

For

# Austin City Council MINUTES

COUNCIL MEETING - NOVEMBER 8, 1984 1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

# Memorandum To:

# 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

# Mayor Mullen called to order the meeting of the Council scheduled for 1:00 p.m., noting the absence of Councilmember Shipman, who entered the Council Chamber at a later time.

#### MINUTES APPROVED

The Council, on Mayor Pro Tem Trevino's motion, Mayor Mullen's second, approved minutes of the regular meetings of October 4, 18 & 25, 1984 and Special Meetings of October 17 & 24, 1984. (5-0 Vote, Councilmember Rose out of the room. Councilmember Shipman absent)

## HOLIDAY LIGHTS & DECORATING

Mr. Reginald E. Todd appeared before Council to discuss Downtown Austin Partner's plans for the holiday season and to focus special attention on the proposed trolley tour of downtown holiday lights and decorating. He said they plan a "Catch-a-Dillo" 25 minute tour schedule from 7 p.m. to 10 p.m. from December 7 to Christmas Eve.

Council directed this be brought back on the November 15, 1984 agenda for action.

## CHILD CARE IN AUSTIN

Ms. Jill Gronquist discussed child care in Austin. She said 44,000 children in Austin are in a child care Council Meeting

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CHILD CARE - (Continued)

and the teachers are low paid but the cost to the parents is high. She said they are forming an Austin child care coalition. Council directed the City Manager to meet with Ms. Gronquist and report back to Council.

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Mr. James Strickland also discussed child care in Austin. He said he began to consider zoning and growth, where to put children and how to subsidize the cost of their care.

## MOTOR OIL RECYCLING PROJECT

Mr. Merv Albert appeared before Council to discuss used motor oil recycling project of the Muscular Dystrophy Association, Inc. He showed film clips of advertisements which can be used for this project. City Manager Carrasco feels this would be a good project and instructed it be on the agenda for action next week.

#### CONSENT ORDINANCES

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

## Operating Budget Amendments

- Appropriated \$81,225.00 to provide adequate funding to carry out the requirements of the amended Taxicab Ordinance and increasing the annual taxicab permit fee from \$300 to \$400.
- b. Appropriating up to \$38,256.00 from the General Fund Ending Balance to the Housing and Community Services Department to fund a temporary shelter for homeless/ transient individuals.

#### Second Reading of Public Utility Franchise

Passed through <u>second</u> reading of an ordinance granting a Public Utility Franchise to operate a taxicab service to Austin Cab Company.

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FRANCHISE - (Continued)

Passed through <u>second</u> reading of an ordinance granting a Public Utility Franchise to operate a taxicab service to Harlem Cab Company.

## Item Postponed

Postponed until November 15, 1984 consideration of an ordinance to disannex property to be developed as an industrial laundry and service facility for Jack Brown Companies and approval of Industrial District Agreement between City of Austin and Brown Industrial Park Joint Venture.

## Item Pulled Indefinitely

Pulled from the agenda indefinitely third reading of an ordinance amending Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following change:

 O.D. KENDRICK &
 7002-7004 Manchaca
 From "A" 1st H&A

 CURTIS BAGGE
 2000-2002 Mimosa
 to "O-1" 1st H&A

 C14-83-335
 C14-83-335
 C14-83-335

#### CONSENT RESOLUTIONS

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

## Release of Easement

Authorized release of the following easement: An Electric (old TP&L) Easement recorded in Volume 598, Page 158, of the Travis County Deed Records, U.S. Highway 71 & F.M. 973. (Request submitted by Metcalfe Engineering on behalf of their clients Theodore W. & Hal B. Armstrong)

## Surface Water Quality

Approved renewal of the agreement between the United States Geologic Survey of the Department of the Interior and the City of Austin for an investigation of the surface water regime (quality and quantity) in the Austin metropolitan area.

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## Advertisement for RFP's

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Authorized the advertisement for RFP's for the sale or trade of City owned land (Parcel P-226).

## Bergstrom Air Force Base

Authorized execution of an amendment to wastewater easement with the Department of Air Force at Bergstrom Air Force Base in conjunction with the Onion Creek Wastewater Interceptor.

#### Lease Amendment

Approved lease amendment for Austin Cablevision on property located at 5307 E. Riverside (behind Fire Station #22).

#### Capital Improvements Program

Approved acquisition of easement and temporary work space easement at 2803 Greenlawn Parkway. C.I.P. No. 82/60-05.

Authorized the City Manager or his designee to purchase an 18.789 acre tract of land for the proposed Trading Post Electric Substation in the amount of \$450,000.00 and the transfer of \$200,000 from the Carson Creek Substation project to the Trading Post Electric Substation project. C.I.P. No. 85/16-02

# Item Pulled

Council postponed until November 15, 1982 consideration of the following Change Order: In the amount of \$142,000.00 to Gillig Corporation for twenty-five (25) transit coaches. (3.99% of the original contract) C.I.P. No. 90-02.

#### Contracts Approved

Approved the following contracts:

a. CONSOLIDATED TRAFFIC CONTROLS 1201 Jannon Arlington, Texas - CAPITAL IMPROVEMENTS PROGRAM -Time Switch Clocks, Urban Transportation - Total \$9,600. C.I.P. 75/88-01

CONTRACTS - (Continued)

- b. R. G. D. BUILDERS, INC. 1004 NoPac Center, Suite 101 Austin, Texas
- c. B & B LANDCLEARING COMPANY, INC. 1212 Old Bastrop Highway Austin, Texas
- d. WESTINCHOUSE ELECTRIC SUPPLY 9230 Research Blvd. Austin, Texas
- e. GRAYEAR ELECTRIC COMPANY 7434 North Lamar Austin, Texas
- f. ACCRON CHEMICAL DISTRIBUTORS, INC. 3251 North Pan Am San Antonio, Texas
- g. ESPEY, HUSTON & ASSOCIATES, INC. 916 West Loop 360 Austin, Texas
- h. TRAVIS COUNTY DEPARIMENT OF HUMAN SERVICES 624B North Pleasant Valley Road Austin, Texas
- i. LIIDA CAMERON, CSR (WBE) Court Reporter 1301 Oak Shadows Austin, Texas
- j. GIFFORD HILL & COMPANY, INC. AUSTIN CONCRETE WORKS DIVISION 801 Airport Blvd. Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -Decker Power Plant Restroom and Kitchen Modification, Public Works Department Total \$117,311.00 C.I.P. No. 73/12-01

