



Austin City Council MINUTES

For

DECEMBER 20, 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 Council, noting the absence of Councilmember Spaeth.

APPROVAL OF MINUTES

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, approved the minutes for Special Meeting of December 12, 1984.

CONSENT ORDINANCES

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

Operating Budget Amendment

Amended the FY 84-85 Operating Budget by:

- a. Appropriating \$60,000 from the General Fund Ending Balance to the Public Works Department to fund expenses associated with negotiating purchase option contracts with Southern Pacific and Katy Railroads for a right-of way purchase option.**
- b. Appropriating \$111,210.00 from the General Fund Ending Balance of the Police Department & appropriating this amount for revenue to VES Dept. in order to meet costs associated with vehicle service operations for the new North Austin Police Substation.**

ORDINANCES - (Continued)

Fees and Procedures

Amended Ordinance No. 790927-M establishing fees and procedures for the release of easements, street and alley vacations and licensing of encroachments on public property and public easements.

Annexation

Approved an ordinance annexing 1,539.76 acres of land out of the James Rogers Survey No. 19, T.W. Bundick Survey No. 83, T.M. Fowler Survey No. 20, Thomas Collins Survey No. 61, Francisco Garcia Survey No. 60, John Applegate Survey No. 58, Wm. W. Hornsby Surveys Nos. 22, 76 and 77, and the Jacob M. Harrell Survey in Travis County, Texas; and the Wm. W. Hornsby Surveys Nos. 76 and 77, George W. Spear Survey No. 100, Andrew Sprecher Survey No. 101 and the Jacob M. Harrell Survey in Williamson County, Texas, FM 1325 Corridor. C7a-83-008.

Release of Easement

Authorized release of the following easement:

- a. The Public Utility Easements retained at vacation of Joan D'Arc Court and Sayers Street. (Request sbmitted by Mr. Scott Carter)

Yellow-Checker Cab Company

Granted additional authorization to Yellow-Checker Cab Company of Austin, Inc., authorizing the operation of 200 vehicles as taxicabs.

Police Retirement System

Amended the Police Retirement Systems Ordinance to: (1) Clarify the definition of final average compensation, (2) Change the definition of normal retirement date, (3) Reinstate previously forfeited retirement service, (4) Increase maximum annual annuity adjustment to 4%, (5) Clarify retirement options, (6) Clarify pre-retirement death benefits, (7) further clarify pre-retirement death benefits, and (8) defer Federal income taxes on employee contributions.

Employees' Retirement System

Amended the Employees' System Retirement Ordinance to: (1) Clarify the definition of final average compensation, (2) Increase the multiplier from 1.75% to 1.85%, (3) Set contributions for employees working less than full time, (4) Reinstate previously forfeited retirement service, (5) Clarify retirement requirements, (6) Provide a special increase in

ORDINANCES - (Continued)

all monthly retirement, (7) Clarify retirement options, (8) Clarify pre-retirement death benefits, (9) Further clarify pre-retirement death benefits, (10) Increase employee and City contribution rates to 7%, and (11) Defer Federal income taxes to employee contributions.

Hazardous Materials

Passed through second and third readings of the Hazardous Materials Storage and Registration Ordinance.

Zoning Ordinances

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

C.B. Carpenter	4000-4100 S.I.H. 35	From "GR" 1st & 2nd H&A
By Donald E. Bird	(rear)	to "O-1" 3rd H&A

Stan Booth	700 Bee Cave Road	From Interim "AA" 1st H&A
By Charles W. Croslin		to "O" 1st H&A
Jr.		
C14-84-228	EMERGENCY PASSAGE OF ORDINANCE	

W. BAILEY ELLIOTT,	205 South Wild Basin	Interim "AA" 1st H&A
TRUSTEE	Road	to "LR" & "O-1" 1st H&A
C14-83-303		

BARRY S. & BARBARA	10104 N. Lamar Blvd.	From Interim "AA" 1st
MCCOY		H&A to "C" 1st H&A
C14-84-128		

JOHNNIE G. ANDERSON	902 E. 49th Street	From "C" 1st H&A
By Howard E. Brunson		to "C-1" 1st H&A
C14-83-026		

WILLIAM, JR. & SHARON	1700 Stassney Lane	From "A" 1st H&A
BOYKO		to "O-1" 1st H&A
C14-84-230		

ORDINANCES - (Continued)

