the resolution into the record as follows:

"Whereas the far southeast portion of our City has been virtually overlooked by industry despite the fact that many unemployed citizens live in the area; and whereas low income families must be able to find jobs in these areas easily accessible from their homes; and whereas although many high-tech industries have been attracted to our City, many of our citizens are semi-skilled or unskilled and require job opportunities requiring little or no skill. Therefore be it resolved by the City Council, for the City of Austin, Texas, that we will support the far southeast economic development plan to attract clean, blue collar industry to the area....."

NEIGHBORHOOD PLAN DISCUSSED

Ms. Natalie de Blois, Heritage Neighborhood Association, appeared before Council to request they put into effect the Neighborhood Plan as presented to Council today and in 1981. She said investors are trying to buy property and disrupt the residential quality of their neighborhood. She asked Council to either support their plan or throw it out.

ITEM PULLED

Pulled from the agenda was the request of Mr. Paul Harris to approve the Milburn Company as a participant in the Agreement regarding the construction of improvements to the City of Austin's Water System in the Oak Hill area.

ITEM POSTPONED

Council postponed until August 30, 1984 Mr. John Joseph's request to appear before Council to ask amendment of an agreement regarding the provision of water and wastewater dated January 31, 1984 entered into between the City of Austin and Oak Hill Heights J.V.

NUEVA VIDA

Mr. Zeke Romo and Mr Paul Hernandez, members of EACEDC, appeared before Council to request funds for Nueva Vida.

City Manager Carrasco discussed why he does not recommend the City funding the project. Transcript of all remarks are on file in the City Clerk's office. Council discussed the matter for some time before the following motion was made by Councilmember Duncan:

Motion

The Council, on Councilmember Duncan's motion, Councilmember Shipman's second, waived the requirement for three readings and finally passed an ordinance amending the 1983-84 Annual Operating Budget by appropriating an amount not to exceed \$80,000 for a grant to EACEDC for low-to-moderate income housing as follows: (6-0 Vote, Councilmember Urdy absent)

"Because the City of Austin feels that a public service has been served that Nueva Vida provides moderate income families housing and is consistent with the City of Austin's goal to increase affordable housing stock in East Austin and the project as renewed of previously economically depressed area, that we direct the City Manager to appropriate funds in the amount of \$79,466.40 and that if the City Manager decides that the funds should come from the general fund that these funds be reimbursed to the general fund in that amount; that it be in the form of a grant to East Austin Chicano Economic Development Commission; that this constitutes unique circumstances and does not constitute a precedent for funding any other housing projects or particularly any that has a profit motive in mind in the inception, and that this does not constitute any type of commitment for future CDBG funds or other Federal or City monies, subject to an audit with report back by August 30, 1984."

WATER & WASTEWATER APPROACH MAINS

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, approved Ms. Marianne Niven's request for the following water and wastewater approach mains, based on staff recommendation: (6-0 Vote, Councilmember Urdy absent)

(see next page)

APPROACH MAINS - (Continued)

- a. Water Approach Main No. 342
- b. Wastewater Approach Main No. 343
- c. Water Approach Main No. 568

(She also requested that Water Approach Main 567 be pulled off the agenda and the Council concurred.)

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, approved the request of Ms. Melinda Longtain for approval of Austin Executive Airpark Approach Mains. (6-0 Vote, Councilmember Urdy absent.)

PRESENTATION OF 1984-85 FINANCIAL PLAN

City Manager Carrasco presented to Council the 1984-85 Financial Plan. He said net requirements for all funds total \$901.8 million which is a 16.2% increase from Fiscal 1983-84. Components of the increase are Revenue and General Obligation, 5.9%; Utility Fuel, 3.9%; General Fund, 2.2%; Utility Operations, 1.8%; Growth Services, 1.0%; Other Funds, 1.4%. Mr. Carrasco recommends a 34% decrease in the tax rate for Operations, which completely offsets the effect of the property tax reappraisal. Mr. Carrasco outlined the highlights of the plan, which is on file in the City Clerk's Office.

PUBLIC HEARING

Mayor Mullen opened the public hearing set for 3:30 p.m. on amending the service area of the water and wastewater utility to include approximately 3.44 acres of residential development containing 3 LUE's for Mount Larson Tract.

No one appeared to be heard.

Motion

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, closed the public hearing and approved the amendment of service area of the water and wastewater utility to include approximately 3.44 acres of residential development containing 3 LUE's for Mount Larson Tract. (6-0 Vote, Councilmember Urdy absent)

EXECUTIVE SESSION

Mayor Mullen announced Council would go into executive session

EXECUTIVE SESSION - (Continued)

concerning pending litigation:

1. Houston Lighting and Power Company et al vs. Brown & Root, et al in Matagorda County and City of Austin vs. Houston Lighting and Power Company in Travis County - Section 2, Paragraph e.

2. Overton vs City of Austin - Section 2, Paragraph e

and after such closed or executive session, any action to be taken will be done in open session.

RECESS

Council recessed for executive session at 4:15 and resumed their recessed meeting at 5:10 p.m.

WALNUT CREEK TREATMENT PLANT

A report on the Walnut Creek Treatment Plant was submitted to Council by the Water and Wastewater Department.

ADJOURNMENT

Council adjourned its meeting at 5:15 p.m.