- CAPITAL IMPROVEMENTS PROGRAM -Installation of underground Electric Distribution Facilities for Milwood Section 26 Phase B, Electric Utility Department Total \$50,620.10 C.I.P. No. 84/15-01
- Rewinding of a 750KV Transformer Coil, Electric Department Total \$6,800.00 84-0369-MB
- Multi-Conductor Control Cable, Electric Utility Department Total \$6,744.00 84-0370-11B
- Sulfuric Acid, Electric Utility Department Twelve (12) Month Supply Agreement Total \$23,319.00 84-0376-AV
- Facilitator for City Arts Policy, Parks and Recreation Department Six (6) Months Contract Estimated Total \$21,000.00 84-S205-LI
- Interlocal Cooperation Agreement to provide a joint City of Austin/ Travis County Low-Income Home Weatherization Program, Resource Management Department Total \$103,000.00 85-S078-LI
- Court Reporting Services, Municipal Court Twelve (12) Month Contract Estimated total not to exceed \$22,000 84-S379-LI
- Concrete Products, Central Stores Division Items 1-17, 30-49, 55-59, 18-29, 50-54 - Estimated total \$362,491 84-0338-AV

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CONTRACTS - (Continued)

- k. PPG HIDUSIRIES, INC. 624 North Lamar Blvd. Austin, Texas
- 1. LANFORD EQUIPMENT COMPANY 900 Ed Bluestein Blvd. Austin, Texas
- m. ZYTRON CORPORATION 1708 Interfirst Bank Tower Austin, Texas

- Base Paints, Central Stores Division Twelve (12) Month Supply Agreement Items 1-3 - \$12,269.00 84-0389-AV
- Additional/Replacement LOG Tractors, Vehicle and Equipment Services Department Total \$20,669.00 84-0382-MB
- Computer Output Microfilm Readers, Austin Public Libraries \$51,304.00 84-0371-GJ

## Wastewater Approach Main

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Approved the following wastewater approach main contract:

DENNIS CROWLEY - Oversized Wastewater Approach Main to include approximately 40 acres of commercial and multifamily development for Interstate Park. City cost participation \$156,766.00. No service connection will be allowed until the Big Walnut Creek Interceptor is constructed up to the subject tract and approval of an extended discharge permit for the Walnut Creek Wastewater Treatment Plant is obtained.

#### Austin CableVision Institutional Network

Approved locations to be connected to the Austin CableVision Institutional Network.

# Capital Metro

Authorized the Austin Transit System to adopt the color scheme approved by Capital Metro for its vehicles.

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## City Clerk Authorization

Authorized the Austin City Clerk to coordinate the conduct of the Capital Metro confirmation and tax election.

#### West Bull Creek Water System

Approved agreement regarding the construction of improvements to the water system in the West Bull Creek Area.

Councilmember Rose stated for the record that Forest Ridge and Jester Estates are authorized to install 24" to 36" oversize approach main if they raise the money for the oversizing.

## Salvation Army Temporary Overnight Shelter

Approved a contract with the Salvation Army for operation of the Temporary Overnight Shelter during the period December 1, 1984 through April 30, 1985.

#### Low Rental Housing

Authorized transfer of \$15,000.00 from Clarksville Land Acquisition Project to the Clarksville II Acquisition/Rehabilitation Project to assist in completing rehabilitation of a donated house into low cost rental housing and to waive the City's first lien on the Clarksville II Acquisition/Rehabilitation structure located at 1010 Charlotte.

## Retaining Wall

Approved the Parks and Recreation Board action taken concerning construction of an unauthorized retaining wall and fill on Lake Austin at 4711 and 4801 Laguna Lane by Mr. Randel Yates.

## Lawyer Retained

Approved retaining James M. Nias of the law firm of Small, Craig & Werkinthin to represent the City in Cause No. 366,403, Lamar-Hassman Joint Venture 1 vs. The City of Austin, Texas.

## Legal Services

Approved a contract with the law firm of O'Connell & Cooper, P.A., for the legal services in connection with proposed charter and ordinance amendments facilitating the establishment of a comprehensive plan for land use; fee to be up to \$20,000.00.

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#### Item Pulled

Consideration of an ordinance transferring \$92,000 from the Doris Miller Auditorium Capital Improvements Program No. 86/72-51 to Rosewood Recreation Center/Rosewood Park Capital Improvements Program Project for renovation of the lower room at Rosewood Recreation Center and construction of a restroom at Rosewood Park, was pulled from the agenda.

#### Technical Studies Grant

Accepted a Technical Studies Grant (TX-08-0234) in the amount of \$101,580.00 from the Urban Mas Transportation Administration to carry out planning activities addressed in the 1984-85 Unified Work Program.

Accepted amended Capital Grant (TX-05-0107-01) in the amount of \$1,205,300.00 from the Urban Mass Transportation Administration to provide for the placement of six trolleys in downtown service.

#### Public Hearings Set

Set public hearings on the following:

- An appeal of the Building Standards Commission approval of relocation out of City (307 Provines to 10504 Turner Drive): November 15, 1984 - 3:00 p.m.
- b. An appeal of Demolition Order issued by the Building Standards Commission, 2315 Santa Rosa Street: November 15, 1984 - 2:30 p.m.
- c. Amendments to Article VI (Principal Roadway Areas) of Chapter 13-2 (Zoning Ordinance) of the Austin City Code of 1981: November 29, 1984 at 4:15 p.m.
- d. Dedication of a Storm Sewer Easement and a Temporary Access Easement through a portion of Waller Creek Greenbelt: December 13, 1984 at 3:00 p.m.
- e. Annexation of the following: November 27 & 29, 1984, 4:00 p.m.