CITY OF AUSTIN OFFICE
OF LAND DEVELOPMENT
SERVICES
C14-84-263

8533-8543 Adirondack
Trail and 8500-8509
Adirondack Cove

From Interim "A" & "B"
1st H&A to "AA" 1st
H&A

MRS. J. EDWARDS
PREWITT
C14-84-266

1000 Rio Grande, 700-
702 W. 10th Street

From "B" 2nd H&A
to "O" 2nd H&A

FREDERICK B. PARKE
By Hal Weiner
C14-84-267

2109 Rio Grande

From "A" 2nd H&A
to "O-1" 2nd H&A

CITY OF AUSTIN OFFICE
OF LAND DEVELOPMENT
SERVICES
C14-84-270

6809 One Oak Road

From "O" 1st H&A
to "A" 1st H&A

HEATON & SONS
PROPERTIES
By Ted H. Heaton, III
Trustee
C14-84-274

1509 Koenig Lane

From "A" 1st H&A
"O-1" 1st H&A

HEATON & SONS
PROPERTIES
By Ted H. Heaton, III
Trustee
C14-84-275

1507 Koenig Lane

From "A" 1st H&A
"O-1" 1st H&A

ORDINANCES - (Continued)

EARL N. JACKSON, ET AL By Craig A. Dunagan C14-84-276	3000 Medical Arts Street, 2900-3000 Red River	From "B" 1st H&A to "O" 1st H&A
JOE D. HOOTEN By Hershale E. Blankenship C14-84-280	7950-7960 Shoal Creek	From "A" 1st H&A to "O-1" 1st H&A
MERONEY-ISSACS BUILDING C14h-84-012	404 E. 6th Street	From "C-2" 4th H&A to "C-2-H" 4th H&A
RHAMBO BUILDING C14h-84-013	406 E. 6th Street	From "C-2" 4th H&A to "C-2-H" 4th H&A
EDWIN A. ALLEY By J. Erwin Lewis C14-84-218	1315 W. 6th Street	From "A" 1st H&A to "O-1" 1st H&A
CATES PROPERTIES, INC. By Mark Cates C14-84-248	4501 E. St. Elmo Road	From Interim "A" 1st H&A to "C" & "O-1" 1st H&A
KALANI GROUP By Martin L. Camp C14-84-297	1407-1411 San Antonio Street, 401-407 W. 15th Street, 1410- 1418 Guadalupe Street emergency passage of ordinance	From "C" & C-2" 3rd H&A, "C" 2nd H&A & "LR" 2nd to "C" 4th H&A

ORDINANCES - (Continued)

MILWOOD JOINT
VENTURE II
C14-84-022

6104-6298 McNeil Road

From Interim "A" 1st H&A
to "B" & "LR" 1st H&A

KENNETH W. & MARY
JACQUELINE TUNER
C14-82-011

304, 306 & 308 W.
Alpine Road

From "A" 1st H&A
to "B" 1st H&A

emergency passage of ordinance

Heard and granted March 25, 1982, (6-0). Conditions have
been met.

SANFORD L. GOTTESMAN
By Karen Steingrall
C14r-84-021

2600 Parmer Lane

From Interim "AA" 1st H&A
to "GR" 1st H&A

PHIL D. WILLIAMS
By William H. Bingham
C14-84-354

200-320 Willow
90-98½ Trinity
90-99½ San Jacinto
91-99½ Brazos

From "C" 2nd H&A
to "C" 4th H&A

emergency passage of ordinance

Zoning Ordinances

Passed through third reading only of an ordinance amending
Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the
following change:

O.D. KENDRICK &
CURTIS BAGGE
By Jeff Friedman
C14-83-335

7002-7004 Manchaca
2000-2002 Mimosa

From "A" 1st H&A
to "O-1" 1st H&A

Approved the following zoning ordinance:

JOHN C. & FRANCES
J. BLOCKER
By Cunningham & Graves
C14-84-345

9000 Brown Lane

From interim "AA" 1st H&A
to "DL" 1st H&A

EMERGENCY PASSAGE OF ORDINANCE

Annexed Areas in Municipal Election Precincts

Approved an ordinance providing for the inclusion of annexed areas into municipal election precincts, which included the following into Precinct 259: 1,539.76 acres of land out of the James Rogers Survey No. 19, T.W. Bundick Survey No. 83, T.M. Fowler Survey No. 20, Thomas Collins Survey No. 61, Francisco Garcia Survey No. 60, John Applegate Survey No. 58, Wm. W. Hornsby Surveys Nos. 22, 76 and 77, and the Jacob M. Harrell Survey in Travis County, Texas; and the Wm. W. Hornsby Surveys Nos. 76 and 77, George W. Spear Survey No. 100, Andrew Spreecher Survey No. 101, and the Jacob M. Harrell Survey in Williamson County, Texas, FM 1325 Corridor.

CONSENT RESOLUTIONS

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

Release of Easements

A portion of the 7.5' Public Utility Easement on Lot 1, T.H.S.C.A. Addition, IH 35 at Woodland Avenue. (Request submitted by Mr. William M. Knolle)

Lease Agreement

Entered into a Lease Agreement with Texas Center Associates for lease space at 505 Barton Springs Road for the relocation of Public Works Department and Urban Transportation Administration.

Change Orders

Approved the following Change Orders:

- a. In the amount of \$6,000.00 to Dalmark, Inc., for the East 10th and Congress Rehabilitation Contract. (7.15% increase of the original contract)
- b. In the amount of \$20,970.00 to Austin Engineering Company for South Congress Avenue 16-inch Water Line Rehabilitation. (21.3% increase of the original contract)
- c. CAPITAL IMPROVEMENTS PROGRAM - In the decreased amount of \$98,951.00 to O'Neal Construction, Inc., for the construction of the Northwest Branch Library, (11.7% decrease of the original contract) CAPITAL IMPROVEMENTS PROGRAM No. 73/85-09

Capital Improvements Program

Approved acquisition of a tract of land for the Cameron Road/
U.S. 183 Childress Project. (Dan Torres et ux, Maria E. Torres)
CAPITAL IMPROVEMENTS PROGRAM No. 73/62-44.

Entered into an agreement for a land trade to complete right-of-
way for the Braker Lane Project. CAPITAL IMPROVEMENTS PROGRAM No.
78/65-01.

Approved a Supplemental Amendment No. 4 in the amount of \$25,000
to the Professional Services Agreement between the City of Austin and
Parkhill Smith & Cooper, Inc. for the Govalle Wastewater Treatment
Facilities Improvements Project.

Contracts Approved

Approved the following contracts:

- | | |
|--|---|
| a. DON E. PHILLIPS, INC.
8000 Blue Goose Road
Manor, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Copperfield Section 3A,
Electric Utility Department
Total \$31,015.00 C.I.P.
No. 84/15-01 |
| b. PAT CANYON EXCAVATING COMPANY
INC.
12732 Twin Creek Road
Manchaca, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Maple Run Section 8,
Electric Utility Department
Total \$89,229.80 C.I.P.
No. 84/15-01 |
| c. ELLA CONTRACTING, INC.
8101 Cameron Road, Unit 303
Austin, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Facilities for Milwood
Subdivision Section 28, Electric
Utility Department - \$71,982.00
C.I.P. No. 84/15-01 |
| d. B & B LANDCLEARING CO., INC.
1212 Old Bastrop Highway
Austin, Texas | - CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Barton Creek West Block One
Electric Utility Department
Total \$34,286.13 C.I.P.
No. 84/15-01 |

- e. B & B LANDCLEARING CO., INC.
1212 Old Bastrop Highway
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Barton Creek West Block Four,
Electric Utility Department
Total \$91,418.17 C.I.P.
No. 84/15-01
- f. PAT CANION EXCAVATING COMPANY
INC.
12732 Twin Creek Road
Manchaca, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Installation of Underground
Electric Distribution Facilities
for Beckett Meadows Section I,
Electric Utility Department
Total \$71,515.29 C.I.P.
No. 84/15-01
- g. TECHLINE, INC.
8750 Shoal Creek Blvd.
Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Compression Fittings for a Puffin
Conductor used in electric
transmission, Electric Utility
Department - \$17,251.35
C.I.P. No. 83/13-03
- h. POWER ENTERPRISES, INC.
2407 Engineers Road
Belle Chase, Louisiana
- CAPITAL IMPROVEMENTS PROGRAM -
Galvanized Steel Transmission
Poles, Electric Utility Department
Items 1-37 - \$572,300.00
C.I.P. No 79/13-02
- i. POWER ENTERPRISES, INC.
2407 Engineers Road
Belle Chase, Louisiana
- CAPITAL IMPROVEMENTS PROGRAM -
Galvanized Steel Transmission Line
Poles, Electric Utility Department
Items 1-4 - \$99,073.00
C.I.P. No. 83/13-03
- j. SIEMENS-ALLIS, INC.
12200 Northwest Freeway
Houston, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Circuit Breakers, Electric Utility
Department - \$1,043,889.00
C.I.P. Nos. 79/16-05, 82/16-06,
82/16-02, 83/16-03, 85/16-08,
85/16-13, 83/16-05, 85/16-06,
85/16-09, 85/16-11, & 85/16-12
- k. INDUSTRIAL DISPOSAL SUPPLY CO.
1106 Paulson Street
San Antonio, Texas
- CAPITAL IMPROVEMENTS PROGRAM -
Trash Compactor System, Department
of Public Events Facilities
Total \$29,262.00 - C.I.P.
No. 85/80-02