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 García 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. Harrel Survey in Williamson County, Texas, FM 1325 Corridor. C7a-83-008.

Council Memo

#### Wastewater Treatment Facility

Authorized the construction of a 1.6 MGD wastewater treatment facility.

## PUBLIC HEARING - NORTH TRAVIS MUD'S 1, 2 AND 3

Mayor Mullen opened the public hearing set for 2:00 p.m. on North Travis County MUD's 1, 2 and 3.

Mr. James B. Duncan, Director, Office of Land Development Services, reviewed the area of the proposed MUD's by means of a map. Jim Thompson, Director of Water and Wastewater, also reviewed the area.

Mr. Terry Childers, Assistant City Manager, stated the density proposed by the MUD's appear to be, for single family housing, seven units per acre and for multi-family housing, 40 units to the acre, which appears to be some of the highest density seen to date. Mr. Childers also stated, "It is significant to note the opening of 20,000 to utility services will have a significant impact upon the City of Austin's infrastructure, such as roadways, schools, etc. We therefore suggest to the Council in an effort to try to deal with the development in the northeast area that it would be appropriate for staff to begin to look at a comprehensive growth management strategy for the area that would look at and make recommendations to you as far as land use, including density of development, roadway system, financial data with alternative ways to provide private capital, utility service and particularly the impact of proposed relocation of the airport, even to the extent of industrial location. You are scheduled to make your final decision on the North Travis County MUD's November 29th of this year. We believe we can undertake such a growth management strategy for this area and be able to come back to you in 90 days with some recommendations if you direct the staff to do so."

Councilmember Shipman had questions about the amount of bonds issued. Linda Wiegman, Assistant City Attorney, said the 120 day review starts when the petition is filed and it only has to include the name of the district, boundary, a statement of the general nature of the work to be done by the district and an estimated cost. In this case she said she does not know if any of the items have changed since the petition does not have to be very specific. ...Our City Ordinance does not provide for changes to the initial filing causing the initial filing to start again. Councilmember Shipman had expressed concern because changes can be made up to the last hour of the 120 day period. Council works on something, approves it, and then it (MUD) can be changed. ... Ms. Wiegman said the State law differs from the City law. She said we need to amend the Water District Procedure Ordinance and that is in the process already and should be coming to Council shortly. She said that would clarify what will occur if items that are submitted to the City change.

## MUD's - (Continued)

Ed Wendler, representing the applicant, said "when we file something we negotiate with the staff and the changes that are made that bring about the problem are not unilateral on our part. They are changes brought about by Commission action, staff action, the boards action, etc. So, to say we have to start over because during the negotiation process we had to change something is really quite unfair. ...We have to come back to Council for each individual issue of bonds so if some board in some district somewhere authorized an election somewhere in an amount in excess of your authority that really doesn't mean anything because they would still have to come back here to get your approval for each and every issue of bonds." Mr. Wendler said the ordinance should be amended so there is a pre-filing period. He said the high density proposed will keep the costs low.

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Tom Miller, land planner, discussed the proposed development and said that it will be on 290. Mayor Pro Tem Trevino said an area is needed for human services. Mr. Wendler said there will be one. Also, the houses will be in the \$70,000 price range, which is the lowest price housing being built in Austin.

Jim Duncan, Office of Land Development Services, said there should be an agreement that a certain amount of the houses be really affordable by costing less than \$70,000 and that there will be parks and playgrounds.

Mary Arnold said the proposed development wants City services and that is an advantage to the developer and a disadvantage to the City. She said the proposed MUD's are in Growth Area V where there is limited wastewater and water on the site so the City can deny this request.

Jeannette Klotz, North Growth Corridor Alliance, said she supports staff recommendation of the land use plan.

## Motion

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, closed the public hearing. Staff is to continue to negotiate. (7-0 Vote)

## PUBLIC HEARING - SOUTHERN UNION GAS RATES

Mayor Mullen opened the public hearing set for 2:15 p.m. on adoption of a residential conservation service rate for Southern Union Gas Company. Jerry Lawson noted that we will have the most progressive program of conservation gas rate in the State of Texas. No one else appeared to speak.

## Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Shipman's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance adopting a residential conservation service rate for Southern Union Gas Company. (7-0 Vote)

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## PUBLIC HEARING - BERM SIGNS

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Mayor Mullen opened the public hearing set for 2:15 p.m. on an amendment to the Zoning Ordinance (Chapter 13-2) of the Austin City Code permitting Berm Signs in "BB" or less restrictive districts and providing a definition and development standards for berm signs.

Marie Gaines, OLDS reviewed. No one else appeared to speak.

#### Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Shipman's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance amending the Zoning Ordinance (Chapter 13-2) of the Austin City Code permitting berm signs in "BB" or less restrictive districts, and providing a definition and development standards for berm signs. (7-0 Vote)

#### ITEM PULLED

The public hearing scheduled for 2:30 p.m. on amendments to Chapter 13-2 (Zoning Ordinance) to regulate development along R.R. 620, was pulled from the agenda. It will be heard after the northwest plan is resolved.

PUBLIC HEARING - DEVELOPMENT ALONG R.R. 2244

Mayor Mullen opened the public hearing set for 2:30 p.m. on Amendments to Chapter 13-2 (Zoning Ordinance) to regulate development along R.R. 2244.

Judy Fowler, sub-committee member of Planning Commission study of 2244, said their proposal is similar to the 2222 Ordinance. All the zoning will be no more intense than "LR". She went on to describe the limits and boundaries of the ordinance.

#### PUBLIC HEARING - MOORE'S CROSSING MUD

Mayor Mullen opened the public hearing set for 2:45 p.m. on Moore's Crossing MUD.

Jim Duncan, director of OLDS, explained Moore's crossing is southeast of Bergstrom AFB and showed the area on a map. He said the area is critical in relation to Bergstrom.