1. ELLA CONTRACTING, INC.
2040 North Loop West, Suite 308
Houston, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Construction of Mockingbird Hill
Sections 1 & 2 proposed 8" Waste-
water Line, Phase I-A, Water and
Wastewater Department
Total \$377,725.00 C.I.P. No.
81/23-12
- m. BEARINGS, INC.
9401 Neil Thompson Drive
Austin, Texas
 - Boiler Repair Parts, Electric
Utility Department
Total \$29,277.24 85-0027-DC
- n. OPINION ANALYSTS, INC.
906 Rio Grande Street
Austin, Texas
 - Consultant to conduct attitude
and Awareness Survey, Electric
Utility Department
Three (3) Months Contract
Total \$7,650.00 85-S182-KM
- o. HERCULE'S INCORPORATED
910 Market Street
Wilmington, Delaware
 - Herycofloc 815 DE, Water and
Wastewater Department
Six (6) Month Supply Agreement
Item 1 - \$112,500.00 85-0038-AV
- p. THOMSEN PRODUCTS, INC.
604 Hayden Station Road
Windsor, Connecticut
 - Sand Spreader, Public Works
Department
Total \$5,300.00 85-0017-MB
- q. MOSSMAN INTERIORSKAPE, INC.
816 Kramer Lane #103
Austin, Texas
 - Indoor Potted Plants, Library
One (1) Year contract
Total \$7,800.00 85-S160-LX
- r. K3B INCORPORATED
Route 6, Box 644
New Braunfels, Texas
 - Survey Stakes, Central Stores
Division
Twelve (12) Month Supply Agreement
Items 1, 3, 4 and 5
Estimated total \$6,355.00
85-0030-AV
- s. RMK CUSTOM DESIGNS
10 Rocky Cove Drive
Austin, Texas
 - Standard Rehabilitation Project at
2503 East 8th Street, Housing
and Community Services Department
Total \$39,000.00 85-0077-EF
- t. O'NEAL CONSTRUCTION, INC.
8711 Burnet Road
Suite A-19
Austin, Texas
 - CAPITAL IMPROVEMENTS PROGRAM -
Construction for the Northwest
Branch Library, Public Works
Department - \$749,049.00
C.I.P. No. 73/85-09

Item Postponed

During the consent motion, Council postponed until January 17, 1985 consideration of approval of a contract to United States Gypsum 723 Texas American Bank Building, Dallas, Texas for quicklime, Water and Wastewater Department, twelve (12) month supply agreement, Items 1.1-1.3 - \$816,068.00 - 85-0002-AV.

Austin Transit System

Authorized the City Manager to execute a management contract with the American Transit Corporation for the operation of the Austin Transit System.

CDBG Funds

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

- a. Custom Construction - \$8,700.00
- b. Installations by Alba (MBE) - \$18,000.00
- c. Mastercraft Construction - \$15,300.00
- d. Installations by Alba (MBE) - \$18,366.00
- e. Installations by Alba (MBE) - \$19,000.00
- f. Mastercraft Construction - \$18,900.00

Shady Hollow

Approved a request for Out-of-District Service by the Southwest Travis County MUD No. 1. (Shady Hollow)

Grant Application

Approved the City Manager's submission of a grant application in the amount of \$35,000 from the Institute of Museum Services to be used at the Austin Nature Center for Fiscal Year 1985-86.

Walnut Creek Business Park

Authorized a Second Amendment to the agreement regarding provision of Water and Wastewater to Walnut Creek Business Park between the City of Austin and CFC/Hardin Joint Venture.

Retroactive Retirement Purchase

Authorized eighteen City employees who joined the workforce between 1946 and 1951 when there was a one year probationary period, to purchase six months of service credit prior to retirement.

Higher Education Authority, Inc.

Approved designation of three incorporators of the City of Austin, Texas, Higher Education Authority, Inc.

Water Permit

Approved retaining Robert Lloyd of the law firm of Lloyd, Gosselink and Ryan to represent the City in the application for a permit amendment to the Walnut Creek Wastewater Treatment Plant Permit before the Texas Water Commission.

Capital Metro Consulting Services

Authorized extension of the contract between the City of Austin and Barton-Aschman Associates, Inc., until January 31, 1985 to provide consulting services to the Urban Transportation Department for Capital Metro (\$35,180.00)b

Lease With Aspen Properties

Approved a lease with Aspen Properties for Water and Wastewater Department.

Liberty Lunch Lease

Entered into a nine month lease with Dr. Charles J. Tesar, DBA, Liberty Lunch and Wagonyard.

Electric Department Lease

Approved a lease with William E. Nickels for property located at 1305 West Oltorf for the Electric Department.

Community Facilities Contract

Approved the City Manager to enter into a Community Facilities Contract with Jim Vier, Bill Milburn, Inc.

CIP Consultants

Approved staff recommendations for the selection of consultants to complete Capital Improvements Program projects. (Copy of recommendations on file in the City Clerk's office.

Public Hearing Set

Set a public hearing on the following for January 17, 1985 at 5:00 p.m.