Tim Knapp, Civil Engineer Squadron at Bergstrom AFB, said they want to prevent a medium or high density residential development from being so close to Bergstrom. The runways, with their high noise level, and the area has crash potential. The health and safety of the citizens needs to be protected, therefore the land use guidelines

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Council Memo

MOORE'S CROSSING - (Continued)

for local, Department of Defense and HUD should be adhered to. Mr. Knapp said if this development is approved, it will attract more development and good zoning controls are not in effect.

Col. Dave Muermeyer, Assistant Director of Operations, Bergstrom AFB, explained the runways and the noise.

Mayor Pro Tem Trevino said growth in that area will occur, but he does not want anything which will be detrimental to the area or to Berstrom.

Jim Thompson, Director of Water and Wastewater, spoke about the water available and said connection to the Onion Creek Interceptor will be a problem.

Ed Wendler, representing the applicant, said there will be schools built in the MUD area.

Brad Burns, land planner, showed roadway plans and said residential use could be in the entire zone.

David Gray, engineer, discussed the utilities in the area and showed charts of sewage, water, storm drainge, etc.

Tony Bagwell, economist with Espey-Huston, discussed the proposed MUD.

Sarah Farley, Management and Budget, said if the City annexes the MUD "we will not have enough revenue to assume the debt".

Mary Arnold questioned the water and wastewater limited source in the area.

#### Motion

The Council, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, closed the public hearing. (7-0 Vote)

#### RECESS

Council recessed its meeting at 4:10 p.m. and resumed its recessed meeting at 4:26 p.m.

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## PUBLIC HEARING - ST. ELMO ROAD AREA STUDY

Mayor Mullen opened the public hearing set for 3:15 p.m. on the St. Elmo Road Area Study.

Jim Duncan, director of OLDS, showed slides of the area.

Jack Allison, who lives in Kensington Park, said he does not want to be surrounded by industrial use.

Scott Roberts, representing the applicant, discussed the area.

Gaye Ruggiano, who owns 44 acres, which could be zoned industrial, does not want to be denied the right of that zoning.

## Motion

The Council, on Councilmember Urdy's motion, Mayor Pro Tem Trevino's second, closed the public hearing and accepted the report.

#### PUBLIC HEARING WITHDRAWN

The public hearing set for 3:30 p.m. on dedication of a wastewater easement through a portion of North Cat Mountain Park was withdrawn. It was not posted properly.

## PUBLIC HEARING POSTPONED

The Council postponed until November 29, 1984 at 3:45 p.m. a public hearing on a proposed amendment to Chapter 13-2 and 13-2(a) (Zoning Ordinance) to provide for a Research and Development Use District, and provide a definition and development regulations for the Research and Development District. Postponement was recommended by staff.

#### COUNCIL MEETING CANCELLED

Council unanimously approved cancellation of the November 22, 1984 City Council Meeting.

#### PUBLIC HEARING POSTPONED

The 5:00 public hearing on dedication of two wastewater easements through a portion of Barton Creek Greenbelt/Zilker Park, was postponed because of lack of proper legal notice. No date was set.

## . ZONING HEARINGS

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Mayor Mullen announced Council would hear the zoning cases scheduled for 4:00 p.m. Council heard, closed the public hearings and granted the following zoning changes and directed the City Attorney to draw the necessary ordinances.

	CITY OF AUSTIN OFFICE OF LAND DEVELOPMENT SERVICES	8533-8543 Adirondack Trail and 8500-8509 Adirondack Cove	"B" 1st H&A To "AA" 1st H&A RECOMMENDED
C14 -84 266	MRS. J. EDWARDS PREWETT	1000 Rio Grande 700-702 W. 10th St.	GRANTED AS RECOMMENDED From "B" 2nd H&A To "O" 2nd H&A RECOMMENDED GRANTED AS RECOMMENDED
C14 -84 270	CITY OF AUSTIN OFFICE OF LAND DEVELOPMENT SERVICES	6809 One Oak Road	From "O" 1st H&A To "A" 1st H&A RECOMMENDED GRANTED AS RECOMMENDED
	HEATON & SONS PROPERTIES By Ted H. Heaton, III, Trustee	1509 Koenig Lane	From "A" 1st H&A To "O-1" 1st H&A RECOMMENDED GRANTED AS RECOMMENDED
c14-84 275	HEATON & SONS PROPERTIES By Ted H. Heaton, III, Trustee	1507 Koenig Lane	From "A" 1st H&A To "O-1" 1st H&A RECOMMENDED GRANTED AS RECOMMENDED
C14-84 218	EDWIN A. ALLEY By J. Erwin Lewis	1315 W. 6th Street	From "A" 1st H&A To "O-1" 1st H&A RECOMMENDED GRANTED AS RECOMMENDED
	MERONEY-ISSACS BUILDING	404 E. 6th Street	From "C-2" 4th H&A To "C-2-H" 4th H&A RECOMMENDED NDED WITH FINDING OF FACT
		GRANTED AS RECOMME	NDED WITH FINDING OF FACT
C14 -84 013	RHAMBO BUILDING	406 E. 6th Street	From "C-2" 4th H&A To "C-2-H" 4th H&A RECOMMENDED
		GRANTED AS RECOMME	NDED WITH FINDING OF FACT
Councilmem	ber Shipman's	motion, Mayor Pro	Tem Trevino's second,

(On Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, 6-0 Vote, Councilmember Spaeth was out of the room.)