An appeal from the Cherrywood Neighborhood Association on the decision of the Planning Commission to grant a Special Permit to Mr. Cliff Alsop to operate an office located at 3716 Robinson. C14P-84-292.

Set a public hearing on Amendments to Chapter 13-2A of the Zoning Ordinance for January 17, 1985 at 5:30 p.m.

AIDC Bonds

Approved the issuance of Austin Industrial Development Corporation Industrial Development Revenue Bonds (Waller Creek, Ltd., hotel project series 1984; a loan agreement; an indenture of trust; a bond purchase agreement; acceptance of an indemnity letter; and other matters in connection therewith.

Approved the issuance of Austin Industrial Development Corporation Industrial Development Revenue Bonds (Waller Parking Garage, Ltd., Project) Series 1984; a loan agreement; an indenture of trust; a bond purchase agreement; acceptance of an indemnity letter; and other matters in connection therewith.

Crime Control Unit

Support application to continue the Greater Austin Area Organized Crime Control Unit through the State of Texas, Governor's Office, Criminal Justice Division.

Juvenile Delinquency Prevention

Support application to continue Juvenile Delinquency Prevention through Crisis Intervention through the State of Texas, Governor's Office, Criminal Justice Division.

INFORMATION PACKET FOR PROSPECTIVE EMPLOYERS

Councilmembers Shipman and Duncan introduced an item to Council to direct the City Manager to work with the community in developing an information packet to be sent to prospective major employers, environmental and neighborhood groups.

CITY MANAGER REPORTS

City Manager reports were presented on Implementation of Program Evaluation Ordinance, Five-year Financial Forecast Assumptions, and Sixth Street Development Plan. A report was also given on Enforcement of "A" Zoning.

MEETING TIME CHANGED

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, changed the time of the January 10, 1985 City Council Meeting to begin at 9:00 a.m. (6-0 Vote, Councilmember Spaeth absent.)

NORTH TRAVIS COUNTY MUD #5

The Council, on Councilmember Rose's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed an ordinance consenting to the creation of the North Travis County MUD #5, with staff recommendations. (6-0 Vote, Councilmember Spaeth absent.)

ZONING ORDINANCE

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, passed through second and third reading of an ordinance amending Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following change: (6-0 Vote, Councilmember Spaeth absent.)

WESTENFIELD	2701-2709 Bowman Avenue	From "A" to "O" 1st H&A
DEVELOPMENT CO.	2408-2414 Exposition	to "LR" 1st H&A
By T.J. Morton	3206-3210 Windsor	
C14-84-311		

PUBLIC HEARING - SUSPENDING RATE INCREASE REQUESTED BY LCRA

Mayor Mullen opened the public hearing set for 2:00 p.m. on suspension of the rate increase requested by LCRA for a period of ninety days beginning January 7, 1985. No one appeared to be heard.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Duncan's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance suspending the rate increase requested by LCRA for a period of ninety days beginning January 7, 1985. (6-0 Vote, Councilmember Spaeth absent.)

DAVIS SPRINGS MUD

The Council, on Councilmember Rose's motion, Mayor Mullen's second, waived the requirement for three readings and finally passed an ordinance consenting the the creation of the Davis Springs Municipal Utility District and requirement of a Planned Development Area. (6-0 Vote)

SWEETBAY BOULEVARD

Mr. Ken Vaughan appeared before Council to discuss Sweetbay Boulevard Plan. There will be a City Manager report on the January 10, 1985 agenda.

ZONING CASE DISCUSSED

Ms. Sara Summers appeared before Council to discuss Zoning Case No. C14-83-145.

LOST CANYON CONDOMINIUMS

Ms. Donna H. Kristaponis appeared before Council to request they determine further action as necessary concerning driveway access for Lost Canyon Condominiums.

Motion

The Council, on Mayor Mullen's motion, Mayor Pro Tem Trevino's second, voted to bring this back on an agenda, concerning Kinney Avenue exits. (4-2 Vote, Councilmembers Shipman and Duncan voted No.)

CITIZEN DID NOT APPEAR

Mr. Robert M. Summers, who had requested to appear before Council to request delineation of options available to applicant and general review concerning zoning case No. C14-84-262, did not appear.

EXEMPTION APPROVED

The Council, on Councilmember Shipman's motion, Mayor Mullen's second, approved the request of Mr. Hoyle M. Osborne for exemption from the Inner City Site Plan Ordinance (No. 840209-K) to Whole Foods, Inc.

EXEMPTION APPROVED

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, approved the request of Mr. Walt Darbyshire for exemption from Ordinance No. 841206-H for a site development permit to comply with the provision of Ordinance No. 800103-P. (6-0 Vote)

NO ACTION UNTIL LATER

No action will be taken until January 24, 1985 on Mr. Alfredo Cobos request for a variance on foundation requirements on home located at 1123 Mansell Avenue and extension of 90 days on repair order.