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ZONING - (Continued)		
C14 -84 FREDERICK B. 267 PARKE By Hal Weiner	2109 Rio Grande	From "A" 2nd H&A To "0-1" 2nd H&A RECOMMENDED "0-1" 2nd H&A waive right-of-way require- ment. <u>GRANTED AS RECOMMENDED</u>
C14 -84 JOE D. HOOTEN 280 By Fershal E. Blankenship	7950-7960 Shoal Creek	From "A" 1st H&A To "O-1" 1st H&A RECOMMENDED "O-1" 1st H&A, waive right-of-way require- ment. GRANTED AS RECOMMENDED
C14 -84 DULCIE LEE 299 ANDREWS ESTATE By A. P. Andrews	3508 S. Lamar	From Interim "A" 1st H&A To "GR" 1st H&A RECOMMENDED subject to dedication of 60 feet of right-of-way from center- line of South Lamar. GRANTED AS RECOMMENDED
C14 -63 T.K.G PROPERTIES 307 By Willie J. Kopecky, Jr.	4004-4034 Airport Boulevard	From "A" 1st H&A To "O-1" 1st H&A RECOMMENDED subject to compliance with agreed covenant between applicant and adjacent property owners; delete right-of-way requirement on Shieffer Avenue. GRANTED AS RECOMMENDED
(On Mayor Pro Tem Trevino's a 6-0 Vote, Co	motion, Councilmen uncilmember Rose v	aber Urdy's second, was out of the room.)
C14-003. BERMIDA INNS, INC 52	. 1705 Quinlan Park Road	From "A" & Interim "LR" 1st H&A To "C" 1st H&A
(On Mayor Pro Tem Trevino' su member Urdy's second, 6-0 Vote, (	S RECOMMENDED motion, Council- Councilmember of the room.	RECOMMENDED "C" 1st H&A subject to rollback of property along the lake and the tennis court to "GR", on January 1, 1985 as agreed by applicant, and balance of tract to "O-1" 1st H&A

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ZONING - (Continued)

C14 -84 278	ADON E. SITRA By Jim Brady	12184-12186 Jollyville Road	From Interim "AA" 1st H&A To "0-1" 1st H&A
in Vayor Br			RELLIMENDED subject to a 30' buffer to the west, 10' buffer on northwest property line, limited to two-story structure. GRANTED AS RECOMMENDED
(on mayor PI		tion, Councilmember D	
014 -84	WEIL, BRABAND &	Suncilmember Rose out	
	MURFEE By Terrence Lang	School Road	From Interim "AA" 1st H&A To "0-1" 1st H&A
Urdy's seco	Irion o Tem Trevino's mo nd, 5-1 Vote, Coun uncilmember Rose of	tion, Councilmember cilmember Shipman ut of the room.)	RECOMMENDED (As Amended) subject to dedication of up to 35 feet of right-of-way on St. Stephen's School Road, limit access to RR 2244, only.
			GRANTED AS RECOMMENDED
C14 -84 225	WEIL, BRABAND & MURFEE By Terrence Lang	7044-7118 F.M. 2244	From Interim "AA" 1st H&A To "LR" 1st H&A
(On Mayor Pro Urdy's secon	Irion 5 Tem Trevino's mot nd, 6-0 Vote, Cound	tion, Councilmember cilmember Rose out of room.)	RECOMMENDED "O-1" subject to dedication of 35" of right-of-way from center- line of St. Stephen's School Road, and compliance with the requirements of the TIA review. GRANTED AS RECOMMENDED
CI4 -84 191	ANNA L. CHANDLER By John C. Meinrath	3506 Duval Road	From Interim "AA" 1st H&A To "0" 1st H&A NOT RECOMMENDED RECOMMENDED "A-2" GRANTED AS RECOMMENDED

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

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ZONING - (Continued)

C14 -84 VICLA REGISTER 307 By Paul Harris

4008 Clawson Road

From "A" 1st H&A To "B" 1st H&A NOT RECOMMENDED RECOMMENDED "A-2" 1st H&A subject to 30' of right-of-way from centerline of Clawson Road.

## GRANTED AS RECOMMENDED

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

M & R ENTERPRISES By Robert W. Jackson	Rear of 11634-11640 From Interim "AA" 1st H&A Jollyville Road also To "BB" 1st H&A bounded by Taylor IN RECOMMENDATION Draper
	GRANTED AS RECOMMENDED, LIMIT TO
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(On Mayor Pro Tem Trevino's motion, Councilmember Duncan's second, 6-0 Vote, Councilmember Rose out of the room.)

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#### PUBLIC HEARING CANCELLED

Mayor Mullen announced the applicant has withdrawn his request for a public hearing at 6:00 p.m. on an appeal from Lil Dumplin Day Care Center, Cl4p-84-058.

#### JOINT COMMISSION ON METROPOLITAN GOVERNMENT

Councilmembers Rose & Duncan introduced an item to Council to consider creating a Joint Commission on Metropolitan Government to study the feasibility of creating a metropolitan government. Councilmember Rose reported he visited with Judge Renfro and has an acceptable proposal in terms of the membership. He said it will be a 15 member joint commission, seven members appointed by the City Council, five members appointed by the County Commissioners of Travis County, two members appointed jointly by all of the other incorporated areas such as Pflugerville, Manor, etc., and one chair person that would be a joint appointment by the County Commissioners and the City Council of Austin. Councilmember Rose said the Commissioner's Court will also pass the resolution and be willing to pay their share of any budget that a joint commission would incur.

Council Memo

JOINT COMMISSION - (Continued)

## Motion

18

Councilmember Rose made a motion, seconded by Councilmember Duncan to adopt a resolution creating a Joint Commission on Metropolitan Government to study the feasibility of creating a metropolitan government.

Councilmember Duncan expressed his pleasure at the prospect of creating a joint government.

Mayor Pro Tem Trevino said he accepts the concept of metro government and talked about this with the County back in 1975-76. He said he had been asked to convey to Council in setting up the Commission to give consideration for members of our own Legislature without whose help we won't be able to get off the ground. "I was asked whether the Council would consider expanding the Commission size to possibly include the State Representatives and the Senator or perhaps limit it to a delegation from the State House." Councilmember Rose said he had been asked the same question and was aware of where we would have to go and the support we would need. He said all of the people vote so they are all represented and he feels there would be a problem if the legislators were also sitting on the commission. Councilmember Rose discussed joint meetings, but in terms of the day to day working of the commission he does not feel that delegation should be on there, any more than all of the Councilmembers and all of the Commissioners should be on there. Councilmember Duncan said he agreed.

Mayor Mullen said they should clarify whether any of the members of the Commission should be elected officials. He said he prefers that there be no elected officials on the commission. Councilmember Shipman agreed. Mayor Mullen said he also recommends, "If other entities don't wish to, up front, commit to paying their fair share of the expenses, that they will not have any say in the new appointments."