REQUEST RESOLVED

No action was taken on the request of Mr. Michael Curry for an immediate moratorium on the issuance of demolition permits for structures on property located within the boundaries of the Bryker Woods Inner-City Neighborhood Protection Ordinance for which a zoning application is pending until resolution of the zoning case and revocation of any such permit issued within the last 24 hour period.

PUBLIC HEARING - VACATION OF STREET

Mayor Mullen opened the public hearing set for 2:30 p.m. on vacation of Willow Street (200 & 300 blocks), Willow Street Alley (200 & 300 blocks) and San Jacinto Street (90 block).

Bill Bingham discussed the Four Seasons Hotel and Richard Ridings Director of Public Works, said there is a letter of credit. Mayor Mullen said the developer should participate in the park development. He said the City will do the engineering but the developer should put up the cash.

Motion

The Council, on Councilmember Duncan's motion, Councilmember Urdy's second, closed the public hearing, waived the requirement of three readings and finally passed an ordinance vacating Willow Street (200 & 300 blocks), Willow Street Alley (200 & 300 blocks) and San Jacinto Street (90 block). (6-0 Vote, Councilmember Spaeth absent) Applicant will contribute in-kind.

PUBLIC HEARINGS - DEDICATIONS

Mayor Mullen opened the public hearings set for 3:00 p.m. on the following:

- Dedication of a permanent easement for the construction of a wastewater line across a portion of St. John's Playground; and passage of ordinance.
- Dedication of Permanent Sanitary Sewer and Drainage Easements through the northern portion of Mabel Davis Park; and passage of ordinance.
- Dedication of Street Right-of-Way Drainage Easement and slope easements through a portion of Williamson Creek Greenbelt; and passage of ordinance.
- Dedication of a Public Utility Easement through a portion of Dick Nichols Park; and passage of ordinance.
- Dedication of permanent easement for construction of a wastewater line across Symphony Plaza, a portion of City's Waller Creek Greenbelt; and passage of ordinance.
- Dedication of a Water and Wastewater Easement through a portion of Balcones District Park; and passage of ordinance.
- Dedication of a permanent easement, and temporary construction easement for Lower Walnut Creek Wastewater Interceptor across Big Walnut Creek Greenbelt; and passage of ordinance.
- Dedication of two (2) Wastewater Easements through a portion of Barton Creek Greenbelt/Zilker Park; and passage of ordinance.
- Dedication of a Wastewater Easement through a portion of Waller Creek Greenbelt, and passage of ordinance.
- Dedication of a Wastewater Easement through a portion of North Cat Mountain Park; and passage of ordinance.
- Dedication of two (2) Permanent Drainage Easements through a portion of Garrison Park; and passage of ordinance.
- Dedication of a permanent easement for the construction of a wastewater line through a portion of Northwest Park; and passage of ordinance.

No one appeared to be heard.

Motion

The Council, on Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, closed the public hearings and approved dedications. (5-0 Vote, Councilmember Rose out of the room, Councilmember Spaeth absent.)

PUBLIC HEARING - SAND BEACH RESERVE

Mayor Mullen left the Council Chamber, explaining he has an interest in this area.

Mayor Pro Tem Trevino opened the public hearing set for 3:00 p.m. on dedication of a public street across a portion of Sand Beach Reserve.

Transcript of proceedings is on file in the City Clerk's office.

Motion

The Council, on Councilmember Rose's motion, Mayor Pro Tem Trevino's second, closed the public hearing and passed through first reading only an ordinance dedicating a public street across a portion of Sand Beach Reserve. (4-1 Vote, Councilmember Shipman voted No, Mayor Mullen abstained, Councilmember Spaeth absent.)

PUBLIC HEARING - APPEAL OF BUILDING STANDARDS COMMISSION APPROVAL

Mayor Mullen opened the public hearing set for 3:00 p.m. on an appeal of the Building Standards Commission approval of a relocation out of City - 307 Provines to 10504 Turner Drive.

After discussion, no motion was made, therefore appeal was denied. (6-0 Vote, Councilmember Spaeth absent)

PUBLIC HEARING - NEW ZONING ORDINANCE AMENDMENTS

Mayor Mullen opened the public hearing set for 3:15 p.m. on amendments to Chapter 13-2A (New Zoning Ordinance)

No one appeared to be heard.

Motion

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, closed the public hearing and approved amendments to Chapter 13-2 A.

PUBLIC HEARING - CDBG FUNDS

Mayor Mullen opened the public hearing set for 3:40 p.m. on reallocating \$8,000 from CDBG funds to the Capital Area Food Bank.