## Friendly Amendment Accepted

Councilmember Rose accepted the friendly amendment offered by Mayor Mullen: If other entities do not wish to commit to paying their fare share of the expenses, they will have no voice in the new appointments.

#### Roll Call on Motion with Friendly Amendment

7-0 Vote

#### 19

## 11/8/84

# NO ACTION

No action was taken by Council on Mr. Michael Guarino's request for Council's permission to install storm windows on a test structure or home of the City's choice (at no charge) to evaluate their effectiveness.

#### ITEM POSTPONED

Mr. John Meinrath's request for exemption from Ordinance No. 840419-G Mockingbird Hill building permit moratorium was postponed until November 15, 1984.

## ORDINANCE AMENDED

The Council, on Councilmember Spaeth's motion, Councilmember Urdy's second, approved the request of Ms. Sharon Warner and waived the requirement for three readings to finally pass an ordinance amending Ordinance No. 840726-PP providing a new section 3 thereof. (5-2 Vote, Councilmembers Duncan and Shipman voted No.)

## **ZONING HEARINGS CONTINUED**

Mayor Mullen announced Council would continue hearing zoning cases which were pulled for discussion. Council heard, closed the public hearings, granted and directed the City Attorney to draw the necessary ordinances on the following:

-84 313	G.A. AND MCNEIL By David Armbrust		406	Sterzing	Street	From "A" 1: To "O" 2: RECOMMENDED tied to similarited to of office : level of p levels of o noting that may allow height and office spa	nd H&A D "O-1" 2nd te plan, 6,000 sq. space, one arking, tw office spa t pitched for increa additiona	ft. ce, roof sed
		٠	•			GRANTED	AS RECOM	MENDED

#### Motion

The Council, on Councilmember Rose's motion, Mayor Mullen's second, granted as recommended. (5-1-0 Vote, Councilmember Shipman voted No, Councilmember Duncan absent. Due to illness he had left the Council Chamber.)

20

11/8/84

ZONING - (Continued)

## Motion To Reconsider

Councilmember Rose's motion to reconsider, seconded by Councilmember Urdy, passed on a 6-0 Vote, Councilmember Duncan absent)

## Motion

The Council, on Councilmember Rose's motion, Councilmember Shipman's second, granted the Planning Commission recommendation that the zoning change be connected to this site plan and only this site plan and so noted so zoning will roll back if it is not this site plan. (6-0 Vote, Councilmember Duncan absent.)

|--|--|--|

NASH PHILLIPS/ COPUS, INC. By Scott Roberts	3018-3108 Cameron Loop (Leo St.) 8411-8415 Longview	From Interim "A" 1st H&A To "LR" 1st H&A
by Scott Roberts	Road	RECOMMENDED "SR" 1st H&A for 60' pipeline easement,

grant "LR" 1st H&A for remainder, subject to site plan, prohibit access to Longview until it is upgraded.

GRANTED AS RECOMMENDED

"O" 1st H&A for the balance of the tract, subject to PRA site plan.

Marie Gaines, OLDS, reviewed.

Brad Cohen said the Hampton Hills Neighborhood Association feels this creates artificial demands on the neighborhood and that it should be on Westgate Blvd.

Scott Roberts, representing NPC, explained their position.

(On Councilmember Rose's motion, Councilmember Spaeth's second, 6-0 Vote, Councilmember Duncan absent.)

BRABAND-WEIL PARINERSHIP	8947 F.M. 2	2244	From Interim "AA" 1st H&A To "LR" 1st H&A
By Terrence Lang			NOT RECOLMENDED
lrion	•		RECOMMENDED "LR" 1st H&A
			for the existing building

GRANTED LR 1st H&A SUBJECT TO PRA SITE PLAN

(On Councilmember Spaeth's motion, Mayor Mullen's second, 4-1- 0 Vote, Councilmember Rose out of the room, Councilmember Shipman No, Councilmember Duncan absent.)

21

11/8/84

ZONING - (Continued)

C14 r-84 EDUARDO LONGORLA 5701-5921 Balcones 308 By Corky Gilbert Drive

From "O" 1st H&A To "0-1" 2nd H&A NO RECOMMENDATION GRANT "O" 1st H&A BRING BACK NOV. 29 TO REMOVE COVENANT IF ALL IS IN ORDER

Marie Gaines reviewed the application.

Donna Kristaponis, representing Linear Properties, showed maps and charts and asked for the zoning change.

Jim Landrum, representing Northwest Hills Civic Association, asked for 1st height and area which would be no higher than 40'.

Marie Gaines discussed the parking and Mayor Mullen said the road is so narrow at that point. He asked Mr. Carrasco to have Urban Transportation go out there and report back on the findings.

### Motion

The Council, on Councilmember Shipman's motion, Councilmember Rose's second, granted the staff recommendation, "O" 1st H&A. (6-0 Vote, Councilmember Duncan absent.)

Ms. Kristaponis said she understood when the property was sold the City said the site plan had to be approved by the Planning Commission and the Council. "Our request would be, since we have submitted a lst H&A site plan that meets ordinance requirements, that is the preference of the neighborhood association, would the Council object to putting on their agenda next week consideration removing that covenant and allowing us to proceed with the site plan?" Ms. Gaines stated "We'll have to check the agreement to make sure there wasn't any notification requirments and if there isn't and the contract is all clear, we will be happy to put it back on the agenda."

C14 -84 EARL N. JACKSON, 276 ET AL By Craig A. Dunagan

3000 Medical Arts Street 2900-3000 Red River

From "B" 1st H&A "O" 1st H&A To RECOMMENDED "O" 1st H&A waive right-of-way and site plan, GRANTED AS RECOMMENDED

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

# COUNCIL MEMO

#### 22

"AA" on Lots 13, 14, 15, 16, 17, 22 and "AA" on 1.6 acres subject to dedication of up to 35' of right-ofway on Taylor Draper.