Zeke Romo, EACEDC, said an RFP process is needed on this.

Paula Phillips said an additional \$20,000 is available. Mr. Isham, City Attorney, determined the procedure to be legal.

HEARING - (Continued)

Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, closed the public hearing and approved reallocating \$8,000 from CDBG funds to the Capital Area Food Bank. (6-0 Vote, Councilmember Spaeth absent.)

EXECUTIVE SESSION

Mayor Mullen announced Council would go into an Executive Session pursuant to Article 6252-17, Texas Revised Civil Statutes Annotated to discuss the following, and after such closed or executive session, any action to be taken shall be done in open meeting:

- a. Board and Commission Appointments - Section 2, Paragraph g.
- b. Pending Litigation:
 - (1) Discuss 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) Carpenter, et al v. City of Austin. (Limited Purpose Annexation Litigation) - Section 2, Paragraph e.
 - (3) Discuss applications for temporary permits before the Texas Water Commission - Section 1, Paragraph e.

RECESS

Council recessed its meeting at 5:55 p.m. and resumed its recessed meeting at 7:10 p.m.

APPOINTMENTS

The Council, on Councilmember Shipman's motion, Councilmember Urdy's second, approved Judith Fowler, Frances Schenkkan and Rafael Quintanilla as members of the Planning Commission. (6-0 Vote, Councilmember Spaeth absent.)

The Council, on Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, appointed Willie M. Kirk to the MHMR Board. (6-0 Vote, Councilmember Spaeth absent)

PUBLIC HEARING - CAPITOL VIEW CORRIDOR

Mayor Mullen opened the public hearing on the Capitol View Corridor scheduled for 3:45 p.m. Marie Gaines, Office of Land Development Services, reviewed

Lois Douglas discussed the view from the French Legation. Sonya Ashworth said there should be a 90 day review process. Anice Read wants the view protected, as does Blake Alexander, Julia Bunton. David Armbrust, representing H.C. Carter, wants action deferred on his view. Sam Perry told Council to consider the fiscal impact of the ordinance. Terry Bray representing the Shoal Creek Center discussed the views. Jack Cook discussed a 60' building on the 11th Street corridor. Janet Feldson wants the Wooldridge Park view preserved. Donna Kristaponis discussed the Huston-Tillotson corridor. John T. King objects to the Huston-Tillotson corridor view and being detrimental to the financial health of the college and does not want it adopted. Waggoner Carr supports the ordinance and Don Horton opposes.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Duncan's second, closed the public hearing. (6-0 Vote, Councilmember Spaeth absent.)

Motion

Councilmember Shipman made a motion, seconded by Councilmember Duncan to approve the amendment including the 18 view corridors.

Motion

Councilmember Urdy made a motion to pull out approval of Huston-Tillotson and French Legation corridors. Motion died for lack of a second.

Motion

The Council, on Councilmember Shipman's motion, Councilmember Duncan's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-2 to implement Phase II of the Capitol View Corridor Ordinance by adopting 14 corridors. (6-0 Vote, Councilmember Spaeth absent.)

Motion

Councilmember Shipman made a motion, seconded by Mayor Mullen to have a public hearing on Huston-Tillotson and French Legation corridors on February 14, 1984.

Substitute Motion

The Council, on Mayor Mullen's motion, Councilmember Duncan's second, voted to approve the 11th Street Corridor, adopt the Zilker

HEARING - (Continued)

Park portion, exclude Lou Neff part and extend the moratorium. (6-0 Vote, Councilmember Spaeth absent)

Motion

The Council, on Mayor Mullen's motion, Councilmember Urdy's second, postponed a decision on the 11th Street Corridor until February 14, 1985 at a 5 p.m. public hearing. (6-0 Vote)

PUBLIC HEARING - ZONING ORDINANCE AMENDMENT RE REVIEW PERIOD

Mayor Mullen opened the public hearing set for 3:45 p.m. on an amendment to Section 13-2A-1055 (Zoning Ordinance) of the Austin City Code to permit a 90-day review and approval period for building permit applications submitted to the Building Official prior to January 1, 1985, provided that such applications are substantially complete and comply at the time of issuance with Chapter 13-2 and all other code requirements effective at the time of submission.

Jim Smith and Will Dibrell made comments.

Motion

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, closed the public hearing. (4-0 Vote, Councilmember Spaeth absent, Mayor Pro Tem Trevino, Councilmember Urdy out of the room.)