ZONING (CONTINUED)

CITY OF AUSTIN OFFICE OF LAND DEVELOPMENT SERVICES	Tract 2: 5717-5711 and rear of 5703 Penny Creek Drive and 11103-11106 Fox Way Drive	From Interim "AA" 1st H&A To Tr. 1: "O-1" 1st H&A Tr. 2: "A" 1st H&A NOT RECOMMENDED RECOMMENDED
(Tract 1 appr	•	Tr. 2 "A" on 2.13 acres fronting Taylor Draper;

GRANTED "A" 1st H&A ON 2.13 ACRES & 1.6 ACRE TRACT SUBJECT TO SITE PLAN APPROVAL BY NEIGHBORHOOD ASSOCIATION; "AA" ON LOTS 13, 14, 15, 16, 17, 22; 1.6 ACRE TRACT SUBJECT TO DEDICATION OF UP TO 35' OF RIGHT-OF-WAY ON TAYLOR DRAPER

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

C14-84 JEANETTE JOSEPH 298 BURKETT AND THE

JACK L. BURKETT

By Gerald Kucera

TRUST

3811-3903 Spicewood Springs Road

From Interim "A" 1st H&A "0" 2nd H&A To NOT RECOMPENDED RECOMMENDED "O-1" 1st H&A subject to site plan.

GRANTED "O-1" NOT TO EXCEED 30', LIMIT TO OFFICE & EXCLUDE MEDICAL

(On Councilmember Shipman's motion, Councilmember Spaeth's second, 6-0 Vote, Councilmember Duncan absent)

ZONINGS POSTPONED, DENIED & WITHDRAWN

Council voted to either postpone, deny or withdraw the following zoning cases as noted by each case:

WESTLAKE CROSS- RCALS OFFICE VENTURE	4301 Westlake High Drive		From "O" 1st H&A To "LR" 1st H&A RECOMMENDED			
By B. G. Tim Aynesworth		POSTPONED	то	11/29/84	4:00	P.M.

(On Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, 6-0 Vote, Councilmember Spaeth out of the room.)

Council Memo		23	11/8/84
ZONING - (Cont	inued)		
	HOWARD E. BRUNSON By Holye M. Osborne	7415 US #290-East	From "CR" 1st H&A To "C-1" 1st H&A RECOMMENDED "C-1" 1st H&A for 1,728 sq. ft. structure subject to rollback to "CR" in the event the use ceases, remainder of property is to remain zoned "CR". DENIED
(On Councilment	ber Urdy's motic	on, Councilmember :	Shipman's second, 7-0 Vote)
	GEARY LOUIS by T. J. Morton	3202-3302 Susquehanna Lane 3202-3208, 3203, 3301 Rockhurst Lane	From "AA" 1st H&A To "A" 1st H&A RECOMFIDED subject to restrictive covenant restricting five lots front-
		ition, postponed nous consent of	ing on Susqueharna to duplex and remaining nine lots fronting on Rockhurst to single-family residential use only.
c14-84 088	JOHN S. AVERY By Terrence Lang Irion	12200 Block of Jekel Circle	To "DL"1st H&A RECOMMENDED (as amended) "DL" 1st H&A subject to dedication of 40' of right- of-way from centerline of Oakmount, 45' of right-of- way from centerline of McNeil, 35' of right-of-way from centerline of Jekel Cir. Applicant is to offer a deed restriction prohibit- ing any curb cuts on East Jekel Cir. until the half street on applicant's side of East Jekel is constructed and accepted by the City to City Urban street.
		POSTPONE TO	<u>11/29/84 AT 4 P.M.</u>

(On Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, 6-0 Vote, Councilmember Rose was out of the room.)

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## 11/8/84

ZONING - (Continued)

C14 -84 300	RONALD P. BROOKS By Terrence Lang Irion	7009-7003 McNeil	From "A" 1st H&A To "C" 1st H&A RECOMMENDED subject to dedication of up to 40 feet of right-of-way from centerline of Oakmont, 45 feet of right-of-way from centerline of NcNeil, noting that property is to be developed as one
		POSTPONE T	tract. 0 11/29/84 AT 4 P.M.
C14-84 303	CHARLES RAY TUGGLE By James A. Brady	1000-1006 E. 47th Street 4703-4707 Depew	From "A" 1st H&A To "B" 1st H&A RECOMMENDED subject to dedication of up to 30' of right-of-way from the centerline of Depew and 25' of right-of-way from the centerline of Bernett and limited to 20 units per acre. TPONED INDEFINITELY
C14r-84 315	CARILLON JOINT VENIURE By Miguel "Mike" Guerrero	8120 Research Blvd.	From "C" 1st H&A To "C-2" 1st H&A RECOMMENDED subject to rollback to "C" 1st when "Laff Stop" ceases operation. 11/15/84 AT 5:30 P.M.

(On Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, 6-0 Vote, Councilmember Rose out of the room.)

> C14 -84 MARK HARDEMAN, 4502 East St. Elmo From Interim 317 TRUSTEE also bounded by To By M. Scott Todd Lane RECOMMENDED '

## POSTPONE TO 11/15/84 AT 4 P.M.

(On Mayor Pro Tem Trevino's motion, Councilmember Urdy's second,

Roberts

From Interim "AA" 1st H&A To "DL" 1st H&A RECOMMENDED "DL" 1st H&A up to the 100-yr. flood plain, subject to dedication of up to 60' of right-of-way for Todd Lane, noting that the area located between the centerline of the creek to the eastern boundary of the property is to be zoned "SR" and will be located as a conservation easement at the time of subdivision, subject to site plan.

Council Memo

ZONING - (Continued)

C14-84 LILIADO LALO & 282 ELOISE CAMPOS 2004-2006 Bert

66.28% valid petition

From "A" 1st H&A To "O" 1st H&A RECOMMENDED subject to a maximum of 12 children, rollback to "A" 1st H&A when the Foster home ceases operation.

POSTPONE TO 1/10/85 AT 3:30 P.M.

is needed for Turner Drive. INDEFINITE POSTPONEMENT

# Motion

During the consent motion, Council voted to approve the zoning change, on Mayor Pro Tem Trevino's motion, Councilmember Urdy's second. Motion passed by a 5-2 Vote, with Councilmembers Shipman and Duncan voting No.