Motion

The Council, on Councilmember Duncan's motion, Councilmember Rose's second, waived the requirement for three readings and finally passed an ordinance amending Section 13-2A-1055 (Zoning Ordinance) of the Austin City Code to permit a 90-day review and approval period for building permit applications submitted to the Building Official prior to January 1, 1985, provided that such applications are substantially complete and comply at the time of issuance with Chapter 13-2 and all other code requirements effective at the time of submission, with up to 90 days for applications recommended before November 28, 1984. (6-0 Vote, Councilmember Spaeth absent)

PUBLIC HEARING - APPEAL OF A DEMOLITION ORDER

Mayor Mullen opened the public hearing set for 4:00 p.m. on an appeal of a demolition order issued by the Building Standards Commission, 2315 Santa Rosa Street.

12/20/84

HEARING - (Continued)

Motion

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, closed the public hearing and denied the appeal. (5-0 Vote, Councilmember Spaeth absent, Councilmember Urdu out of the room.)

HEARING TO BE CONTINUED

The following zoning hearing will be continued until January 10, 1985 at 3:00 p.m.

C14-84	DAMON-BROWN	1110 E. 32nd Street	From "A" 1st H&A
292	PIERCE, INC.		To "O-1" 1st H&A
	By Donna		
	Kristaponis		

CONTINUED TO 1-10-85 AT 3:00 P.M.

ZONING HEARING

Mayor Mullen announced Council would hear the following zoning cases scheduled for 4:00 p.m.

C14-84	SRMP, LTD	1701-1709 Lavaca	From "C" 3rd H&A
293	By Martin L.	1700-1704 Colorado	To "C" 4th H&A
	Camp		RECOMMENDED "C" 4th
			tied to condominium
			use, a 60 room (85,000
			sq. foot) hotel, 130'
			height, site plan
			approval with a special
			permit, noting that
			building is not to
			block the Capitol View
			Corridor.
			<u>DENIED</u>

(On Councilmember Rose's motion, Councilmember Shipman's second, 6-0 Vote

C14-84	NORTHEAST	Rear of 7000-7104	From "A" 1st H&A
346	TERRITORY JOINT	Millrace	To "B" 1st H&A
	VENTURE	Rear 5303-5605	NOT RECOMMENDED
	By Paul Harris	Purple Sage	Recommended "B" for
			South 13 lots only.

POSTPONED TO JANUARY 10, 1985 AT 10:00 A.M.

ORDINANCE TO BE BROUGHT BACK

An ordinance and a Parks Board report will be brought back on the February 21, 1985 agenda to consider amending Chapter 9-10 Code of the City of Austin, 1981, by adding subsection (c) to Section 9-10-3; changing Section 9-10-5 to read "Swimming in Lakes", and adding subsection (b); changing Section 9-10-7 to read "Certain Activities on Bridges Prohibited", adding subsection (b), and changing existing subsection (b) to subsection (c) and adding an additional sentence; adding Section 9-10-25; changing Section 9-10-27.

ITEM POSTPONED

The Council, on Councilmember Urdy's motion, Councilmember Duncan's second, postponed the second reading of an ordinance granting a taxicab franchise to Greater Austin Transportation Company dba American Cab Company and authorizing operation of 100 vehicles, until January 10, 1985.

BOND ANTICIPATION NOTES APPROVED

The Council, on Councilmember Rose's motion, Councilmember Duncan's second, waived the requirements for three readings and finally passed an ordinance approving the issuance of \$8,800,000 in Bond Anticipation Notes for the North Austin MUD No. 1. (6-0 Vote, Councilmember Spaeth was absent)

NORTHWEST AREA LAND USE GUIDANCE PLAN

The Council, on Councilmember Rose's motion, Councilmember Duncan's second, waived the requirement for three readings and finally passed an ordinance amending Ordinance No. 841206-H to provide for variances and exemptions from the Northwest Area Land Use Guidance Plan, adopting the revised staff ordinance with two revisions. (6-0 Vote, Councilmember Spaeth absent)

There will be an agenda item January 10, 1985 with recommended exemptions.

INNER CITY ORDINANCE

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed an ordinance extending the Inner City Ordinance for an additional 30 days, until January 18, 1985. (6-0 Vote, Councilmember Spaeth absent)

NO ACTION TAKEN

Council took no action on consideration of a resolution amending the resolution authorizing the issuance of a request for proposals regarding the leasing or management of Brackenridge Hospital to include a third option; the sale of the Hospital.

TASK FORCE CREATED

The Council, on Councilmember Shipman's motion, Councilmember Duncan's second, adopted a resolution amending the resolution creating a Task Force to examine and present recommendations to the City Council for ways, within the context of a City owned and managed hospital, to strengthen the financial position and enhance the competitive position of the Hospital, to include the examination of all available public sector alternatives, including, but not limited to, a Hospital authority or Hospital district; and to include funding this report in an amount not to exceed \$35,000 for legal and financial professional consulting services to assist the Task Force. (6-0 Vote, Councilmember Spaeth absent)

ADJOURNMENT

Council adjourned its meeting at 12 midnight.