## Motion To Reconsider

The Council, on Councilmember Duncan's motion, Mayor Mullen's second, approved reconsideration. (6-0 Vote, Councilmember Rose out of the room.)

## Postponement

The Council unanimously agreed to postpone the zoning hearing to January 10, 1985 at 3:30 p.m. There was no motion.

C14-84 ROBERT L. & MARY 251 D. OGDEN By Michael Garrison Valid petit Councilmember Spaeth abstain as he owns ad No vote on postponeme	said he would jacent property.	From "B" 2nd H&A To "O" 1st H&A RECOMMENDED as amended "O-1" 1st H&A with no ingress or egress to Highland Avenue, provide 6' privacy fence along the north property line, applicant is to submit site plan to neighborhood prior to City Council hearing.
	POSTPO	NE TO 11/15/84 AT 3:45 P.M.
C14 -83 A. J. CARLSON,	6713 Manor Road,	From Interim "A" Ist H&A
253 ET AL	also bounded by	To "GR" 1st H&A
By Hermann Vigil	Turner Drive	RECOLMENDED noting that
		up to 50' of right-of-way
On Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, 6-0 Vote, Councilmember Rose out of		from the centerline is needed for Springdale Rd. and up to 35' of right-of -way from the centerline

the room.

Council Memo

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ZONING - (Continued)

- C14-84 TRAVIS R. PHILLIPS 11607 Bell Avenue 316 & ADON SITRA By Travis R. Phillips
- C14 -84 TRISOURCE AUSTIN 6717 Circle S. Road 319 SOUTH POINT ASSN. By Dick L. Simmons

From "AA" 1st H&A To "A-2" 1st H&A NOT RECOMMENDED RECOMMENDED subject to 20' strip of "AA" to the south and retaining structure. POSTPONE INDEFINITELY From "DL" 1st H&A "B" 1st H&A To NOT RECOMMENDED RECOMMENDED "A-2" 1st H&A subject to 35 feet of right-of-way from centerline of Circle S Road. POSTPONE TO 12/6/84 AT 6 P.M.

(Applicant's request)

(On Mayor Pro Tem Trevino's motion, Councilmember Urdy's second, 6-0 Vote, Councilmember Rose out of the room.)

C14 -84 MRS. HERBERT 314 NITSCHKE By George Vonge

2114-2116 Goodrich Ave., also bounded by Allwood Drive

From "A" 1st H&A To "A-2" 1st H&A NOT RECOMMENDED RECOMMENDED "A-2" 1st subject to dedication of up to 30' of right-ofway from centerline of Goodrich and proper termination of Allwood Drive. POSTPONE INDEFINITELY

(On Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, 6-0 Vote, Councilmember Duncan absent.)

· · · · · · · · · · · · · · · · · · ·					
C14 -84 247	RPC INVESTMENTS INC. By David Antbrust	2426 Riverside Farms Road	From Interim "AA" 1st H&A To "GR" 1st H&A "B" & "BE" 1st H&A NOT RECOMMENDED RECOMMENDED "B", "ED" & "GR" 1st H&A as requested by applicant, subject to a 50-foot greenbelt and 50- foot setback of single-story units (100-foot total set- back) from north property line. Staff is to deter- mine whether Riverside Farms Road shoule be cul- de-sacced or terminated.		
	POSTPONED TO UNANIMOUS CON	<u>11/29/84 AT 4P.M.</u> ISENT			

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## 11/8/84

#### ZONING HEARINGS - (Continued)

	-84 WOODSTONE DEVELOP- 312 West 38t 163 MENT, INC. & 3803 Avenu By Lee Gros	e B To ''O'' 2nd H&A		
Ship	man/Spaeth 6-0 Rose out of room. I	8STBONE INDEFINITE PAYS FOR NOTIFICATION		
C14	-04 EDULE SLALK, JK. 118/9 Kesear	ch Blvd. From "O" 1st H&A		
Shin	180 By Ronald R. Barrick man/Mullen 6-0 Rose out of room	To "GR" 1st H&A		
		NOT RECOMMENDED DENIED		
C14	-84 WILLIAM, JR. & 1700 Stassne	y Lane From "A" 1st H&A		
Duno	230 SHARON BOYKO an/Mullen 6-0 Rose out of room	To "O-1" 1st H&A		
Danc	anymitten 0-0 Rose odt of toom	NOT RECOMMENDED		
		WITHDRAWN		
C14	-84 LEONARD H. MEISKE, 4210-4214 Ma	rathon From "A" Ist H&A		
	194 ET UX Boulevard	To "O-1" 1st H&A		
	DUUGLAS W. TERRY	NOT RECOMPLIED		
Tran	By Dick Wynn ino/Urdy 6-0 Rose out of room	DOSTDONE TO 1/10/85 AT & D M		
TIEA		POSIFONE IO 1/10/05 AL 4 P.M.		
C14	-84 JAMES & KATHERINE 4203-4207 Be	llvue From "A" 1st H&A		
	18/ TAYLOR, ET AL Avenue	To "O-1" 1st H&A		
	187 TAYLOR, ET AL Avenue By Katherine Taylor	NOT RECOMPLIED		
Trevino/Urdy 6-0 Rose out of room POSTPONE TO 1/10/85 at 4 P.M.				

## CITY MANAGER REPORTS

Terry Childers presented the City Manager's report on the Austin Nature Center; and Floyd Bermea presented the City Manager's report on Affirmative Action - Third Quarter, 1984.

The City Manager Report on 11th Year CDBG Timeline was not presented.

#### WASTEWATER TAP MORATORIUM

The Council, on Councilmember Spaeth's motion, Councilmember Urdy's second, waived the requirement for three readings and finally passed an ordinance amending the Wastewater Tap Moratorium Ordinance to include trucking and approved the contract. (5-1 Vote, Councilmember Shipman voted No, Councilmember Duncan absent.)

#### ADJOURNMENT

Council adjourned its meeting at 12:55 2.m., November 9, 1984.